Vol.40—No.170
9–2–75
PAGES
40139–40500

federal register

TUESDAY, SEPTEMBER 2, 1975

highlights

PART I:

NATIONAL SECURITY INFORMATION

Memorandum designating officials of the Commerce Department to classify material "Top Secret" 40139

FEDERAL ENERGY PROGRAM

FEA issues regulations on cost remedies and import license fee payments (3 documents); effective 9–2–75 40141–40143

CONSTRUCTION WORKERS

Labor/OSHA announces hearing on proposed revocation of ground fault circuit protection requirement 40170

MARINE ENGINEERING SYSTEMS AND COMPONENTS

DOT/CG updates its regulations; effective 9–29–75 40163

NEW HAMPSHIRE SENATORIAL ELECTION

FEC requests public response to inquiry 40202
FEC extends office hours for filing reports 40202

COLLEGE LIBRARY RESOURCES PROGRAM

HEW/OE sets 11–17 closing date for receipt of basic grant applications 40192

CONTINUED INSIDE

PART II:

MOBILE HOMES

HUD adopts construction and safety standards; effective 6–15–75 40260

PART III:

HEALTH RESOURCES

HEW designates health service areas and medically underserved areas and population groups (2 documents) 40305

PART IV:

PRIVACY ACT

The following agencies issue documents relating to implementation of the Act and/or notices of Systems of Records:
Pension Benefit Guaranty Corporation 40498
Farm Credit Administration 40454
Panama Canal Company 40485
Management and Budget Office 40493
State Department (2 documents) 40456, 40460

reminders

(The items in this list were editorially compiled as an aid to FEDERAL REGISTER users. Inclusion or exclusion from this list has no legal significance. Since this list is intended as a reminder, it does not include effective dates that occur within 14 days of publication.)

Rules Going Into Effect

SEPTEMBER 1, 1975

COMMERCE/FMC—Freight and passenger rates, fares and charges; containerized cargo..... 24727; 6–10–75

DOT/FHA—Emergency air brake systems; standards..... 31771; 7–29–75

NHTSA—Federal motor vehicle safety standards for:

Brake hoses..... 24012; 6–28–74

Emergency air brake systems..... 2989; 1–17–75

Fuel system integrity..... 10586, 3–21–74; 40857; 11–21–74

Hydraulic brakes..... 3047, 2–1–73; 13017, 5–18–73

Windshield defrosting and defogging systems..... 6708, 2–22–74; 10856, 3–21–74; 11584, 3–12–75; 18411, 4–28–75; 12991, 3–24–75

Windshield zone intrusion..... 25462; 6–16–75

FEA—Old oil price ceilings; revised phase-out program..... 31740; 7–29–75

FHLBB—Savings and loan system; liquidity..... 33029; 8–6–75

FRS—Maturity notice on certificate and other time savings deposits..... 24895; 6–11–75

SEC—Broker-dealer or associated person; registration (2 documents)..... 30634, 30635; 7–22–75

Uniform net capital rule and alternative net capital requirement for certain securities brokers and dealers..... 29795; 7–16–75

USDA/AMS—Raisins produced from grapes grown in California; change in payment rate for box and bin rental. 31740; 7–29–75

SEPTEMBER 2, 1975

DOT/FAA—Airworthiness directives; Lockheed and McDonnell Douglas (2 documents)..... 36762; 8–22–75

FRS—Interest on deposits; withdrawal from savings deposits..... 32736; 8–4–75

List of Public Laws

NOTE: No acts approved by the President were received by the Office of the Federal Register for inclusion in today's LIST OF PUBLIC LAWS.

The following government agencies have submitted Privacy Act documents to the Office of the Federal Register for publication. These documents are available for public inspection at the Federal Register Office, 1100 L St. NW., Rm. 8401. They will be published according to the following schedule:

Agency	*1975 Date of Issue*
National Security Council, proposed rules & notices	Sept. 3
Marine Mammal Commission, proposed rules & notices	*
Environmental Protection Agency, proposed rules	Sept. 3
Dept. of Defense/Army, supplement to notices published Aug. 18	*
Community Services Administration	notices; Sept. 4
Dept. of Interior, notices	*
U.S. Civil Rights Commission, proposed rules & notices	Sept. 3
Civil Aeronautics Board, notices	Sept. 3
Environmental Protection Agency, proposed rules	Sept. 3
Federal Trade Commission, final rules	Sept. 3
Consumer Product Safety Commission, proposed rules	*
Commodity Futures Trading Commission, final rules	Sept. 4

*Will be published as soon as possible but not yet scheduled.

ATTENTION: Questions, corrections, or requests for information regarding the contents of this issue only may be made by dialing 202–523–5284. For information on obtaining extra copies, please call 202–523–5240. To obtain advance information from recorded highlights of selected documents to appear in the next issue, dial 202–523–5022.

federal register

Area Code 202 Phone 523-5240

Published daily, Monday through Friday (no publication on Saturdays, Sundays, or on official Federal holidays), by the Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408, under the Federal Register Act (49 Stat. 500, as amended; 44 U.S.C., Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The FEDERAL REGISTER provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive orders and Federal agency documents having general applicability and legal effect, documents required to be published by Act of Congress and other Federal agency documents of public interest.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $5.00 per month or $45 per year, payable in advance. The charge for individual copies is 75 cents for each issue, or 75 cents for each group of pages as actually bound. Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

IMPORTED CAB CHASSIS

Treasury/Customs issues notice of classification; comments by 10–2–75 40190

FEDERAL-STATE COOPERATIVE MILK PROGRAM

HEW/FDA announces proposed codification of pasteurized milk ordinance and interstate shippers program 40192

MEETINGS—

FCC: Special Committee on Marine Radiotelephone Education, 9–17–75 40198
DOD/Sec'y: DDR&E High Energy Laser Review Group, 9–18–75 40190
Labor/Employee Benefits Security Office: Advisory Council on Employee Welfare and Pension Benefit Plans, 9–16 and 9–17–75 40218
GSA: Regional Public Advisory Panel on Architectural and Engineering Services, 9–24–75 40215
HEW/ADAMHA: Minority Advisory Committee, 9–19–75 40190
Treasury/Secretary: President's Labor-Management Committee, 9–17–75 40190
Privacy Protection Study Commission, 9–8–75 40216
Legal Services Corporation: Committee on Presidential Search 40244

contents

THE PRESIDENT

Memorandums

National security information; classification by certain officials of the Commerce Department ... 40139

EXECUTIVE AGENCIES

ADMINISTRATIVE COMMITTEE OF THE FEDERAL REGISTER

See Federal Register Office.

AGRICULTURAL MARKETING SERVICE

Rules

Expenses and rate of assessment:
Raisins produced from grapes grown in Calif.; change in varietal types list; correction ... 40141

Proposed Rules

Expenses and rates of assessment:
Pears (fresh) grown in Oreg. and Wash ... 40170

AGRICULTURE DEPARTMENT

See Agricultural Marketing Service; Forest Service.

ALCOHOL, DRUG ABUSE AND MENTAL HEALTH ADMINISTRATION

Notices

Meetings:
Minority Advisory Committee ... 40191

CIVIL AERONAUTICS BOARD

Notices

Hearings, etc.:
Domestic night coach fare investigation ... 40193

COAST GUARD

Rules

Marine engineering systems and components; miscellaneous amendments ... 40163

COMMERCE DEPARTMENT

See Maritime Administration.

CUSTOMS SERVICE

Notices

Customhouse broker license cancellation; Clarke O. Walker ... 40190
Tariff classification of cab chassis; solicitation of views ... 40190

DEFENSE DEPARTMENT

Notices

High Energy Laser Review Group; establishment, etc ... 40190
Meetings:
DDR&E High Energy Laser Review Group Laser Beam Control Subpanel ... 40190

DRUG ENFORCEMENT ADMINISTRATION

Notices

Applications to manufacture controlled substances:
Arenol Chemical Corp. and Parke, Davis & Co ... 40191
Registrations, actions affecting:
Elizey, Howard W.; hearing ... 40190

EDUCATION OFFICE

Notices

College Library Resources Program; basic grant applications; closing date for receipt ... 40192

EMPLOYEE BENEFITS SECURITY OFFICE

Notices

Meetings:
Advisory Council on Employee Welfare and Pension Benefit Plans ... 40218

ENVIRONMENTAL PROTECTION AGENCY

Rules

Air quality implementation plans:
Kentucky ... 40158
National ambient air quality standards ... 40160
Pesticide chemicals in or on raw agricultural commodities; tolerances and exemptions, etc.:
Certain inert ingredients ... 40161

Proposed Rules

Air quality implementation plans, Idaho ... 40172

Notices

Pesticide registration; applications ... 40197
Pesticides, specific exemptions and experimental use permits:
Herculite Protective Fabrics Corp ... 40193
Mobil Chemical Co ... 40194
Monsanto Co ... 40198
North Dakota State University ... 40194
Phostoxin Sales, Inc ... 40194
South Dakota State University ... 40195
Texas Parks and Wildlife Department ... 40196
Union Carbide Corp ... 40194
Washington State Department of Agriculture ... 40196
Minnesota Department of Agriculture ... 40194

FARM CREDIT ADMINISTRATION

Rules

Privacy Act ... 40454

FEDERAL COMMUNICATIONS COMMISSION

Rules

Industrial radio services; availability of splinter frequencies; correction ... 40169

Proposed Rules

Multiple ownership of standard, FM, and television broadcast stations ... 40172
UHF TV "taboo" table, re-evaluation; extension of time ... 40172

Notices

Meetings:
Special Committee on Marine Radiotelephone Operator Education ... 40198
TV and FM translator applications; availability ... 40200
Hearings, etc.:
Sherwood Broadcasting, Inc., et al ... 40199

FEDERAL ELECTION COMMISSION

Notices

Advisory opinion requests:
New Hampshire; U.S. Senate election ... 40202
New Hampshire, U.S. Senate election; extended office hours for filing reports ... 40202

FEDERAL ENERGY ADMINISTRATION

Rules

Administrative procedures and sanctions; remedies ... 40141
Mandatory petroleum price regulations:
Landed costs; remedies ... 40142
Oil import regulations:
Reduction of import license fee payments ... 40143

Notices
Transportation Advisory Committee; establishment (2 documents) 40202

FEDERAL MARITIME COMMISSION
Notices
Complaints filed:
CSC International, Inc. v. Royal Netherlands Steamship Co. 40205
Agreements filed, etc.:
Astoria, port of, and Waterway Terminals Co. 40204
Atlantic and Gulf-Indonesia Conference 40293
Indonesian discussion agreement 40293
Los Angeles, city of, and Japan Line, Ltd., et al. 40293
Malaysian/Straits discussion agreement 40204
Pacific Westbound Conference 40204

FEDERAL POWER COMMISSION
Notices
Hearings, etc.:
Argentati, Elio 40210
Bonneville Power Administration 40205
Cities Service Gas Co. 40205
Colorado Interstate Gas Co. et al. 40205
Columbia Gas Transmission Corp. et al. 40205
Consolidated Gas Supply Corp et al. 40205
El Paso Alaska Co. et al. 40208
El Paso Natural Gas Co. 40209
R & G Drilling Co. et al. 40210
Sun Oil Co. 40211
Trunkline Gas Co et al. (2 documents) 40211
United Gas Pipe Line Co. 40212
Utah Power and Light Co. 40213

FEDERAL REGISTER OFFICE
Rules
CFR checklist; 1975 issuances 40141

FEDERAL RESERVE SYSTEM
Notices
Applications, etc.:
Ameribanc, Inc. 40213
D. H. Baldwin Co. 40213
Midland Bancorp, Inc. 40214
Stockton Bancorp, Inc. 40214
U.S. Bancshares, Inc. 40214

FEDERAL TRADE COMMISSION
Rules
Prohibited trade practices:
Allora, Ltd., et al. 40143
Alpert Corp., et al. 40144
Beneficial Corp., et al. 40152
Carlile-Agee & Associates, Inc., et al. 40145
Golden Key Homes Bldg. Corp., et al. 40145
Guthrie Construction Co., et al. 40146
Hallcraft Homes, Inc., et al. 40147
Lumberjack Meats, Inc., et al. 40154
Marshall Cavendish Corp. 40153
Medema Homes, Inc., et al. 40147
Moore Realty Co., et al. 40148
Morton-Norwich Products, Inc., et al. 40149
Perl-Mack Enterprises, Co., et al. 40149
Ridgewood Realty, Inc., et al. 40150
Walden Realty Co., et al. 40151
Witkin Homes, Inc., et al. 40151
Zodiac Construction, Ltd., et al. 40152

FOOD AND DRUG ADMINISTRATION
~~Rules~~ Notices
Federal-State cooperative programs:
Pasteurized milk ordinance and interstate milk shippers program; proposed codification 40192

FOREST SERVICE
Notices
Environmental statements:
Boise National Forest 40191

GENERAL SERVICES ADMINISTRATION
Notices
Authority delegations:
Secretary of Defense (2 documents) 40214
Meetings:
Architectural and Engineering Services Regional Public Advisory Panel 40215
Property management regulations, temporary:
Motor vehicle reporting requirements; use of form 40215

HEALTH, EDUCATION, AND WELFARE DEPARTMENT
See also Alcohol, Drug Abuse and Mental Health Administration; Education Office; Food and Drug Administration; Social Security Administration.
Rules
Claims collection; authority delegation to Department Claims officer, et al. 40162
Protection of human subjects; fetuses, pregnant women, in vitro fertilization; correction 40163
Notices
Health insurance for the aged and disabled:
Periodic interim payments 40192
Health service areas; designation 40306
Medically underserved areas and population groups; designation 40315
Privacy Act; systems of records; correction 40491

HOUSING PRODUCTION AND MORTGAGE CREDIT, OFFICE OF ASSISTANT SECRETARY
Rules
Federal mobile home construction and safety standards 40260

HOUSING AND URBAN DEVELOPMENT DEPARTMENT
See also Housing Production and Mortgage Credit, Office of Assistant Secretary.

INTERIOR DEPARTMENT
See Land Management Bureau; National Park Service; Reclamation Bureau.

INTERNATIONAL TRADE COMMISSION
Proposed Rules
Rules of practice and procedure 40173

INTERSTATE COMMERCE COMMISSION
Notices
Hearing assignments 40243
Fourth section applications for relief 40244
Freight rate increases; special procedures 40244
Motor carriers
Irregular route property carriers; gateway elimination 40221
Temporary authority applications (2 documents) 40240
Transfer proceedings 40240

JUSTICE DEPARTMENT
See Drug Enforcement Administration.

LABOR DEPARTMENT
See also Employee Benefits Security Office; Occupational Safety and Health Administration.
Notices
Adjustment assistance:
Airco Electronics 40218
Control Data Corp. 40219
Mid-America Dairymen, Inc. 40220
Sheller Globe Corp. 40220
Advisory Council on Employee Welfare and Pension Benefit Plans; establishment 40218

LAND MANAGEMENT BUREAU
Rules
Public land orders:
Colorado 40162
New Mexico (2 documents) 40162

LEGAL SERVICES CORPORATION
Notices
Meetings:
Committee on Presidential Search 40244

MANAGEMENT AND BUDGET OFFICE
Notices
Systems of records; implementation 40493

MARITIME ADMINISTRATION
Notices
Application, etc.:
United States Lines, Inc. 40191

MATERIALS TRANSPORTATION BUREAU
Proposed Rules
Matter incorporated by reference; updated 40171

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
Notices
Petitions for temporary exemption from safety standards:
Motor Coach Industries 40193

NATIONAL PARK SERVICE
Notices
Historic Places National Register.. 40184

NUCLEAR REGULATORY COMMISSION
Notices
Applications, etc.:
Consumers Power Co..... 40215
Privacy Act; systems of records; correction 40492

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
Rules
State plans for enforcement of standards:
Alaska 40157
California 40155
Iowa (2 documents)..... 40156, 40157
Proposed Rules
Health and safety standards:
Ground-fault circuit protection; hearing 40170

PANAMA CANAL COMPANY
Proposed Rules
Privacy Act..... 40485

PENSION BENEFIT GUARANTY CORPORATION
Notices
Privacy Act; systems of records; implementation 40498

PRIVACY PROTECTION STUDY COMMISSION
Notices
Meetings 40216

RAILROAD RETIREMENT BOARD
Notices
Railroad retirement supplemental annuity program; determination of quarterly rate of excise tax 40216
Railroad unemployment insurance; extension of benefits..... 40216

RECLAMATION BUREAU
Notices
Environmental statements; availability, etc.:
Rio Grande and Middle Rio Grande Projects, N. Mex..... 40189

SECURITIES AND EXCHANGE COMMISSION
Notices
Hearings, etc.:
Metropolitan Edison Co..... 40216

SMALL BUSINESS ADMINISTRATION
Notices
Authority delegations:
Field offices..... 40217

SOCIAL SECURITY ADMINISTRATION
Proposed Rules
Health insurance for aged and disabled:
Reimbursement for cost-~~bias~~ health maintenance organizations; principles; correction 40171

STATE DEPARTMENT
Proposed Rules
Privacy Act..... 40456
Notices
Privacy Act; systems of records; implementation 40460

TRANSPORTATION DEPARTMENT
See also Coast Guard; Materials Transportation Bureau; National Highway Traffic Safety Administration.
Notices
Privacy Act; systems of records; implementation and correction (2 documents)..... 40490

TREASURY DEPARTMENT
See also Customs Service.
Notices
Meetings:
President's Labor-Management Committee 40190

list of cfr parts affected

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

A Cumulative List of CFR Sections Affected is published separately at the end of each month. The guide lists the parts and sections affected by documents published since the revision date of each title.

3 CFR
EXECUTIVE ORDERS:
July 2, 1910 (See PLO 5512)..... 40162
MEMORANDUMS:
Memorandum of August 17, 1975.. 40139

7 CFR
989..... 40141
PROPOSED RULES:
931..... 40170

10 CFR
205..... 40141
212..... 40142
213..... 40143

12 CFR
603..... 40454

16 CFR
13 (17 documents)..... 40143–40154

19 CFR
PROPOSED RULES:
201..... 40173
210..... 40173

20 CFR
PROPOSED RULES:
405..... 40171

22 CFR
PROPOSED RULES:
6a..... 40456

24 CFR
280..... 40261

29 CFR
1952 (4 documents)..... 40155–40157
PROPOSED RULES:
1910..... 40170
1926..... 40170

35 CFR
PROPOSED RULES:
10..... 40485

40 CFR
52 (2 documents)..... 40158–40160
180..... 40161
PROPOSED RULES:
52..... 40172

43 CFR
PUBLIC LAND ORDERS:
4643 (Revoked in part by PLO 5511) 40162
5511..... 40162
5512..... 40162
5513..... 40162

45 CFR
30..... 40162
46..... 40163

46 CFR
32..... 40163
35..... 40163
50..... 40163
52..... 40163
53..... 40163
54..... 40163
56..... 40164
58..... 40168
63..... 40169

47 CFR
91..... 40169
PROPOSED RULES:
73 (2 documents)..... 40172

49 CFR
PROPOSED RULES:
171..... 40171

presidential documents

Title 3—The President

Memorandum of August 17, 1975

Classification of National Security Information

Memorandum for the Secretary of Commerce; the Director, Office of Investigations and Security, Department of Commerce

THE WHITE HOUSE,
Washington, August 17, 1975.

Pursuant to the provisions of paragraph (A), section 2 of Executive Order No. 11652, I hereby designate the following officials in the Department of Commerce to originally classify national security information or material as "Top Secret":

(a) The Secretary of Commerce.

(b) The Director, Office of Investigations and Security.

This designation shall be published in the FEDERAL REGISTER.

Gerald R. Ford

[FR Doc.75-23361 Filed 8-29-75;11:08 am]

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 1—General Provisions

CHAPTER I—ADMINISTRATIVE COMMITTEE OF THE FEDERAL REGISTER

CFR CHECKLIST

1975 Issuances

This checklist, prepared by the Office of the Federal Register, is published in the first issue of each month. It is arranged in the order of CFR titles, and shows the revision date and price of the volumes of the Code of Federal Regulations issued to date for 1975. New units issued during the month are announced on the back cover of the daily FEDERAL REGISTER as they become available.

The rate for subscription service to all revised volumes issued for 1975 is $350 domestic, $75 additional for foreign mailing.

Order from Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.

CFR Unit (Rev. as of Jan. 1, 1975):

Title	Price
1	$1.45
2	.70
3A 1974 Compilation	2.75
4	2.70
5	4.35
6 [Reserved]	
7 Parts:	
0–45	6.15
46–51	4.10
52	6.15
53–209	6.10
210–699	5.65
700–749	4.25
750–899	2.95
900–944	4.50
945–980	2.30
981–999	2.55
1000–1059	4.35
1060–1119	4.80
1120–1199	3.75
1200–1499	4.05
1500–end	6.30
8	2.45
9	6.25
10 Parts:	
0–199	4.90
200–end	3.00
11	1.35
12 Parts:	
1–299	6.35
300–end	6.40
13	3.60
14 Parts:	
1–59	5.85
60–199	6.10
200–end	7.15
15	4.50
16 Parts:	
0–149	6.05
150–end	5.50

CFR Unit (Rev. as of April 1, 1975):

Title	Price
17	$6.30
18 Parts:	
1–149	4.65
150–end	4.65
19	5.40
20 Parts:	
1–399	$2.45
400–end	9.70
21 Parts:	
1–9	2.10
200–299	1.60
300–499	5.80
500–599	3.60
600–1299	2.95
1300–end	1.90
22	4.75
23	3.55
24 Parts:	
0–499	5.80
500–end	5.45
25	4.40
26 Parts:	
1 (§§ 1.0–1—1.169)	5.90
1 (§§ 1.170–1.300)	3.65
1 (§§ 1.301–1.400)	2.90
1 (§§ 1.401–1.500)	3.45
1 (§§ 1.501–1.640)	4.00
1 (§§ 1.641–1.850)	4.40
1 (§§ 1.851–1.1200)	5.80
1 (§ 1.1201–end)	6.90
2–29	3.40
30–39	3.40
40–299	5.25
300–499	3.55
500–599 (Retain CFR Vol. Rev. 4–1–74)	3.15
600–end	1.70
27 (Rev. May 1, 1975)	7.70

CFR Unit (Rev. as of July 1, 1975):

Title	Price
28	$2.70
32 Parts:	
400–589	4.90
590–699	2.35
1000–1399	2.05
1600–end	1.80
32A	2.85
40 Parts:	
0–49	2.90
41 Chapters:	
7	1.80
8	1.80

1974 CFR volumes previously announced are available from the Superintendent of Documents at the prices listed below:

CFR Unit (Rev. as of Oct. 1, 1974):

Title	Price
42	$4.45
43 Parts:	
1–999	3.95
1000–end	5.65
44 [Reserved]	
45 Parts:	
1–99	3.00
100–199	5.30
200–499	3.15
500–end	3.65
46 Parts:	
1–29	$2.05
30–40	2.05
41–69	3.85
70–89	2.05
90–109	1.90
110–139	1.90
140–149	7.60
150–165	3.70
166–199	2.55
200–end	6.20
47 Parts:	
0–19	4.10
20–69	5.20
70–79	4.45
80–end	6.05
48 [Reserved]	
49 Parts:	
1–99	1.90
100–199	7.20
200–999	5.85
1000–1199	3.40
1200–1299 (Rev. Nov. 1, 1974)	7.55
1300–end	2.75
50	3.80

Title 7—Agriculture

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

PART 989—RAISINS PRODUCED FROM GRAPES GROWN IN CALIFORNIA

Change in List of Varietal Types To Include Dipped Seedless Raisins and Applicable Grade Standards

Correction

In FR Doc. 75–19663 appearing at page 31739 in the issue for Tuesday, July 29, 1975, in the eighth line of § 989.110, the word "Zane" should read "Zante".

Title 10—Energy

CHAPTER II—FEDERAL ENERGY ADMINISTRATION

PART 205—ADMINISTRATIVE PROCEDURES AND SANCTIONS

Remedies

The Federal Energy Administration hereby amends, effective immediately, § 205.195 of Chapter II, Title 10, Code of Federal Regulations with respect to remedies which may be incorporated in a remedial order, a remedial order for immediate compliance, an order of disallowance or a consent order. The purpose of this amendment is to provide a clarification, in the form of specific examples, of the exercise of the authority already contained in § 205.195.

Section 205.195 presently permits the FEA, among other things, to order a firm to refund amounts paid to such firm that

are in excess of the amount permitted under Part 212, or to "take such other action as the FEA determines is necessary to eliminate or to compensate for the effects of a violation or any cost disallowance pursuant to §§ 212.83 or 212.84."

Currently, and pursuant to § 205.195, FEA practice is to order firms to refund the amount of overcharges to their immediate customers. The amendment to the regulation clarifies the FEA's authority to order refunds not only to a firm's immediate customers, but to the ultimate customers who have purchased the covered product, subject to the overcharges, from a middle level distributor of the firm's products. In addition, the amendment clarifies the FEA's authority, in cases where it orders refunds to wholesalers and other middle level distributors, to require that those wholesalers and distributors pass through the refund amount to their purchasers of the covered products which were subject to the overcharge. Finally, the amendment clarifies the FEA's authority to require, as part of a rollback or refund, that the violator include appropriate interest and compensation to downstream distributors for the administrative expenses of passing through refunds to the ultimate victims of an overcharge.

The principal aim of these amendments is to make it clear that the FEA can and will continue to provide meaningful relief from the effects of price overcharges, even if price controls should expire. To allow the FEA to carry out its enforcement responsibilities effectively, it is necessary to utilize appropriate means to insure that refunds are channeled directly to the ultimate consumers who, in the end, bear the brunt of price overcharges. As an illustration, during the period of price controls, refunds by a refiner to a reseller have been treated by the FEA in some cases as a downward adjustment of the reseller's cost of product. The reseller's customers (*i.e.*, the refiner's ultimate customers) benefit from the refund because the reseller is often compelled by the price regulations to adjust his own prices accordingly.

The termination of price controls will eliminate this use of price controls as one tool in assuring that the ultimate victims of an overcharge receive to the extent possible the benefits of a refund or rollback ordered by the FEA. However, under section 4(g)(1) and section 5 of the Emergency Petroleum Allocation Act of 1973 ("EPAA"), as amended, the FEA has authority to achieve appropriate remedies of price and allocation violations even after the expiration of the EPAA. In order to accomplish appropriate remedies after controls have expired, the FEA intends, as it has in the past, to require by order whatever action is necessary on the part of offenders and downstream resellers to assure, to the extent possible, that refunds and rollbacks flow to those persons who were the victims of the overcharge. Thus, section 205.195 is being amended to clarify the FEA's authority to require, for example, that refunds be paid directly to ultimate consumers, that the recipients of refunds pass through such refunds to their customers, and that offenders and their intermediate customers hold their prices at designated levels until such time as a particular violation has been fully remedied.

Because of the expiration on August 31, 1975 of authority to promulgate regulations pursuant to section 4(a) of the EPAA, strict compliance with the provisions of section 7(i)(1)(B) of the Federal Energy Administration Act of 1974 (Pub. L. 93-275), regarding notice and opportunity to comment would not be possible prior to such expiration, and therefore compliance could result in serious injury to the public welfare. Thus, the FEA is hereby waiving notice and public comment.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159, as amended by Pub. L. 93-511; 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, effective immediately, as set forth below.

Issued in Washington, D.C., August 28, 1975.

DAVID G. WILSON,
Acting General Counsel,
Federal Energy Administration.

Section 205.195 is revised to read as follows:

§ 205.195 Remedies.

(a) A remedial order, a remedial order for immediate compliance, an order of disallowance, or a consent order may require the person to whom it is directed to roll back prices, to make refunds equal to the amount (plus interest) charged in excess of those amounts permitted under Part 212, to make appropriate compensation to third persons for administrative expenses of effectuating appropriate remedies, and to take such other actions as the FEA determines is necessary to eliminate or to compensate for the effects of a violation or any cost disallowance pursuant to §§ 212.83 or 212.84. Such action may include a direction to the person to whom the order is issued to make refunds directly to any purchasers of the products involved, notwithstanding that those purchasers obtained such products from an intermediate distributor of such person's products, and may require as part of the remedy that the person to whom the order is issued maintain his prices at certain designated levels, notwithstanding the presence or absence of other regulatory controls on such person's prices.

(b) The FEA may, when it deems it appropriate, issue orders ancillary to a remedial order, remedial order for immediate compliance, order of disallowance, or consent order requiring that a direct or indirect recipient of a refund pass through, by such means as the FEA deems appropriate, including those described in paragraph (a) of this section, all or a portion of the refund, on a pro rata basis, to those customers of the recipient who were adversely affected by the initial overcharge.

[FR Doc.75-23236 Filed 8-28-75;10:59 am]

PART 212—MANDATORY PETROLEUM PRICE REGULATIONS

Landed Costs; Remedies

On August 18, 1975, the Federal Energy Administration (FEA) issued a proposed amendment in order to establish appropriate authority for making refunds pursuant to § 212.84 if FEA's authority to promulgate regulations under Section 4 of the Emergency Petroleum Allocation Act should expire. (40 FR 36389, August 20, 1975). The public comments received with respect to this proposal have now been evaluated. The public hearing, scheduled for August 28, was cancelled for lack of interest. The principal concern of the comments was the need to consider unrecouped or "banked" costs in ordering adjustments. Under the amended regulation, FEA retains considerable flexibility, in order that it may exercise its discretion in a manner that permits the fashioning of equitable remedies. This would include the recognition of refiners' "banks" of unrecouped prior costs, where appropriate.

As explained in the proposal, even if FEA's price control authority expires, FEA will continue to make whatever adjustments may be necessary to transfer prices for periods prior to the expiration of controls. Prior to this amendment, refiners notified of disallowed costs subtracted the net amount disallowed from the landed cost computed for the month of measurement in which the refiner received notice of disallowance. However, if general price control authority expires, this action would no longer have any significance since prices in the months in which the notice would be received would no longer be subject to control. In order to permit FEA to carry out its enforcement responsibilities after the expiration of control authority, it will be necessary to use other means to provide refunds to injured customers, to roll back prices, or to order such other action as may be necessary to compensate for the cost disallowance. Accordingly, § 212.84(d)(3) is amended to authorize the use of such other appropriate remedies if price control authority expires.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159, as amended by Pub. L. 93-511. Federal Energy Administration Act of 1974, Pub. L. 93-275; E.O. 11790, 39 FR 23185)

In consideration of the foregoing, Part 212 of Chapter II, Title 10 of the Code of Federal Regulations is amended as set forth below, effective immediately.

Issued in Washington, D.C., August 28, 1975.

DAVID G. WILSON,
Acting General Counsel,
Federal Energy Administration.

1. Section 212.84 is amended by revising paragraph (d)(3) to read as follows:

§ 212.84 Disallowance of costs.

(d) * * *

(3) Upon notification by the FEA that its costs have been disallowed, a refiner shall recalculate its costs for the month of measurement in which the disallowed costs were incurred, using the representative price for that month. The difference between the refiner's disallowed costs and its recalculated costs shall then be subtracted from the landed costs computed for the month of measurement in which the refiner receives an order of disallowance; *provided*, That if such action by the refiner would not be effective to remedy any overcharge attributable to the net amount disallowed because of the expiration of FEA's authority to control petroleum product prices pursuant to this part, FEA may require the refiner to roll back prices, refund to identifiable purchasers amounts paid to the refiner in excess of the amount permitted under Part 212 after adjustment for any disallowance, or to take such other action as FEA determines is necessary to eliminate or compensate for the effects of any cost overcharge which has been disallowed and which is authorized by § 205.195.

[FR Doc.75-23234 Filed 8-28-75;10:57 am]

PART 213—OIL IMPORT REGULATIONS

Reduction of Import License Fee Payments

On August 5, 1975, the Federal Energy Administration (FEA) issued proposed technical amendments to the Oil Import Regulations (40 FR 33474, August 8, 1975). Twenty-three comments were received, and further presentations were made at public hearings held on August 20, 1975. FEA is now evaluating the various issues raised by the public with respect to each of its proposed amendments. However, in order that FEA may implement that portion of its proposal with respect to which there was general approval, without awaiting the evaluation of all proposed changes, FEA hereby adds § 213.35(a)(10), and amends § 213.35(e)(2)(i) and § 213.35(f)(2)(iii) as proposed, except for a technical clarification of § 213.35(a)(10).

Under these amended regulations § 213.35(a)(10) will now authorize importers holding a license not issued by prepayment to reduce payments of fees and supplemental fees, on a monthly basis, by an amount equal to the net duties paid less any applicable drawback attributable to imports made after February 1, received during that period. This procedure eliminates the necessity of applying for a refund of sums equivalent to tariffs paid, which has contributed to cash flow problems and was costly in terms of the time-value of money. In order to facilitate this procedure, FEA has changed the previous requirement of calculating duties in terms of those "found payable upon liquidation" to a calculation based on net duties (that is, estimated duties as adjusted). This is necessary because liquidation data would not, ordinarily, be available in time to permit net-out of duties on a current basis. Importers pursuant to a license issued upon prepayment are not authorized to net out sums equivalent to the tariffs potentially payable. However, § 213.35(e)(2)(i) is amended so that such importers, in applying for refunds, may also calculate duties paid on a "net duty," rather than "liquidation" basis. This will maintain consistency between both groups of importers, and also increase the speed with which such refunds could be made available.

Also in this connection, FEA is amending § 213.35(f)(2)(iii) in order to permit bonded importers paying a tax to Puerto Rico pursuant to the Proclamation, to tender simultaneously their respective payments to the United States and Puerto Rico on a basis permitting the net-out of tariffs paid. Under this amendment, the necessity to furnish tax-paid receipts to FEA is eliminated. Instead, the importer may furnish certified documents prepared for the Government of Puerto Rico containing computations of the volumes of material subject to tax, and calculations based thereon of the amounts owing to Puerto Rico for payment of the tax.

It should be noted that implementation of this proposal with respect to the reduction of license fee payments by the amount of net tariffs paid, does not constitute any determination by FEA with respect to comments urging that refunds due for exports should receive the same treatment. This issue is still being evaluated.

(Federal Energy Administration Act of 1974, Pub. L. 93275; E.O. 11790, 39 FR 23185; Trade Expansion Act of 1962, P. L. 87794, as amended; Proclamation No. 3279, 24 FR 1781, as amended by Proclamation No. 4210, 38 FR 9645, Proclamation No. 4227, 38 FR 16195, Proclamation No. 4317, 38 FR 35103, Proclamation No. 4341, 40 FR 3956, Proclamation No. 4355, 40 FR 10437, Proclamation No. 4370, 40 FR 19421, and Proclamation No. 4377, 40 FR 23429)

In consideration of the foregoing, Part 213 of Chapter II, Title 10 of the Code of Federal Regulations is amended as set forth below, effective immediately.

Issued in Washington, D.C., August 27, 1975.

DAVID G. WILSON,

Acting General Counsel,
Federal Energy Administration.

Section 213.35 is amended by adding a new paragraph (a)(10) and by revising paragraphs (e)(2)(i) and (f)(2)(iii) to read as follows:

§ 213.35 Allocations and fee-paid licenses for imports of crude oil, unfinished oils, and finished products.

(a) * * *

(10) An importer of record who holds a license not issued upon prepayment, may reduce the payments made pursuant to paragraphs (c) and (d) of this section, on a monthly basis, by sums equal to the sums collected by way of net duties paid to the United States Customs Service, less any duty drawbacks of tariffs paid on imports made on or after February 1, 1975 received during the same period, *provided*, That said importer certifies the amount of net duties paid and drawback received during that period. Where the duty drawback exceeds the net duty paid during that period, the net difference shall be applied to subsequent periods, *provided*, That when the duty less drawback exceeds the fee imposed, any excess duty may be used to reduce fees payable during the subsequent six months.

* * * * *

(e) * * *

(2) * * *

(i) In the case of licenses issued upon prepayment, for payment to the importer of record, on a monthly basis, of sums equal to the sums collected by way of net duties paid to the United States Customs Service, less any drawbacks of tariffs paid on imports made on or after February 1, 1975 received during the same period, *provided*, That said importer certifies the amount of net duties paid and drawback received during that period. Where the duty drawback exceeds the net duty paid during that period, the net difference shall be applied to subsequent periods, *provided*, That when the duty less drawback exceeds the fee imposed, any excess duty may be used to reduce fees payable during the subsequent six months;

* * * * *

(f) * * *

(2) * * *

(iii) Certified copies of documents prepared for the Government of Puerto Rico containing computations of the volumes of material subject to a tax or other levy in effect after January 31, 1975 on crude oil, unfinished oils, or finished products not shipped to Districts I–V, and calculations based thereon of the amounts owing to Puerto Rico for payment of said tax or other levy, *provided*, That such computations and calculations shall be subject to adjustment based on a determination of their accuracy by the Federal Energy Administration and the Government of Puerto Rico.

[FR Doc.23235 Filed 8-28-75;10:58 am]

Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2705]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Allora, Ltd., et al.

Subpart—Corrective actions and/or requirements: § 13.533 Corrective actions and/or requirements; 13.533–20 Disclosures. Subpart—Importing, Manufacturing, selling or transporting flammable wear, and/or other merchandise: § 13.1060 Importing, manufacturing, selling or transporting flammable wear, and/or other merchandise. Subpart—Misbranding or mislabeling: §13.1185 Composition; 13.1185–90 Wool Products Labeling Act; § 13.1212 Formal regula-

tory and statutory requirements; 13.1212–90 Wool Products Labeling Act. Subpart—Misrepresenting oneself and goods—Goods: § 13.1590 Composition; 13.1590–90 Wool Products Labeling Act; § 13.1623 Formal regulatory and statutory requirements; 13.1623–90 Wool Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 Composition; 13.1845–80 Wool Products Labeling Act; § 13.1852 Formal regulatory and statutory requirements; 13.1852–80 Wool Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; Secs. 2–5, 54 Stat. 1128–1130; 15 U.S.C. 45, 68)

In the Matter of Allora Ltd., a corporation, trading under its own name or as Allora-Tex, and Oscar Bobis, individually and as officer of said corporation.

Consent order requiring a New York City importer of wool fabrics, among other things to discontinue false and deceptive labeling; to notify those who purchased the misbranded wool products of the fact that they were misbranded; and prohibiting the importation of wool products into the United States except upon filing bond with the Secretary of the Treasury in a sum double the value of the wool products and any duty thereon conditioned upon compliance with the Wool Products Labeling Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Allora Ltd., a corporation, trading under its own name or as Allora-Tex, its successors and assigns, and its officers, and Oscar Bobis, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporation, subsidiary, division, or any other device in connection with the introduction, or importing for introduction, into commerce, or the offering for sale, sale, transportation, distribution, delivery for shipment or shipment, in commerce, of wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by:

1. Falsely and deceptively stamping, tagging, labeling, or otherwise identifying such products as to the character or amount of the constituent fibers contained therein.

2. Failing to securely affix to or place on, each such product a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner each element of information required to be disclosed by Section 4(a)(2) of the Wool Products Labeling Act of 1939.

It is further ordered, That respondents Allora Ltd., a corporation, trading under its own name or as Allora-Tex, its successors and assigns, and its officers, and Oscar Bobis, individually and as an officer of Allora Ltd., and respondents' representatives, agents, and employees, directly or through any corporation, subsidiary, division, or other device, do forthwith cease and desist from importing or participating in the importation of wool products into the United States except upon filing bond with the Secretary of the Treasury in a sum double the value of said wool products and any duty thereon, conditioned upon compliance with the provisions of the Wool Products Labeling Act of 1939.

It is further ordered, That respondents notify, by delivery of a copy of this order by registered mail, each of their customers that purchased the products which gave rise to this complaint of the fact that such products were misbranded.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged, as well as a description of his duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondent such as dissolution, assignment, or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist contained herein.

The Decision and Order was issued by the Commission, July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23100 Filed 8-29-75;8:45 am]

[Docket No. C-2697]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Alpert Corp., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73–92 Truth in Lending Act; § 13.155 Prices; 13.155–95 Terms and conditions; 13.155–95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823–20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852–75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905–60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719 as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the Matter of Alpert Corporation, a corporation, and Harvey B. Alpert, Leland J. Alpert, and Theodore J. Alpert, individually and as an officer of said corporation.

Consent order requiring an Aurora, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Alpert Corporation, a corporation, its successors and assigns, its officers, and Harvey B. Alpert, Leland J. Alpert and Theodore J. Alpert, individually and as officers of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (Pub. L. 90–321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d)(2) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage

[1] Copies of the Complaint, Decision and Order, filed with the original document.

[1] Copies of the Complaint, Decision and Order filed with the original document.

rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10 (d) (1) of Regulation Z.

3. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged as well as a description of their duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commisison a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

By the Commission.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23101 Filed 8-29-75;8:45 am]

[Docket No. C-2703]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Carlile-Agee & Associates, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the Matter of Carlile-Agee & Associates, Inc., a Corporation, Concept 80 Development Corporation, a Corporation, and Joseph B. Agee, Sidney H. Sweet, and Charles T. Leverett, Jr., Individually and as Officers of Said Corporations.

Consent order requiring a Denver, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Carlile-Agee & Associates, Inc., a corporation, its successors and assigns, its officers, Concept 80 Development Corporation, a corporation, its successors and assigns, its officers, and Joseph B. Agee, Sidney H. Sweet and Charles T. Leverett, Jr., individually and as officers of said corporations, and respondents' agents, representatives, salesmen and employees, directly or through an corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (Pub. L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any installment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of installments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d) (2) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expresed as an annual percentage rate.

2. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondents such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporations which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged as well as a description of their duties and responsibilities.

It is further ordered, That the respondent corporations shall forthwith distribute a copy of this order to each of their operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Decision and Order issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23102 Filed 8-29-75;8:45 am]

[1] Copies of the Complaint, Decision and Order filed with the original document.

[Docket No. C-2699]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Golden Key Homes Bldg. Corp., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719 as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the matter of Golden Key Homes Bldg. Corp., a corporation, and Michael K. Cooper, Richard M. Cooper, and Gary Cooper, individually and as officers of said corporation.

Consent order requiring an Englewood, Colo., mortgage loan company broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such

[1] Copies of the Complaint, Decision, and Order filed with the original document.

information as required by regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Golden Key Homes Bldg. Corp., a corporation, its successors and assigns, its officers, and Michael K. Cooper, Richard M. Cooper and Gary Cooper, indivdually and as officers of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (Pub. L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d) (2) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10 (d) (1) of Regulation Z.

3. Stating in any advertisement the simple annual rate of interest in conjunction with the "annual percentage rate" unless the "annual percentage rate" is printed as conspicuously as the simple annual rate as required by Section 226.10(d) (1) (i) of Regulation Z.

4. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged as well as a description of their duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23103 Filed 8-29-75;8:45 am]

[Docket No. C-2708]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Guthrie Construction Co., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the Matter of Guthrie Construction Company, a Corporation, and Malcolm E. Guthrie, Individually and as an Officer of Said Corporation.

Consent order requiring an Englewood, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

[1] Copies of the Complaint, Decision, and Order filed with the original document.

ORDER

It is ordered, That respondents Guthrie Construction Company, a corporation, its successors and assigns, its officers, and Malcolm E. Guthrie, individually and as an officer of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10 (d) (2) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the simple annual rate of interest in conjunction with the "annual percentage rate" unless the "annual percentage rate" is printed as conspicuously as the simple annual rate as required by Section 226.10 (d) (1) (i) of Regulation Z.

3. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23104 Filed 8-29-75;8:45 am]

[Docket No. C-2709]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Hallcraft Homes, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the Matter of Hallcraft Homes, Inc., and Hallcraft Homes of Denver, Inc., corporations.

Consent order requiring a Phoenix, Ariz., and a Denver, Colo., mortgage loan company, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Hallcraft Homes, Inc., a corporation, and Hallcraft Homes of Denver, Inc., a corporation, their successors and assigns, their officers, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10 (d) (1) of Regulation Z.

3. Stating in any advertisement the simple annual rate of interest in conjunction with the "annual percentage rate" unless the "annual percentage rate" is printed as conspicuously as the simple annual rate as required by Section 226.-10(d)(1)(i) of Regulation Z.

4. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporations which may affect compliance obligations arising out of the order.

It is further ordered, That the respondent corporations shall forthwith distribute a copy of this order to each of their operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23105 Filed 8-29-75;8:45 am]

[Docket No. C-2702]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Medema Homes, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the Matter of Medema Homes, Inc., a corporation, and C. J. Medema, and Richard D. Jones, individually and as officers of said corporation.

Consent order requiring a Littleton, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Medema Homes, Inc., a corporation, its successors and assigns, its officers, and C. J. Medema and Richard D. Jones, individually and as officers of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any installment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of installments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required

[1] Copies of the Complaint, Decision and Order filed with the original document.

[1] Copies of the Complaint, Decision and Order are filed with the original document.

by Section 226.10(d)(2) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10(d)(1) of Regulation Z.

3. Stating in any advertisement the simple annual rate of interest in conjunction with the "annual percentage rate" unless that "annual percentage rate" is printed as conspicuously as the simple annual rate as required by Section 226.10(d)(1)(i) of Regulation Z.

4. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged as well as a description of their duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23106 Filed 8-29-75;8:45 am]

[Docket No. C-2700]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Moore Realty Co., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the matter of Moore Realty Co., a corporation, and William M. Moore, individually and as an officer of said corporation.

Consent order requiring a Denver, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Moore Realty Co., a corporation, its successors and assigns, and its officers, and William M. Moore, individually and as an officer of said corporation, and respondents' agents, representatives and employees, directly or through any corporation, subsidiary, division or other device, in connection with any extension or arrangement for the extension of consumer credit, or any advertisement to aid, promote or assist directly or indirectly any extension of consumer credit, as "advertisement" and "consumer credit" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d)(2) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10(d)(1) of Regulation Z.

3. Failing, in any consumer credit transaction, to print in the disclosures the terms "finance charge" and "annual percentage rate" more conspicuously than other required terminology as required by Section 226.6(a) of Regulation Z.

4. Failing, in any consumer credit transaction, to accurately disclose the amount financed as required by Section 226.8 of Regulation Z.

5. Failing, in any consumer credit transaction, to compute and disclose accurately the annual percentage rate to the nearest quarter of one percent as prescribed by Sections 226.5(b) and 226.8(b)(2) of Regulation Z.

6. Failing, in any consumer credit transaction, to accurately disclose the number, amount and due dates or periods of payments scheduled to repay the indebtedness as required by Section 226.8(b)(3) of Regulation Z.

7. Failing, in any consumer credit transaction, to accurately disclose the amount of a balloon payment and state the conditions, if any, under which that payment may be refinanced if not paid when due as required in Section 226.8(b)(3) of Regulation Z.

8. Failing, in any consumer credit transaction, to disclose whether a rebate of the unearned finance charges upon prepayment in full is available, and, if available, the method of computation as required by Section 226.8(b)(7) of Regulation Z.

9. Failing, in any consumer credit transaction, to disclose penalty charges for prepayment of the obligation, if any exist, as required by Section 226.8(b)(6) of Regulation Z.

10. Failing, in any consumer credit transaction, to provide information in addition to disclosures required by Regulation Z without contradicting, obscuring or detracting attention from the required disclosures or misleading or confusing the customer, as prescribed by Section 226.6(c) of Regulation Z.

[1] Copies of the Complaint, Decision and Order are filed with the original document.

11. Failing, in any consumer credit transaction, to make all required disclosures clearly, conspicuously and in meaningful sequence as required by Section 226.6(a) of Regulation Z.

12. Failing, in any consumer credit transaction subject to Section 226.9 of Regulation Z, to accurately state the date by which the customer must give notice of his desire to exercise his right of rescission, as prescribed by Section 226.9(b) of Regulation Z.

13. Failing, in any advertisement or consumer credit transaction, to make all disclosures determined in accordance with Sections 226.4 and 226.5 of Regulation Z, in the form, manner and amount prescribed by Sections 226.6, 226.7, 226.8, 226.9 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23107 Filed 8-29-75;8:45 am]

[Docket No. C-2707]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Morton-Norwich Products, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.10 Advertising falsely or misleadingly; § 13.205 Scientific or other relevant facts. Subpart—Misrepresenting oneself and goods—Goods: § 13.1740 Scientific or other relevant facts. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1895 Scientific or other relevant facts.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

In the Matter of Morton-Norwich Products, Inc., a corporation and Needham, Harper & Steers Advertising, Inc., a corporation.

Consent order requiring a Chicago, Ill., salt manufacturer and its advertising agency, among other things to cease failing to disclose in all advertisements for Morton Lite Salt that the product is not to be used by persons on sodium or potassium restricted diets, and misrepresenting that there is a connection between sodium intake and water retention or high blood pressure or that a reduction in sodium intake will promote or maintain good health.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondent Morton-Norwich Products, Inc., a corporation, and respondent Needham, Harper & Steers Advertising, Inc., a corporation, their successors and assigns, either jointly or individually, and respondents' officers, agents, representatives, and employees, directly or through any corporation, subsidiary, division or other device, in connection with the advertising, offering for sale, sale or distribution in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, of Morton Lite Salt, or any product of similar composition, do forthwith cease and desist from disseminating any advertisement which:

1. Fails to clearly and conspicuously disclose, in the following words or in words of similar import, that such product is "Not To Be Used By Persons on Sodium Or Potassium Restricted Diets Unless Approved By A Physician"; or

2. Makes any representation, directly or indirectly, that medical researchers or doctors have established (a) a connection between sodium intake and high blood pressure or water retention, or (b) that a reduction in the level of sodium intake will promote or maintain good health.

Nothing in this order shall be construed to prohibit respondents from disseminating any advertisement of Morton Lite Salt which:

A. Indicates that Morton Lite Salt contains one-half the sodium of regular salt; or

B. Indicates that Morton Lite Salt is intended for persons (not including those on sodium or potassium restricted diets) who desire to reduce their intake of salt or sodium.

It is further ordered, That respondents shall forthwith distribute a copy of this order to each officer or employee having direct responsibility for either the marketing or advertising of Morton Lite Salt.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondents, such as dissolution, assignment, or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries, or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That each respondent shall, within sixty (60) days after the effective date of the order served upon it, file with the Commission a report, in writing, signed by respondents, setting forth in detail the manner and form of their compliance with the order to cease and desist contained herein.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23106 Filed 8-29-75;8:45 am]

[Docket No. C-2701]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Perl-Mack Enterprises, Co., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719 as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the matter of Perl-Mack Enterprises, Co., a corporation, and Samuel Primack, and Jordon Perlmutter, individually and as officers of said corporation.

Consent order requiring a Denver, Colo., mortgage loan broker among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Perl-Mack Enterprises, Co., a corporation, its successors and assigns, its officers, and Samuel Primack and Jordan Perlmutter, individually and as officers of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of con-

[1] Copies of the Complaint, Decision and Order, filed with the original document.

[1] Copies of the Complaint, Decision and Order filed with the original document.

sumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d)(2) of Regulation Z:

(a) The cash price; [the amount of the loan;]

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10(d)(1) of Regulation Z.

3. Stating in any advertisement the simple annual rate of interest in conjunction with the "annual percentage rate" unless the "annual percentage rate" is printed as conspicuously as the simple annual rate as required by Section 226.10(d)(1)(i) of Regulation Z.

4. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address, and a statement as to the nature of the business or employment in which they are engaged as well as a description of their duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23109 Filed 8-29-75;8:45 am]

[Docket No. C-2696]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Ridgewood Realty, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719 as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the matter of Ridgewood Realty, Inc., a corporation, and Mike A. Leprino, individually and as an officer of said corporation.

Consent order requiring a Golden, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Ridgewood Realty, Inc., a corporation, its successors and assigns, its officers, and Mike A. Leprino, individually and as an officer of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d)(2) of Regulation Z:

(a) The cash price; (the amount of the loan;)

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10(d)(1) of Regulation Z.

3. Stating in any advertisement the simple annual rate of interest in conjunction with the "annual percentage rate" unless the "annual percentage rate" is printed as conspicuously as the simple annual rate as required by Section 226.10(d)(1)(i) of Regulation Z.

4. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the

[1] Copies of the Complaint, Decision and Order filed with the original document.

manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission, July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23110 Filed 8-29-75;8:45 am]

[Docket No. C-2698]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Walden Realty Co., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices; § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act; Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719 as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the matter of Walden Realty Company, a corporation, and Paul S. Walden, individually and as an officer of said corporation.

Consent order requiring a Lakewood, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Walden Realty Company, a corporation, its successors and assigns, its officers, and Paul S. Walden, individually and as an officer of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d)(2) of Regulation Z:

(a) The cash price; (the amount of the loan;)

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23111 Filed 8-29-75;8:45 am]

[Docket No. C-2704]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Witkin Homes, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the Matter of Witkin Homes, Inc., a corporation, and Jack A. Witkin, and Philip D. Winn, individually and as officers of said corporation.

Consent order requiring a Denver, Colo., mortgage loan broker, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Witkin Homes, Inc., a corporation, its successors and assigns, its officers, and Jack A. Witkin and Philip D. Winn, individually and as officers of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any installment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of installments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d)(2) of Regulation Z:

(a) The cash price or the amount of the loan, as applicable;

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and the due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

[1] Copies of the Complaint, Decision and Order filed with the original document.

[1] Copies of the Complaint, Decision and Order filed with the original document.

2. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged as well as a description of their duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23112 Filed 8-29-75;8:45 am]

[Docket No. C-2710]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Zodiac Construction, Ltd., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

In the Matter of Zodiac Construction Ltd., a corporation, and Sol Dichter, individually and as an officer of said corporation.

Consent order requiring an Aurora, Colo., mortgage loan company, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Zodiac Construction, Ltd., a corporation, its successors and assigns, its officers, and Sol Dichter, individually and as an officer of said corporation, and respondents' agents, representatives, salesmen and employees, directly or through any corporation, subsidiary, division or other device, in connection with any advertisement to aid, promote or assist, directly or indirectly, any arrangement or extension of consumer credit as "consumer credit" and "advertisement" are defined in Regulation Z (12 CFR 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any instalment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of instalments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under Section 226.8 of Regulation Z, as required by Section 226.10(d)(2) of Regulation Z:

(a) The cash price; (the amount of the loan;)

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in Section 226.2 and as required by Section 226.10(d)(1) of Regulation Z.

3. Failing, in any advertisement, to make all disclosures as required by Section 226.10 in the manner prescribed by Sections 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in any corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23113 Filed 8-29-75;8:45 am]

[Docket No. 8922 o]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Beneficial Corp., et al.

Subpart—Misrepresenting oneself and goods—Business, status, advantages, or connections: § 13.1490 Nature; § 13.1520 Personnel or staff; § 13.1535 Qualifications. —Goods: § 13.1647 Guarantees; § 13.1725 Refunds; § 13.1740 Scientific or other relevant facts; § 13.1760 Terms and conditions. —Services: § 13.1843 Terms and conditions. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1895 Scientific or other relevant facts; § 13.1905 Terms and conditions. Subpart—Offering unfair, improper and deceptive inducements to purchase or deal: § 13.1980 Guarantee, in general; § 13.2040 Returns and reimbursements; § 13.2063 Scientific or other relevant facts. Subpart—Securing information by subterfuge: § 13.2168 Securing information by subterfuge.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

In the Matter of Beneficial Corporation, a Corporation, and Beneficial Management Corporation, a Corporation

Order requiring a Wilmington, Del., seller of personal income tax preparation services and its wholly-owned subsidiary located in Morristown, N.J., among other things to cease misrepresenting the terms and conditions of its guarantees, using the term "instant tax refund," and misusing confidential information obtained from taxpayer customers.

The Final Order, including further order requiring report of compliance therewith, is as follows: [1]

---

[1] Copies of the Complaint, Decision and Order filed with the original document.

[1] Copies of the Complaint, Initial Decision, Opinion and Final Order, filed with the original document.

FINAL ORDER

This matter having been heard by the Commission upon respondents' appeal from the initial decision; and

The Commission having considered the oral arguments of counsel, their briefs, and the whole record; and

The Commission, for reasons stated in the accompanying Opinion, having denied in part and granted in part the appeal; accordingly

It is ordered, That, except to the extent that it is inconsistent with the Commission's Opinion, the Initial Decision of the Administrative Law Judge be, and it hereby is, adopted together with the Opinion accompanying this Order as the Commisison's final findings of fact and conclusions of law in this matter;

It is further ordered, That the following cease and desist order be, and it hereby is, entered:

It is ordered, That respondents Beneficial Corporation and Beneficial Management Corporation, corporations, and their successors and assigns, and their officers, and respondents' agents, representatives and employees, directly or through any corporation, subsidiary, division or other device, in connection with the preparation of income tax returns or the extension of consumer credit in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the term "instant tax refund," or any other word or words of similar import or meaning.

2. Using any guarantee without clearly and conspicuously disclosing the terms, conditions and limitations of any such guarantee; or misrepresenting, in any manner, the terms and conditions of any guarantee.

3. Representing, directly or by implication, that respondents will reimburse their customers for any payments the customer may be required to make in addition to his initial tax payment, in instances where such additional payment results from an error by respondents in the preparation of the tax return, *provided, however*, That it shall be a defense in any enforcement proceeding for respondents to establish that they make such payments.

4. Failing to disclose, clearly and conspicuously, whenever respondents make any representation, directly or by implication, as to their responsibility for, or obligation resulting from, errors attributable to respondents in the preparation of tax returns, that respondents will not reimburse the taxpayer for any deficiency payment which results from said errors, *provided, however*, That it shall be a defense in any enforcement proceeding for respondents to establish that they make such payments.

5. Representing, directly or by implication, that the percentage of respondents' customers who receive tax refunds is demonstrably greater than the percentage of individual taxpayers at large who receive refunds; or misrepresenting, in any manner, the magnitude or frequency of refunds received by respondents' tax preparation customers.

6. Representing, directly or by implication, that respondents' tax preparing personnel are tax experts or unusually competent in the preparation of tax returns or the rendering of tax advice; or misrepresenting, in any manner, the competence or ability of respondents' tax preparing personnel.

7. Using information concerning any customers of respondents, including the name and/or address of the customer, for any purpose which is not essential or necessary to the preparation of a tax return if such information was obtained by respondents as a result of the preparation of the customer's tax return which includes any information given by the customer after he has indicated, in any way, that he is interested in utilizing respondents' tax preparation services, unless prior to obtaining such information respondents have both (1) specifically requested from the customer the right to use the tax return information of the customer and (2) have executed a separate written consent signed by the customer which shall contain:

1. Respondent's name;

2. The name of the customer;

3. The specific purpose for which the consent is being signed;

4. The exact information which will be used;

5. The particular use which will be made of such information;

6. The parties or entities to whom the information will be made available;

7. The date on which such consent is signed;

8. A statement that the tax return information may not be used by the tax return preparer for any purpose other than that stated in the consent, and

9. A statement by the taxpayer that he consents to the use of such information for the specific purpose described in subparagraph (3) of this paragraph;

Provided, however, That nothing herein shall prohibit respondents from using names and addresses only of customers for the purpose of communication with such customers solely concerning respondents' income tax preparation business.

Nothing in the above provision is intended to relieve respondents of any further requirements imposed on them by the Revenue Act of 1971, Pub. L. 92-178, title III, § 316(a), December 10, 1971; 26 U.S.C. § 7216 or regulations issued pursuant to it.

It is further ordered, That respondents herein shall notify the Commission at least 30 days prior to any proposed change in the structure of the corporate respondents such as dissolution, assignment, or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the respondent corporations which may affect compliance obligations arising out of this order.

It is further ordered, That respondents shall, within 60 days after service of this order, file with the Commission a written report, signed by the respondents, setting forth in detail the manner and form of their compliance with this order.

The final order was issued by the Commission July 15, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23141 Filed 8-29-75;8:45 am]

[Docket No. C-2679]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Marshall Cavendish Corp.

Subpart—Advertising falsely or misleadingly: § 13.10 Advertising falsely or misleadingly: § 13.160 Promotional sales plans; § 13.205 Scientific or other relevant facts; § 13.260 Terms and conditions. Subpart—Corrective actions and/or requirements: § 13.533 Corrective actions and/or requirements; 13.533-20 Disclosures; 13.533-50 Maintain means of communication; 13.533-55 Refunds, rebates and/or credits. Subpart—Delaying or withholding corrections, adjustments or action owed: § 13.675 Delaying or withholding corrections, adjustments or action owed. Subpart—Misrepresenting oneself and goods—Goods: § 13.1740 Scientific or other relevant facts; § 13.1823 Terms and conditions—Promotional sales plans: § 13.1830 Promotional sales plans. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1895 Scientific or other relevant facts; § 13.1905 Terms and conditions. Subpart—Using deceptive techniques in advertising: § 13.2275 Using deceptive techniques in advertising.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

In the Matter of Marshall Cavendish Corporation, a corporation. Consent order requiring a New York City seller and distributor of encyclopedia and other educational material, among other things to cease distributing any product through the use of a continuity program that provides for the delivery on approval any product at intervals with the balance being sent in one or more multi-unit shipments.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondent Marshall Cavendish Corporation, a corporation, its successors and assigns, and its officers, and its agents, representatives, employees, directly or through any corporation, subsidiary, division, or other device, in connection with the advertising, offering for sale or sale, inducing or collecting payments for, and distribution of any encyclopedia or educational series of books, or of any merchandise, hereinafter such books and merchandise sometimes collectively referred to as products, through the use of a continuity program that provides contrac-

[1] Copies of the complaint, decision and order filed with the original document.

tually for the delivery, on an approval basis, of any of said products to any person at intervals, with the balance of the program sent in one or more multi-unit shipments, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that:

(a) Any person has the option to receive each product, separately and individually, and to accept or reject same, unless such representation is true.

(b) Any person will not receive any further products after the respondent has received and processed a properly identified notice of his cancellation of any such continuity program, unless such representation is true; or misrepresenting, in any manner, the consequences resulting from any person's cancellation of his participation in any such continuity program.

(c) Any person incurs no risk or obligation by joining any such continuity program unless such representation is true; or misrepresenting, in any manner, any condition, right, duty or obligation imposed on said person.

2. Disseminating, or causing the dissemination of, any advertisement for such continuity program by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which fails to disclose in a clear and conspicuous manner a description of the material conditions and terms of any such continuity program, and the material duties and obligations of any subscriber thereto, including:

(a) A description of each product, the billing charge to be made therefor, the anticipated total number of products included in any such continuity program, the number of products included in each shipment, except that as to the last two shipments, respondent may instead disclose the approximate number of volumes in the second to last shipment and the fact that the last shipment contains the balance of the products to be sent, and the number of and the approximate intervals between each such shipment.

(b) A description of the procedures, including any time limitations, for cancellation prior to delivery, and for rejecting after examination by returning any product, and the fact that the respondent will grant an allowance or credit against billing charges for any unwanted product that has been rejected or returned pursuant to the terms of the continuity program; and

(c) That in order for any communication, including any cancellation, to be processed by the respondent prior to the shipment of any product, such communication must be received by the respondent within the time period provided to the subscriber in accordance with paragraph 4, *infra*.

3. Failing to disclose, clearly and conspicuously, on any return coupon, order form or any other document used for responding to any such continuity program offered, and, in magazine or newspaper advertising, in immediate and close conjunction with any return coupon, order form or any other document used for responding to any such continuity program offered, the following information:

(a) The anticipated total number of products included in any such continuity program;

(b) The number of products included in each shipment, except that as to the last two shipments, respondent may instead disclose the approximate number of volumes in the second to last shipment and the fact that the last shipment contains the balance of the products to be sent; and

(c) The number of and the approximate intervals between each such shipment.

4. Failing to notify the subscriber subsequent to enrollment, clearly and conspicuously, in conjunction with the delivery of products sent to any subscribers, of the time period or periods after which the respondent will initiate processing of any future shipment or shipments.

5. Failing to establish and implement adequate procedures so that the subscriber will be provided with any such notifications required by paragraph 4, *supra*, at least 15 days prior to the anticipated processing date of any subsequent shipment.

6. Failing to advise the subscriber, clearly and conspicuously, in close conjunction with the notification required in paragraph 4, *supra*, that the subscriber must advise the respondent prior to the anticipated processing date if any change is desired in the status of the subscriber's account.

7. Preparing shipping labels for any shipment of any product in such continuity program for which the recipient will incur a monetary obligation, until at least 4 days after the anticipated processing date established pursuant to paragraph 4, *supra*, in connection with that shipment.

8. Failing to establish and implement adequate procedures to credit, for the full invoiced amount thereof, any properly identified return of any product sent to a subscriber to any such continuity program, and to guarantee to the postal service or the subscriber postage adequate to return such product to the respondent, when:

(a) The product is sent to a subscriber after the respondent has received and processed such notice of cancellation prior to the anticipated processing date established in conjunction with the shipment of such product as required by paragraph 4, *supra;* or

(b) Such notice of cancellation is received by the respondent within 4 days of the anticipated processing date established pursuant to paragraph 4, *supra*, but has been mailed by the subscriber and postmarked at least three days prior to the date disclosed as aforesaid.

9. Failing to establish and implement adequate procedures to prevent the sending of any product to any subscriber to any such continuity program, or mailing any bill or invoice therefor, after the respondent has received and processed any properly identified notice of cancellation from said subscriber prior to the date upon which the respondent may initiate the processing for the shipment of said product pursuant to paragraph 7, *supra*.

10. Failing to establish and implement adequate procedures to do the following, after receipt of any properly identified claim for adjustment in connection with any bill or invoice or any defense raised by any alleged debtor in connection with any such continuity program:

(a) Make any such adjustment within 14 days of receipt of such claim; or

(b) Acknowledge the receipt of the claim or defense within 14 days of receipt by the respondent and suspend all collection procedures with such alleged debtor until 25 days after complying with the procedures set forth in (c), below; and

(c) Make the requested adjustment within 60 days, or, within said period, inform the alleged debtor in writing of the respondent's understanding of the facts alleged in the claim or defense.

It is further ordered, That respondent shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That respondent notify the Commission at least 30 days prior to any proposed change in the corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the respondent herein shall within sixty (60) days after service upon it of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which it has complied with this order.

The Decision and Order was issued by the Commission July 14, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23143 Filed 8-29-75;8:45 am]

[Docket No. C-2708]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Lumberjack Meats, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.10 Advertising falsely or misleadingly; § 13.20 Comparative data or merits; § 13.45 Content; § 13.135 Nature of product or service; § 13.155 Prices; 13.155–15 Comparative; § 13.170 Qualities or properties of product or service; § 13.170–64 Nutritive; § 13.205 Scientific or other relevant facts. Subpart — Misrepresenting oneself and goods—Goods: § 13.1575 Comparative data or merits; § 13.1605 Content; § 13.1685 Nature; § 13.1710 Qualities or properties; § 13.1740 Scientific or other relevant facts.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

In the Matter of Lumberjack Meats, Inc., a Corporation, and Harold Abroms, Individually and as an Officer of Said Corporation.

Consent order requiring a Birmingham, Ala., manufacturer of packaged meat and meat soy protein concentrate products, among other things to cease misrepresenting that its product Bun Pals is all-meat or solely a meat product; exaggerating the products protein content in comparison with other food products; understating the products fat content in comparison with other food products; and making price comparisons between its products and other products only in equivalent units of quantity.

The order to cease and desist, including further order requiring reports of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents Lumberjack Meats, Inc., a corporation, its successors and assigns, and its officers, and Harold Abroms, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporation, subsidiary, division or other device in connection with the advertising, offering for sale or sale of the product "Bun Pals" or any other product in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing directly or indirectly that the product "Bun Pals" or any other soy protein concentrate product is all meat or solely a meat product.

2. Representing directly or indirectly, that the protein content of the product "Bun Pals" is equal to or higher than that of boneless round, canned ham, roast beef, pork chops, chuck roast and steak, or misrepresenting in any manner the protein content of respondents' products.

3. Representing directly or indirectly that the fat content of the product "Bun Pals" is equal to or less than that of boneless round, boneless chuck roast, and steak, or misrepresenting in any manner the fat content of respondents' products.

4. Comparing the price of any given quantity of the product "Bun Pals" or any other product with that of another product unless such price comparison is expressed in equal quantities using equivalent units whether the compared product be described in generic terms or as a particular brand.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the individual respondent named herein shall promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, partnership or other business entity, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Decision and order issued by the Commission July 21, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-23142 Filed 8-29-75;8:45 am]

[1] Copies of the Complaint, Decision and Order, filed with the original document.

Title 29—Labor

CHAPTER XVII—OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

PART 1952—APPROVED STATE PLANS FOR ENFORCEMENT OF STATE STANDARDS

California Plan; Approval of Plan Supplements

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations, provides procedures under section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) (hereinafter referred to as the Act) for review of changes and progress in the development and implementation of State plans which have been approved in accordance with section 18(c) of the Act and Part 1902 of this chapter. On May 1, 1973, a notice was published in the FEDERAL REGISTER (38 FR 10717) of the approval of the California plan and of the adoption of Subpart K of Part 1952 containing the decision of approval. On September 11, 1974, and November 7, 1974, the State of California submitted supplements to its plan involving developmental changes and the completion and extension of developmental steps (see Subpart B of 29 CFR Part 1953), and State initiated changes (see Subpart E of 29 CFR Part 1953). Notices of the receipt of these supplements were published in the FEDERAL REGISTER on November 5, 1974, (39 FR 39045) and January 27, 1975, (40 FR 4022) respectively. In addition, on March 13, 1975, the State submitted a revised poster, and on May 21, 1975 the State submitted a change in the schedule for the completion of its compliance manual of which no notices of receipts have been published in the FEDERAL REGISTER.

2. *Description of the supplements.* The supplements submitted by the State on September 11, 1974, concerned the completion of 4 developmental steps. The first of these is that the Occupational Safety and Health Standards Board has begun operations. The Board has adopted regulations pertaining to its responsibilities in the area of variances which are set forth in Title 8 of the California Administrative Code.

The Occupational Safety and Health Appeals Board, which is responsible for the review of contested citations, has also begun operations. The Board has adopted procedural regulations and has commenced adjudicating contested cases. The Board has adopted regulations, Articles 1 through 5 in Chapter 1.5, Title 8, California Administrative Code. The Board began receiving and hearing appeals and rendering decisions in early 1974.

The State has completed its major initial effort in education and training for employers, employees and the general public. This effort consisted, for the most part, of 23 one-day seminars covering the State Occupational Safety and Health Act, safety orders, recordkeeping requirements, and the role of the Department of Health in providing technical support for enforcement activities.

Recordkeeping and reporting requirements have been extended to State and local governments. Regulations for these requirements, which appear in sections 14700–14710 of Title 8 of the California Administrative Code, were adopted and became effective June 1, 1974. State and local public agencies were required to begin their recordkeeping on July 1, 1974.

The State also requested a change in the developmental schedule for the completion of a fully functioning inspection scheduling system which was initially set for one year following plan approval. Delays caused by difficulties in recruitment and a major computer conversion necessitated the postponement of the completion of the system until March 31, 1975.

The supplements submitted on November 7, 1974, concerned amendments to the California enabling legislation and the establishment of a Management Information System. The California enabling legislation was passed by the California Assembly on October 23, 1973. However, it was discerned by the State that there were certain errors and inconsistencies in that legislation which needed to be rectified. Accordingly, Assembly Bill 3335 was enacted by the California Legislature and was signed by the Governor on September 23, 1974, and became effective on January 1, 1975. Among other things, the Bill revises the jurisdiction of the Bureau of Investigations in the Division of Industrial Safety to those investigations for accidents involving serious injury to 5 or more employees rather than for any serious injury, as originally enacted, thus making it more consistent with section 5313 of the California Labor Code; extends citation and penalty provisions to recordkeeping violations, and clarifies the authority of the Occupational Safety and Health Appeals Board where an employer files an appeal but fails to appear at the hearing.

The second supplement involves the establishment of the Management Information System. The State has established a complete system for providing evaluation data required by the Assistant Secretary of Labor for Occupational Safety and Health on a timely basis.

The State poster was revised and resubmitted on March 13, 1975. The State originally submitted a poster in May 1974, but certain deficiencies were noted in our internal review. In response to those deficiencies, the State revised its poster augmenting it with an elaboration on the citation procedure, amplification of the walk-around provisions, a statement on complainant anonymity and a statement on where to file complaints alleging discrimination under Federal and State law. In addition to the above amplifications, the California poster, which is printed in both English and Spanish, informs employees of their rights and obligations under the California Act, their right to request inspections, their right to participate in the inspections and their right to file complaints about the administration of the State program with the Occupational Safety and Health Administration.

Finally, on May 21, 1975, the State requested a change in the developmental schedule for completion of its Policy and Procedure Manual (compliance manual) from October 1974, to September 30, 1975. Additional time was requested to allow for a revision in the organization and content of the manual in order to produce a comprehensive document relating to enforcement procedures.

3. *Issues.* No public comments were submitted concerning the supplements of September 11, and November 7, 1974. However, in-house review discerned an issue concerning the Rules of Procedure for the Occupational Safety and Health Appeals Board. The discovery rules of the Board, Rules 141 and 142, appear to be somewhat broader in providing for the disclosure of employee informants' names than is the practice under the Federal program. Pending resolution of this apparent conflict, approval of Rules 141 and 142 will be withheld at this time. However, all other Rules of the Appeals Board are approved.

4. *Location of the plan supplements for inspection and copying.* A copy of the plan and its supplements may be inspected and copied during normal business hours at the following locations: Office of the Associate Assistant Secretary for Regional Programs, Occupational Safety and Health Administration, Room N-3608, 200 Constitution Avenue, N.W., Washington, D.C. 20210; Office of the Assistant Regional Director, Occupational Safety and Health Administration, Room 9410, Federal Office Building, 450 Golden Gate Avenue, San Francisco, California 94102; California Occupational Safety and Health Administration, 1006 4th Street, Third Floor Sacramento, California 95814; California Occupational Safety and Health Administration, 455 Golden Gate Avenue, Room 2152, San Francisco, California 94102; and Division of Industrial Safety, 3460 Wilshire Boulevard, Los Angeles, California 90010.

5. *Public participation.* Interested persons were given 30 days to submit written data, views and arguments concerning the September 11, and November 7, 1974, supplements. As to the March 13, and May 21, 1975, supplements, the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter referred to as the Assistant Secretary) may prescribe alternative procedures to expedite the review process or for any other good cause which may be consistent with applicable law. The Assistant Secretary finds that the California poster incorporates all of the provisions required under 29 CFR 1952.10(a)(5) and 29 CFR 1903.2(a)(3) (39 FR 39306) and that the change in the developmental schedule is minor in nature. Accordingly, it is determined that further public comment is unnecessary.

6. *Decision.* After careful consideration of the California plan supplements in relation to the requirements of the Act and 29 CFR Part 1902, they are hereby approved, except that approval of Rules 141 and 142 of the California Occupational Safety and Health Appeals Board are being withheld until a satisfactory resolution of the issue has been reached. The decision incorporates the requirements of the Act and implementing regulations applicable to State plans generally.

In accordance with this decision, Subpart K of 29 CFR Part 1952 is amended as set forth below, effective September 2, 1975.

Section 1952.173(h) is revised to read as follows:

§ 1952.173 Developmental schedule.

* * * * *

(h) The Inspection Scheduling System will be fully implemented and in operation March 31, 1975.

Section 1952.174(d)-(h) is revised to read as follows:

§ 1952.174 Completed developmental steps.

* * * * *

(d) In accordance with the requirements of § 1952.10, the California State poster was approved by the Assistant Secretary on August 27, 1975.

(e) The Occupational Safety and Health Standards Board began functioning in January 1974.

(f) The initial major training and education of employers, employees and the general public was completed by 1974.

(g) In accordance with § 1952.173(a), recordkeeping and reporting requirements were extended to State and local governments effective January 1, 1975.

(h) The Management Information System was established by November 1974.

(Secs. 8(g), 18, Pub. L. 91-596, 84 Stat. 1600, 1608 (29 U.S.C. 657(g), 667))

Signed at Washington, D.C. this 27th day of August 1975.

JOHN T. DUNLOP,
Secretary of Labor.

[FR Doc.75-23152 Filed 8-29-75;8:45 am]

PART 1952—APPROVED STATE PLANS FOR ENFORCEMENT OF STATE STANDARDS

Iowa Plan; Approval of Supplements

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations, prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) (hereinafter called the Act, for review of changes and progress in the development and implementation of State plans which have been approved in accordance with section 18(c) of the Act and 29 CFR Part 1902. On July 20, 1973, a notice was published in the FEDERAL REGISTER (38 FR 19368) of the approval of the Iowa Plan and the adoption of Subpart J of Part 1952 containing the decision and describing the plan. By a letter containing a notice dated June 16, 1975, from Jerry Addy, Commissioner of Labor for the State of Iowa, a State Plan Modification Package was transmitted to the Assistant Secretary for his determination as to whether these supplements should be approved.

2. *Description of the supplements.* (a) *Legislation.* In accordance with the commitment expressed in 29 CFR 1952.163(b), the State submitted amendments to its enabling legislation (Iowa S.F. 1218—Chapter 88), which were designed to bring the plan into conformity with the requirements of 29 CFR Part 1902 and the Act. The enacted legislative amendments (Iowa S.E. 92, consisting of section 88.5, subsections 4 and 7, and section 88.14, subsection 3 of Iowa Code 1975) provide the following:

(1) The results of examinations or tests needed to monitor or measure hazards in the workplace shall be furnished to the Commissioner, and if released by the employee, shall be furnished to the employee's physician and the employer's physician.

(2) In case of conflicts with standards or rules promulgated by any Federal agency other than the United States Department of Labor, the Commissioner may issue a special variance until the conflict is resolved.

(3) Any employer who has received a citation for a non-serious violation may be assessed a civil penalty of up to one-thousand dollars ($1000) for each violation.

(b) *Plan change.* In accordance with item 2(a)(3) above, regarding the passage of legislation authorizing penalties for each non-serious violation, notice was given under the same transmittal mentioned in item 1 of this notice (*Background*) that "the section dealing with *Non-Serious Violations* found on pages 3 and 4 of Appendix A, Addendum A of the original plan should be deleted," thereby bringing the plan into conformity with the legislative amendment.

3. *Location of the plan and its supplement for inspection and copying.* A copy of these supplements, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Associate Assistant Secretary for Regional Programs, 200 Constitution Avenue, N.W., Room N-3608, Washington, D.C. 20210;

Office of the Assistant Regional Director, Occupational Safety and Health Administration, 911 Walnut Street, Room 3000, Kansas City, Missouri 64106; Iowa Bureau of Labor, State House, East 7th and Court Avenue, Des Moines, Iowa 50319.

4. *Public participation.* Under § 1953.-2(c) of this chapter, the Assistant Secretary may prescribe alternative procedures to expedite the review process or for any other good cause which may be consistent with applicable law. The Assistant Secretary finds that the Iowa plan supplements described above are identical to parallel Federal provisions and procedures, and are consistent with Federal policy and practice. Further, they have been subject to formal State rulemaking procedures. Accordingly, it is found that further public comment is unnecessary.

5. *Decision.* After careful consideration, the Iowa plan supplements outlined above are approved under Part 1953. The decision incorporates the requirements of the Act and implementing regulations applicable to State plans generally. In addition, Subpart J of 29 CFR Part 1952 is amended to reflect the completion of a developmental step by redesignating the existing text of § 1952.164 as paragraph (a) and adding a new paragraph (b) to read as follows:

§ 1952.164 Completed developmental step.

* * * * *

(b) In accordance with the requirements of § 1952.163(b), the Iowa Occupational Safety and Health Act of 1972 (Iowa S.F. 1218—Chapter 88) is amended by Iowa Act S.F. 92, with an effective date of July 1, 1975.

(Secs. 8(g), 18, Pub. L. 91-596, 84 Stat. 1600, 1608 (29 U.S.C. 657(g), 667)).

Signed at Washington, D.C. this 27th day of August 1975.

JOHN T. DUNLOP,
Secretary of Labor.

[FR Doc.75-23154 Filed 8-29-75;8:45 am]

PART 1952—APPROVED STATE PLANS FOR ENFORCEMENT OF STATE STANDARDS

Iowa Plan Supplements; Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations, prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) (hereinafter called the Act) for review of changes and progress in the development and implementation of State plans which have been approved under section 18(c) of the Act and Part 1902 of this title. On July 20, 1973, a notice was published in the FEDERAL REGISTER (38 FR 19368) of the approval of the Iowa plan and of the adoption of Subpart J of Part 1952 describing the plan. On June 24, 1975, the State of Iowa submitted a supplement to the plan involving a State-initiated change (see Subpart E of 29 CFR Part 1953).

2. *Description of the supplement.* The supplement concerns the Iowa State poster which is to be posted at all covered workplaces in the State. Among other things, the poster contains provisions notifying employees of their obligations and protections under the Iowa Act, their right to request workplace inspections and their right to remain anonymous as a result, their right to participate in inspections, their protection against discharge or discrimination under both Federal and State laws for the exercise of their rights under the Federal and State laws, and their right to file complaints with the Occupational Safety and Health Administration concerning the administration of the State program.

3. *Location of the plan and its supplement for inspection and copying.* A copy of the poster, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Associate Assistant Secretary for Regional Programs, Occupational Safety and Health Administration, Room N-3608, 200 Constitution Avenue, N.W., Washington, D.C. 20010; Office of the Assistant Regional Director, Occupational Safety and Health Administration, 911 Walnut Street, Room 3000, Kansas City, Missouri 64106; Bureau of Labor, State House, East and 7th Avenue, Des Moines, Iowa 50319.

4. *Public participation.* Under § 1953.2 of this chapter, the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter referred to as the Assistant Secretary) may prescribe alternative procedures to expedite the review process or for any other good cause which may be consistent with applicable law. The Assistant Secretary finds that the Iowa poster incorporates all of the provisions required under 29 CFR 1952.10 (a)(5) and 29 CFR 1903.2(a)(3) (39 FR 39306, November 5, 1974). Accordingly, it is believed that further public comment is unnecessary.

5. *Decision.* After careful consideration, the Iowa plan supplement outlined above is approved under Part 1953. This decision incorporates the requirements of the Act and implementing regulations applicable to State plans generally. In addition, Subpart J of 29 CFR Part 1952 is amended to reflect the completion of a developmental step upon the approval of the State poster. Accordingly, Subpart J of Part 1952 is amended by adding a new section as follows:

§ 1952.164 Completed developmental steps.

In accordance with the requirements of § 1952.10, the Iowa State poster was approved by the Assistant Secretary on August 26, 1975.

(Secs. 8(g)(2), Pub. L. 91-596, 84 Stat. 1600, 1608 (29 U.S.C. 657(g)(2), 667))

Signed at Washington, D.C. this 26th day of August 1975.

JOHN T. DUNLOP,
Secretary of Labor.

[FR Doc.75-23153 Filed 8-29-75;8:45 am]

PART 1952—APPROVED STATE PLANS FOR ENFORCEMENT OF STATE STANDARDS

Alaska Plan; Level of Federal Enforcement

1. *Background.* Part 1954 of Title 29, Code of Federal Regulations, sets out procedures under section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) (hereinafter called the Act) for the evaluation and monitoring of State plans which have been approved under section 18(c) of the Act and 29 CFR Part 1902. Section 1954.3 of this chapter provides guidelines and procedures for the exercise of discretionary Federal enforcement authority under section 18(e) of the Act with regard to Federal standards in issues covered under an approved State plan. In accordance with § 1954.3(b) of this chapter, Federal enforcement authority will not be exercised as to occupational safety and health issues covered under a State plan where a State is operational. A State is determined to be operational under § 1954.3(b) of this chapter when it has provided for the following requirements: enacted enabling legislation, approved State standards, a sufficient number of qualified enforcement personnel and provisions for review of enforcement actions. In determining whether and to what extent a State plan meets the operational guidelines, the results of evaluations conducted under 29 CFR Part 1954 are taken into consideration. Once this determination has been made, under § 1954.3(f) of this chapter, a notice of the determination of the operational status of a State plan as described in an agreement setting forth the Federal-State responsibilities is to be published in the FEDERAL REGISTER.

2. *Notice of Alaska operational agreement.* (a) In accordance with the provisions of § 1954.3(f) of this chapter, notice is hereby given that it has been determined that Alaska has met the following conditions for operational status:

(1) Enactment of amendments to Title 18, chapter 60 of Alaska Statutes (Senate Bill No. 46) effective July 24, 1973;

(2) Promulgation of State standards covering all issues as defined by Subparts B thru F; H thru Q; R-Sawmills, Pulpwood Logging, Agriculture and S of 29 CFR Part 1910 and by 29 CFR Part 1926, which were found in the professional judgment of the Assistant Regional Director for Occupational Safety and Health (hereinafter called the Assistant Regional Director) to provide overall protection equal to the comparable Federal standards in such issues;

(3) A sufficient number of qualified safety personnel who are enforcing State standards in accordance with the State's legislation: namely, fourteen (14) safety inspectors as of March 31, 1975;

(4) A review and appeals system before the Occupational Safety and Health Review Board of the Alaska Department of Labor (hereinafter called the Board), providing the mechanism for employers

and employees to contest enforcement actions and/or abatement dates, in operation since July 27, 1973. Prior to January 10, 1975, hearings before the Board were conducted in accordance with the provisions of the Alaska Administrative Procedures Act. Specific regulations covering Board procedures for handling contested cases filed pursuant to Title 18, Chapter 60 of Alaska Statutes became effective January 10, 1975 (8 Alaska Administrative Code, Sections 61.160–61.220);

(5) State enforcement since October 1, 1973, of the State standards, monitored under Subpart C of 29 CFR Part 1954, including three on-site evaluations, covering the period from October 1, 1973, to March 31, 1975.

(b) In addition, the State has provided under its plan for:

(1) Notification to employers and employees since January 10, 1975, of rights and responsibilities under Title 18, Chapter 60 of Alaska Statutes by requiring display in all work places covered by the plan of a State job safety poster which was recommended for approval by the Assistant Regional Director on November 27, 1974;

(2) Occupational accident and illness recordkeeping and reporting by employers covered under the plan, effective January 10, 1975 (8 Alaska Administrative Code, Sections 61.230 to 61.295);

(3) Responding to complaints filed with or referred to the Alaska Occupational Safety and Health Review Board for violation of the prohibition against employer discrimination against employees for exercising their rights under Title 18, Alaska Statutes (section 60.089);

(4) Assurance of the rights of employers and employees and their representatives consistent with the provisions of the Federal Act and its implementing regulations.

Pursuant to this finding, an agreement effective June 5, 1975, and incorporated as part of the Alaska plan has been entered into between Edmund N. Orbeck, Commissioner, Alaska Department of Labor, and James W. Lake, Assistant Regional Director for Occupational Safety and Health of the U.S. Department of Labor, providing that Federal enforcement authority under section 18(e) of the Act will not be initiated with regard to Federal occupational safety and health standards in the issues covered by Subparts B thru F; H thru Q; R-Sawmills, Pulpwood Logging, Agriculture and S of 29 CFR Part 1910, including 29 CFR Parts 1915 through 1918 and part 1926, where State standards are in effect and operational, except those areas listed below retained and/or exercised by the Federal Government under the Act.

Under the agreement, Federal responsibility under the Act will continue to be exercised, among other things, with regard to: complaints about violations of the discrimination provisions of section 11(c) of the Act (29 U.S.C. 660(c)); enforcement of standards promulgated under the Act subsequent to the agreement where necessary to protect employees as in the case of temporary emergency standards promulgated under section 6(c) of the Act (29 U.S.C. 655 (c)), until such time as the State shall have adopted equivalent standards in accordance with Subpart C of 29 CFR Part 1953; enforcement of Federal standards contained in the issue covered by 29 CFR Part 1910 Subpart G until a total of two (2) qualified industrial hygienists have been hired to enforce the State standards comprising this issue; enforcement of Federal standards contained in the issues covered by 29 CFR Part 1910 Subpart R—Pulp, Paper and Paperboard Mills, Textiles, Bakery Equipment and Laundry Machinery and Operations until the State shall have adopted equivalent standards; enforcement of Federal standards contained in the issues covered by Subpart B—Ship repairing, Shipbuilding, Shipbreaking, and Longshoring, 29 CFR 1910.13 through 1910.16, as they relate to employment under the exclusive jurisdiction of the Federal Government on the navigable waters of the United States, including dry docks and marine railways, further defined by memorandum attached to agreement dated December 18, 1972; and investigations and inspections for the purpose of evaluation of the State plan under sections 18 (e) and (f) of the Act (29 U.S.C. 667 (e) and (f)).

The agreement is subject to revision or termination by the Assistant Secretary of Labor for Occupational Safety and Health upon substantial failure by the State to comply with any of its provisions, or when the results of evaluation under 29 CFR Part 1954 reveal that State operations covered by the agreement fail in a substantial manner to be at least as effective as the Federal program.

In accordance with this agreement and effective as of June 5, 1975, Subpart R of 29 CFR Part 1952 is hereby amended, as set forth below:

Section 1952.242 is revised to read as follows:

§ 1952.242 Level of Federal enforcement.

(a) Pursuant to § 1902.20(b)(1)(iii) and § 1954.3 of this chapter under which an agreement has been entered into with Alaska effective June 5, 1975, and based on a determination that Alaska is operational in the issues covered by the Alaska occupational safety and health plan, the U.S. Department of Labor will continue to exercise authority, among other things, with regard to: Federal standards promulgated subsequent to the agreement where necessary to protect employees as in the case of temporary emergency standards promulgated under section 6(c) of the Act (29 U.S.C. 655(c)) in issues covered under 29 CFR Part 1910 and 29 CFR Part 1926, until such time as Alaska shall have adopted equivalent standards in accordance with 29 CFR Part 1953, Subpart C; Federal standards in the issue covered under 29 CFR Part 1910 Subpart G until a total of two (2) qualified industrial hygienists have been hired; Federal standards in issues covered under 29 CFR Part 1910 Subpart R—Pulp, Paper and Paperboard Mills, Textiles, Bakery Equipment and Laundry Machinery and Operations until such time as Alaska shall adopt equivalent standards; complaints about violations of the discrimination provisions of section 11(c) of the Act (29 U.S.C. 660(c)); Federal standards contained in the issues covered by Subpart B—Ship repairing, Shipbuilding, Shipbreaking, and Longshoring, 29 CFR 1910.13 through 1910.16, as they relate to employment under the exclusive jurisdiction of the Federal Government on the navigable waters of the United States, including dry docks and marine railways, further defined by memorandum attached to agreement dated December 18, 1972 and investigation and inspection for the purpose of evaluation of the Alaska plan under sections 18 (e) and (f) of the Act (29 U.S.C. 667 (e) and (f)).

(b) The Assistant Regional Director for Occupational Safety and Health will make a prompt recommendation for resumption of exercise of Federal enforcement authority under section 18(e) of the Act (29 U.S.C. 667(e)) whenever, and to the degree, necessary to assure occupational safety and health protection to employees in the State of Alaska.

(Secs. 8(g)(2), 18, Pub. L. 91-596, 84 Stat. 1600, 1608; (29 U.S.C. 657(g), 667)).

Signed at Washington, D.C. this 27th day of August 1975.

JOHN T. DUNLOP,
Secretary of Labor.

[FR Doc.75-23156 Filed 8-29-75;8:45 am]

Title 40—Protection of Environment

[FRL 406-6]

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Kentucky; Categorical Compliance Schedules

On August 15, 1974 (39 FR 29357), the Administrator announced his approval of most of the Kentucky "Implementation Plan for the Attainment and Maintenance of the National and State Ambient Air Quality Standards." Except for its newly added indirect source provisions, this plan was virtually identical to the one which the Administrator had previously approved for Kentucky on May 31, 1972 (73 FR 10842). The original approval action had been vacated on June 28, 1973, by a decision of the U.S. Circuit Court of Appeals for the Sixth Circuit. The Court held that the Agency had not complied with section 553 of the Administrative Procedure Act in its original approval.

Prior to this decision, the Administrator had announced, on June 20, 1973 (38 FR 16144), his disapproval of the compliance schedule portion of the Kentucky plan in that it did not provide for increments of progress for all sources as required by 40 CFR 51.15(c). In particular, compliance schedules with adequate in-

crements of progress had not been submitted for every sulfur dioxide source affected by Kentucky Air Pollution Control Regulation AP-4, section 1, Emissions from Indirect Heat Exchangers. In accordance with section 110(c) of the Clean Air Act, the Administrator at the same time proposed (38 FR 16171) a regulation to correct this deficiency.

On January 22, 1975 (40 CFR 3417), the Administrator approved a number of individual compliance schedules which had been submitted with the resubmitted plan. The Administrator has determined that neither those schedules nor those which have been submitted subsequently suffice to remedy the deficiency just mentioned. Consequently, the Administrator reproposed, on December 5, 1974 (39 FR 42377), a categorical compliance schedule for indirect heat exchangers. Written comments have been received, and statements regarding the schedules were heard at a public hearing held in Frankfort, Kentucky, on February 25, 1975.

DISCUSSION OF COMMENTS

Pertinent comments addressed five basic points.

The first of these is the short time provided for compliance. The final compliance dates specified in the regulation set forth below were established on the basis of Kentucky Air Pollution Control Regulation AP-4. These dates have been approved by EPA as part of the Kentucky implementation plan, and they reflect a two-year extension for the attainment of the standards for sulfur oxides. The final date is July 1, 1977. This is consistent with the air pollution regulations now in effect in the Commonwealth of Kentucky. The regulation further established March 15, 1975 as the initial response date by which a source should notify the Regional Administrator of his intent to utilize either low-sulfur fuel or flue gas desulfurization (FGD). By virtue of the June 20, 1973, proposal of this regulation (38 FR 16176), sources have been on notice for about two years that compliance schedules for indirect heat exchangers would eventually be required, and have known what control techniques would be approvable under those schedules.

Although the time required for the installation of FGD equipment is longer than that needed to switch to low-sulfur fuel, the Administrator feels that the early initial response date for the latter allows adequate time for alternative action. A facility electing to control sulfur oxides by switching to a low-sulfur fuel and subsequently failing to secure a contract for such fuel would have sufficient time for alternative action within the regulatory time constraints.

Some utilities have indicated that scheduling of off-line time for equipment modification or installation of FGD equipment within the time constraints imposed by the regulation set forth below could result in a total facility shutdown. Where this problem or other problems which may be unique to a particular facility may exist, the Administrator strongly urges that affected facilities contact EPA's Regional Office so that a reasonable individual schedule can be developed.

The other points raised did not relate directly to the promulgation of this regulation; consequently, they are not addressed in as much detail as the first.

Two of the sources affected by the proposal requested a full-scale adjudicatory hearing on its adoption. They objected to the fact that hearing testimony was not taken under oath and the hearing was of a non-adversary type, thus, they claimed, depriving them of constitutional due process.

The issue of whether the Administrator is required by the Clean Air Act and the Administrative Procedure Act to afford a full-scale evidentiary hearing on proposed regulations such as this has been judicially settled in the U.S. Court of Appeals for the Sixth Circuit, which directed the Administrator only to give interested persons an opportunity to participate in rulemaking through the submission of written data, views, or arguments, with or without opportunity for oral presentation (see *Buckeye Power* v. *EPA*, 481 F. 2d 162 (6th Cir. 1973)). This had been done. Therefore, there will be no adjudicatory hearing in this matter.

A third point raised was the use of an alternate control strategy. On August 15, 1974, the Administrator specifically disapproved the Kentucky plan's provision (AP 1-1(b)) pertaining to the use of alternate controls. It was the Administrator's opinion that this provision of the Kentucky plan could be construed to improperly allow intermittent control measures and/or tall stacks under circumstances where constant emission controls were available. Although the merits of that disapproval action were challenged in petitions for review filed with and still pending before the Sixth Circuit Court of Appeals, AP-1-1(b) no longer exists as part of the Kentucky regulations, its operative life having terminated as a matter of Kentucky law on July 1, 1975. Accordingly, the propriety (or lack thereof) of utilizing the pre-July 1, 1975 alternative control provisions of that section is no longer a live issue.

One comment referred to an agreement between the Administrator and the Chairman of the Energy Resources Council. The agreement, which bears the Agency's endorsement and which has been proposed as a revision to the Clean Air Act, moves toward the formulation of an Administration policy on use of alternate control strategies under certain specified conditions. Consideration of the agreement in the present context, however, would be premature at this time.

The next point raised by the comments is the availability of low-sulfur fuels. One utility provided a report on the results of its attempt to obtain low-sulfur coal for consumption at electrical generating facilities located in Western Kentucky. This report contained the following conclusions:

1. The majority of the currently developed supplies of low-sulfur coal are either committed or semi-committed (not under contract but bound by a tacit agreement).

2. Undeveloped supplies are available through the following mechanisms:

a. Arrangements which include the purchase of mining rights by the utility.

b. Advancement by the utility of initial development capital required by owners of undeveloped reserves.

3. Contract quantities smaller than 0.5 million tons per year appear more readily available.

4. The logistics involved in transporting the fuel coal are a significant factor.

The above noted factors tend to strengthen the case for establishing an early response time for a facility electing to utilize low-sulfur fuel as a control technique. To obtain supplies that are committed or semi-committed, one must make it known that such supplies are needed and that bids would be submitted once the supplies were freed for distribution.

In short, while the acquisition of low-sulfur coal will not be easy, supplies are nevertheless competitively available.

Finally, many facilities affected by the categorical regulation on December 5, 1974, have concluded that its provisions specifically preclude the use of any control techniques except the use of low-sulfur fuel or FGD. As in his proposal of December 5, 1974, the Administrator encourages both the Commonwealth of Kentucky and sources affected by the proposal to continue the development of individual compliance schedules. These individually negotiated compliance plans may include any control technique (e.g., coal washing, blending, etc. but not an "alternate control strategy" such as tall stacks or intermittent control systems) which can be shown to satisfy the requirements of Kentucky air pollution control regulation. If the Administrator approves such schedules, the sources involved will automatically be exempt from the compliance schedule set forth below.

IMPLEMENTATION

The compliance schedule set forth herein requires that sources not now in compliance with Kentucky Air Pollution Control Regulation AP-4, section 1.(2), 1.(3), or 1.(4), take specific action to achieve compliance by the dates specified in the State regulation. A source that is in compliance, or believes itself to be in compliance, may be exempted from this regulation and the attendant actions only by certifying compliance to the Regional Administrator by October 2, 1975. The Commonwealth of Kentucky has recently adopted, and will soon submit to EPA, a new regulatory package which, among other things, changes sulfur dioxide emission limitations. These regulations are available from the Kentucky Division of Air Pollution. For those sources which wish to certify compliance with, or submit a compliance schedule to obtain compliance with, these new regulations, the Regional Administrator will conditionally accept such certification or schedule pending approval/disapproval action on the regulatory revision. These schedules should comply with

the July 1, 1977, compliance date specified in the new regulations. Sources should, however, be aware that disapproval of the regulations would negate the certification or schedule. The Regional Administrator will, should such disapproval occur, negotiate revised compliance schedules with those sources whose certification or schedule is so voided.

For this certification, OMB Forms 158–T75, APER forms, are to be used. These may be obtained by writing to Jesse Baskerville, Air Enforcement Branch, EPA, Region IV, 1421 Peachtree Street, Atlanta, Georgia 30309. As noted earlier, development of individual compliance schedules is encouraged. These may be submitted to EPA at any time, and, if approved by the Administrator, will exempt the source(s) involved from the schedule set forth below. Additionally, of course, all sources on schedules approved by EPA are so exempted.

In the opinion of the Administrator, this regulation will enhance the attainment and maintenance of the national ambient air quality standards in the Commonwealth of Kentucky, and it is hereby promulgated.

This action is effective October 2, 1975.

Dated: August 27, 1975.

RUSSELL E. TRAIN,
Administrator.

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

Subpart S—Kentucky

1. Section 52.927 is amended by adding a new paragraph (b), as follows:

§ 52.927 Compliance schedules.

* * * * *

(b) Federal compliance schedules.

(1) Except as provided in paragraph (b)(5) of this section, the owner or operator of any fuel-burning facility subject to the requirements of the Kentucky Air Pollution Control Regulations as they apply to sulfur dioxide sources, shall notify the Regional Administrator, by no later than November 3, 1975, of his intent to utilize either low-sulfur fuel or stack gas desulfurization to meet these requirements.

(2) Any owner or operator of a stationary source subject to paragraph (b)(1) of this section who elects to utilize low-sulfur fuel shall be subject to the following compliance schedule:

(i) December 1, 1975—Submit to the Regional Administrator a projection of the amount of fuel, by types, that will be substantially adequate to enable compliance with the applicable regulation on July 1, 1977, and for at least one year thereafter, as well as a statement as to whether boiler modifications will be required. If so, final plans for such modifications must be submitted simultaneously.

(ii) December 31, 1975—Sign contracts with fuel suppliers for projected fuel requirements as projected above.

(iii) December 31, 1975—Let contracts for necessary boiler modifications, if applicable.

(iv) January 30, 1976—Initiate onsite modifications, if applicable.

(v) May 1, 1977—Complete onsite modifications, if applicable.

(vi) July 1, 1977—Achieve compliance with the applicable regulations, and certify such compliance to the Regional Administrator.

(3) Any owner or operator subject to subparagraph (1) of this paragraph who elects to utilize stack gas desulfurization shall be subject to the following compliance schedule:

(i) December 1, 1975—Submit to the Regional Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve compliance with the applicable regulations.

(ii) December 31, 1975—Negotiate and sign all necessary contracts for emission control systems or process modifications, or issue orders for the purchase of component parts to accomplish emission control or process modifications.

(iii) January 30, 1976—Initiate onsite construction or installation of emission control equipment or process modification.

(iv) May 1, 1977—Complete onsite construction or installation or emission control equipment or process modification.

(v) July 1, 1977—Complete shakedown operations and performance tests for the applicable unit(s); achieve compliance with Kentucky Division of Air Pollution Regulation for sulfur dioxide sources and certify such compliance to the Regional Administrator. Ten days prior to any performance testing, notice must be given to the Regional Administrator to afford him the opportunity to have an observer present.

(4) Five days after the deadline for completing increments in paragraphs (b)(2)(ii) through (b)(2)(v) and (b)(3)(ii) through (b)(3)(iv) of this section, certify to the Regional Administrator whether the increment has been met.

(5) (i) None of the above subparagraphs shall apply to a source which is presently in compliance with applicable regulations. The owner or operator of any fuel-burning facility with an aggregate heat input of more than 250 million BTU per hour which is presently in compliance, shall certify such compliance to the Regional Administrator by November 3, 1975. The Regional Administrator may request whatever supporting information he considers necessary for proper certification.

(ii) Any compliance schedule adopted by the State and approved by the Administrator shall satisfy the requirements of this paragraph for the affected source.

(iii) Any owner or operator subject to a compliance schedule in this paragraph may submit to the Regional Administrator no later than December 1, 1975, a proposed alternative compliance schedule. No such compliance schedule may provide for final compliance after the final compliance date in the applicable compliance schedule of this paragraph. If approved by the Administrator, such schedule shall satisfy the requirements of this paragraph for the affected source.

(6) Nothing in this paragraph shall preclude the Administrator from promulgating a separate schedule for any source to which the application of a compliance schedule in this paragraph fails to satisfy the requirements of § 51.15 (b) and (c) of this chapter.

(Sec. 110(c), Clean Air Act, as amended (42 U.S.C. 1857c–5(c)))

[FR Doc.75-23191 Filed 8-29-75;8:45 am]

[FRL 423–5]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Maintenance of National Ambient Air Quality Standards; Correction

In the FEDERAL REGISTER of June 19, 1975 (40 FR 25814), EPA amended 40 CFR 51.12 regarding the maintenance of national ambient air quality standards (NAAQSs). The action rescinded the June 18, 1975, date for submission of analyses and plans required to ensure maintenance of the NAAQSs in air quality maintenance areas (AQMAs) identified under 40 CFR 51.12. The regulations as amended required submission of the AQMA analyses and plans on individual schedules to be established by the Administrator for each AQMA. The reader can consult that FEDERAL REGISTER notice for more background information on this matter. After that action was published, EPA learned that it had overlooked the fact that 40 CFR 52.22(a) (the disapproval of all implementation plans for failing to provide adequately for maintenance of the NAAQSs) refers to the June 18, 1975, date for submission of the AQMA analyses and plans. EPA had neglected to delete reference to this date in the June 19, 1975, action. The action herein corrects the June 19, 1975 action by the publishing of a conforming amendment that deletes this reference.

In the FEDERAL REGISTER of Thursday, June 19, 1975, the following should be added on page 25815 after the amendment to 40 CFR 51.12:

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Maintenance of National Ambient Air Quality Standards

§ 52.22 Amended.

40 CFR Part 52, Chapter I is amended by deleting the last sentence of § 52.22(a).

Dated: August 25, 1975.

EDWARD F. TUERK,
Acting Assistant Administrator for Air and Waste Management.

[FR Doc.75-23070 Filed 8-29-75;8:45 am]

SUBCHAPTER E—PESTICIDE PROGRAMS

[OPP-300005A; FRL 422-3]

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

Exemptions from Requirement of a Tolerance for Certain Inert Ingredients in Pesticide Formulations

On July 18, 1975, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (40 FR 30289) notice of proposed rulemaking to amend 40 CFR 180.1001 to exempt certain pesticide chemicals which are additional inert (or occasionally active) ingredients in pesticide formulations from tolerance requirements under the provisions of section 408(e) of the Federal Food, Drug, and Cosmetic Act. No comments or requests for referral to an advisory committee were received with regard to this notice, and it has, therefore, been concluded that the amendment to the regulations (40 CFR 180.1001) be adopted as proposed with editorial changes as noted.

Any person adversely affected by this regulation may, on or before October 2, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, Room 1019, East Tower, 401 M St. SW., Washington, D.C. 20460. Such objections should be submitted in quintuplicate and should specify both the provisions of the regulation deemed to be 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.

Effective on September 2, 1975, Part 180, Subpart D, § 180.1001, is amended as set forth below.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

(Section 408(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a (e)).

Part 180, § 180.1001 is amended by (1) revising the item "Castor oil . . ." in paragraphs (c) and (e), the item "Dodecylphenol . . ." in paragraph (d), and the item "Sodium monoalkyl . . ." in paragrap (c); (2) deleting the items "Calcium chloride . . ." and "Octyl and decyl . . ." from paragraph (d); (3) alphabetically inserting new items in paragraphs (c), (d), and (e); and (4) making the consequent editorial changes. The proposed regulation as published is editorially revised by inserting five asterisks between the words "Castor oil . . ." and "dodecylbenzenesulfonic acid . . ." in paragraph (e), and replacing the abbreviation "Do." in the "Uses" column opposite the words "Dodecylbenzenesulfonic acid . . ." in paragraph (e) with the words "Surfactants, related adjuvants of surfactants" to read as follows:

§ 180.1001 Exemptions from the requirement of a tolerance.

(c) * * *

Inert ingredients	Limits	Uses
* * * * * * *		
Calcium chloride		Stabilizer.
Calcium citrate		Solid diluent, carrier.
* * * * * * *		
Castor oil, polyoxy ethylated; the poly(oxyethylene) content averages 5-54 moles.		Surfactants, related adjuvants of surfactants.
* * * * * * *		
Dodecylbenzenesulfonic acid, amine salts		Surfactants, related adjuvants of surfactants.
* * * * * * *		
Hexamethylenetetramine	For use in citrus washing solutions only at not more than 1 percent.	Preservative.
* * * * * * *		
Octyl and decyl glucosides mixture with a mixture of octyl and decyl oligosaccharides and related reaction products (primarily n-decanol) produced as an aqueous-based liquid (68-72 percent solids) from the reaction of straight chain alcohols (C_8(45 percent), C_{10}(55 percent)) with anhydrous glucose.		Surfactants, related adjuvants of surfactants.
* * * * * * *		
Polyglycerol esters of fatty acids conforming to title 21, sec. 121.1120.		Surfactants, related adjuvants of surfactants.
* * * * * * *		
Poly(vinylpyrrolidone); molecular weight 40,000 or over		Surfactants, related adjuvants of surfactants.
* * * * * * *		
Sodium monoalkyl and dialkyl (C_9-C_{18}) phenoxybenzene disulfonate mixtures containing not less than 70 percent of monoalkylated product.		Surfactants, related adjuvants of surfactants.
Sodium mono- and dimethyl naphthalene sulfonates, molecular weight 245-260.		Surfactants, related adjuvants of surfactants.
* * * * * * *		
Zinc sulfate (basic and monohydrate)		Solid diluent, carrier.

(d) * * *

Inert ingredients	Limits	Uses
* * * * * * *		
Acrylamide-acrylic acid resins		Thickeners.
Acrylamide-sodium acrylate resins		Do.
* * * * * * *		
Barium sulfate		Carrier.
* * * * * * *		
Coffee		Attractant.
* * * * * * *		
Dodecylphenol		Coupling agent in emulsifier.
* * * * * * *		
Isobutylene-butene copolymers	For soil application only	Binder.
* * * * * * *		

(e) * * *

Inert ingredients	Limits	Uses
Acetylated lanolin alcohol		Moisturizer.
* * * * * * *		
Calcium chloride		Stabilizer.
* * * * * * *		
Castor oil, polyoxyethylated; the poly-(oxyethylene) content averages 5-54 moles.		Surfactants, related adjuvants of surfactants.
* * * * * * *		
Dodecylbenzenesulfonic acid, amine salts		Surfactants, and related adjuvants of surfactants.
* * * * * * *		
Octyl and decyl glucosides mixture with a mixture of octyl and decyl oligosaccharides and related reaction products (primarily n-decanol) produced as an aqueous-based liquid (68-72 percent solids) from the reaction of straight chain alcohols (C_8(45 percent), C_{10}(55 percent)) with anhydrous glucose.		Surfactants, related adjuvants of surfactants.
* * * * * * *		

[FR Doc.75-23071 Filed 8-29-75;8:45 am]

Department of the Interior

Title 43—Public Lands: Interior

CHAPTER II—BUREAU OF LAND MANAGEMENT, DEPARTMENT OF INTERIOR

APPENDIX—PUBLIC LAND ORDERS

[P.L.O. 5512; Colorado 8840]

COLORADO

Partial Revocation of Powersite Reserve No. 27, Powersite Restoration No. 678

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910, 36 Stat. 847; 43 U.S.C. 141, and pursuant to Executive Order No. 10355 of May 26, 1952 (17 FR 4831), and the determination of the Federal Power Commission in DA-493-Colorado, it is ordered as follows:

1. The departmental order of July 7, 1909, creating temporary Powersite Withdrawal No. 27, as confirmed by Executive Order of July 2, 1910, is hereby revoked so far as it affects the following described lands:

NEW MEXICO PRINCIPAL MERIDIAN

T. 51 N., R. 1 E.,
Sec. 11, SE¼SE¼;
Sec. 12, lot 3, S½SW¼;
Sec. 22, NE¼SE¼, S½SE¼;
Sec. 27, NW¼NE¼.

The areas described aggregate approximately 319.75 acres in Gunnison County.

2. All of the above described lands were restored to entry, location or selection, and subsequently patented, subject to section 24 of the Federal Power Act of June 10, 1920, 41 Stat. 1063, 1075.

JACK O. HORTON,
Assistant Secretary of the Interior.

AUGUST 26, 1975.

[FR Doc.75-23144 Filed 8-29-75;8:45 am]

[P.L.O. 5511, New Mexico 10953]

NEW MEXICO

Withdrawal for National Forest Recreation Area; Partial Revocation of Public Land Order No. 4643

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 FR 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described national forest lands are hereby withdrawn from appropriation under the mining laws, 30 U.S.C., Ch. 2, but not from leasing under the mineral leasing laws, in aid of programs of the Department of Agriculture:

GILA NATIONAL FOREST

PRINCIPAL MERIDIAN

Lake Roberts Recreation Area

T. 15 S., R. 13 W.,
Sec. 2, S½NE¼.

The area described contains 80 acres in Grant County.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

3. Public Land Order No. 4643 of April 18, 1969, reserving lands within the Gila National Forest for use of the Forest Service as a recreation area is hereby revoked so far as it affects the following described land:

PRINCIPLE MERIDIAN

Lake Roberts Recreation Area

T. 15 S., R. 13 W., Sec. 2, SE¼SW¼.

Containing 40 acres in Grant County.

4. At 10 a.m. on October 1, 1975, the land described in paragraph 3 of this order shall be open to such forms of disposition as may by law be made of national forest land.

JACK O. HORTON,
Assistant Secretary of the Interior.

AUGUST 26, 1975.

[FR Doc.75-23145 Filed 8-29-75;8:45 am]

[P.L.O. 5513; NM-12720]

NEW MEXICO

Withdrawal of National Forest Lands for Bird Habitat and Research Natural Area

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 FR 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described national forest lands are hereby withdrawn from appropriation under the mining laws, 30 U.S.C., Ch. 2, but not from leasing under the mineral leasing laws in aid of programs of the Department of Agriculture:

GILA NATIONAL FOREST

PRINCIPAL MERIDIAN

Gila River Bird Habitat and Natural Area

T. 17 S., R. 17 W.,
Sec. 9, N½NE¼, SE¼NE¼, SE¼SW¼, N½SE¼, SW¼SE¼;
Sec. 10, W½NW¼;
Sec. 16, W½E½, W½;
Sec. 17, NE¼SE¼;
Sec. 21, W½E½, W½;
Sec. 27, W½W½;
Sec. 28, E½, N½NW¼;
Sec. 32, E½E½;
Sec. 33, N½, W½SW¼.

The area described aggregates approximately 2,480 acres in Grant County.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

JACK O. HORTON,
Assistant Secretary of the Interior.

AUGUST 26, 1975.

[FR Doc.75-23146 Filed 8-29-75;8:45 am]

Title 45—Public Welfare

SUBTITLE A—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, GENERAL ADMINISTRATION

PART 30—CLAIMS COLLECTION

Delegation of Authority

In order to reflect the redelegation by the Department Claims Officer of additional authority to compromise, suspend, and terminate, pursuant to the Federal Claims Collection Act of 1966 as amended (31 U.S.C. 951-953) claims of less than $800, as well as other redelegations which are in effect, § 30.3 of Title 45 of the Code of Federal Regulations, 33 FR 17292, November 22, 1968) is hereby amended. Since the amendment herein involves internal management, notice and public procedure thereon are impracticable, unnecessary, and contrary to the public interest under 5 U.S.C. (b)(B). The amendment herein is therefore made without a period for public comment. The amendment reads as follows:

§ 30.3 Delegation of Authority.

(a) The Secretary delegated to the Department Claims Officer the authority to perform the duties vested in him by the Federal Claims Collection Act of 1966 (31 U.S.C. 951-953) as amended, except with respect to erroneous payments under Titles II and XVIII of the Social Security Act.

(b) The Department Claims Officer shall compromise, suspend or terminate claims referred to him after administrative collection efforts have been exhausted in accordance with the provisions of this part.

(c) The appropriate office, local, regional or headquarters, shall take all necessary administrative action required under the Act and Joint Regulations, except that, with respect to claims of $800 or more, no compromise of a claim shall be effected, nor collection action suspended or terminated without the prior approval of the Department Claims Officer, or the following specific delegatees:

(1) The Deputy Assistant General Counsel, Business and Administrative Law Division, Office of General Counsel;

(2) The Chief, Litigation and Claims Branch, Business and Administrative Law Division, Office of General Counsel;

(3) The Regional Attorneys except with respect to claims arising out of activities of the Public Health Service.

Effective date. This amendment is effective August 22, 1975.

Dated: August 22, 1975.

BERNARD FEINER,
Department Claims Officer.

[FR Doc.75-23124 Filed 8-29-75;8:45 am]

PART 46—PROTECTION OF HUMAN SUBJECTS

Fetuses, Pregnant Women, in Vitro Fertilization

Correction

In FR Doc. 75-20474, appearing at page 33526 in the issue for Friday, August 8, 1975, make the following changes:

1. On page 33526, in the third column, the second full paragraph, the ninth line from the bottom should read: "of this subpart by the Ethical Advisory".

2. On page 33527, in the second column, paragraph B, the third line, the word "on" should read "or".

Title 46—Shipping

CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

SUBCHAPTER D—TANK VESSELS

SUBCHAPTER F—MARINE ENGINEERING

[CGD 73-254]

MARINE ENGINEERING SYSTEMS AND COMPONENTS

Miscellaneous Amendments

On April 3, 1975, a document was published in the FEDERAL REGISTER (40 FR 14935) proposing to update Coast Guard marine engineering regulations to reflect revisions in the American National Standard Code for Pressure Piping (ANSI B31.1 Power Piping) and The American Society of Mechanical Engineers Boiler and Pressure Vessel Code.

A public hearing was held on April 30, 1975, and interested persons were given until May 15, 1975, to submit written comments. A total of nine comments were received. After full and careful consideration of each comment, the proposal was revised, as set forth below.

Four written comments questioned the need to specify, in § 56.97-30, the temperature for the material and test medium. In consideration of these comments and a pending change to ANSI B31.1, the requirements for a temperature of 70° F. or higher has been deleted.

One written comment questioned requiring water as the only test medium for the hydrostatic leak test in § 56.97-30. The comment indicated that under certain circumstances, such as low ambient temperatures, mediums other than water would be more suitable and the test results would be equally valid. This section has been revised to allow the use of other mediums, if they are specifically approved by the Commandant.

Another written comment questioned the need for galvanized or extra heavy pipe in § 56.60-3(a). This amendment relocates an already existing regulation in § 56.60-5(e) and makes no substantive change. However, the Coast Guard considers this comment to be a petition for the amendment or repeal of a rule under 5 U.S.C. 553(e), and will evaluate the need for galvanized or extra-heavy piping in future public rulemaking.

Three written comments questioned the prohibition, in § 56.50-60(g), on placing means for draining cargo pumps and piping in pump rooms. A number of objections to the prohibition were also raised at the public hearing. The operational requirements of some types of tank vessels necessitate the removal of all traces of cargo from tanks, piping and pumps. The lowest points in these piping systems are located in pump rooms; the location of drains in pump rooms would facilitate the required cleaning of these piping systems. Accordingly, the prohibition on drains in pump rooms has been removed from this amendment to the regulations, but this matter will be further evaluated and be made the subject of future public rulemaking.

In consideration of the foregoing, 46 CFR Chapter I is amended as set forth below.

(46 U.S.C. 375, 391a, 416; 49 U.S.C. 1655(b)(1), 49 CFR 1.46(b))

Effective date. These amendments become effective on September 29, 1975.

Dated: August 20, 1975.

O. W. SILER,
Admiral,
U.S. Coast Guard Commandant.

PART 32—SPECIAL EQUIPMENT MACHINERY AND HULL REQUIREMENTS

1. In § 32.50-5, the heading has been revised and paragraph (a) is revoked and reserved to read as follows:

§ 32.50-5 Cargo pump gauges on tank vessels constructed on or after November 10, 1936—TB/ALL.

(a) [Reserved]

* * * * *

PART 35—OPERATIONS

§ 35.25-10 [Amended]

2. In § 35.25-10(a), change the figure "150° F" to read "140° F".

PART 50—GENERAL PROVISIONS

§ 50.25-30 [Amended]

3. In § 50.25-30, change the last word of the title from "pressures" to "pressure" and change the reference to § 56.35-10 in paragraph (a) to read "§ 56.35-15."

PART 52—POWER BOILERS

§ 52.01-1 [Amended]

4. The table in § 52.01-1(a) is amended by striking lines 8 through 10 which refer to PG-63 through PG-65 and by revising the 37th line to read: "PR-30 through PR-40 modified by ------ 52.10-15".

§ 52.01-90 [Amended]

5. In § 52.01-90(d) change "(Modified PG-5.5.1)" to read "(Modifies PG-5.5)" and in paragraph (e) strike "(Modifies PG-5.5.2)", the entire first sentence and revise the remaining sentence to read:

"Non-ferrous materials are not permitted for pipes up to the first joint on all outlets but are permitted for instrument piping and may be used in blowoff or drain service provided pressure is below 250 pounds per square-inch gage and temperature is below 400° F."

6. In § 52.01-100, by revising the title to read as follows:

§ 52.01-100 Openings and compensation (modifies PG-32 through PG-39, PG-43 through PG-55, replaces PG-42).

7. Add a new paragraph (h) to § 52.01-110 to read as follows:

§ 52.01-110 Water level indicators, water columns, gage glass connections, gage cocks, and pressure gages (modifies PG-60).

* * * * *

(h) (Modifies PG-60) Piping referred to in this section must meet the requirement of Part 56 of this subchapter.

§ 52.05-45 [Amended]

8. In § 52.05-45(b), revise the parenthetical phrase in the last line to read as follows: "(PW-41.1.1-PW-41.1.4)."

§ 52.10-15 [Amended]

9. In § 52.10-15, revise the parenthetical phrase in the heading to read as follows: "(modifies PR-30 through PR-40)".

10. Section 52.20-17 is added to read as follows:

§ 52.20-17 Opening between boiler and safety valve (Modifies PFT-44).

(a) When a discharge pipe is used, it must be installed in accordance with the requirements of Part 56 of this chapter.

PART 53—HEATING BOILERS

§ 53.10-3 [Amended]

11. In § 53.10-3(a), by revising the parenthetical phrase in the last line to read as follows: "(See HG-510 and HC-410 of the ASME Code.)"

PART 54—PRESSURE VESSELS

§ 54.01-1 [Amended]

12. In Table 54.01-1(a), revise the third line to read as follows:

U-1(d) replaced by ------ 54.01-5(a) and 54.01-15 and insert the following new line between the present eighth and ninth lines: UG-28 modified by ------ 54.01-40.

13. Section 54.05-5(a) is amended by revising the sixth and seventh sentences to read as follows:

§ 54.05-5 Toughness test specimens.

(a) * * * Except where otherwise specified, transversely oriented specimens must be used. When longitudinal specimens are used, the required energy values may not be less than 1.5 times the values required for transversely oriented specimens. * * *

* * * * *

14. Section 54.05-10 is amended by replacing the fourth and fifth sentences of paragraph (a) with one new sentence and by making an addition to the last sentence of paragraph (d) to read as follows:

§ 54.05–10 Certification of material toughness tests.

(a) * * * The long axis of the Charpy specimen must be perpendicular to the final direction of rolling.

* * * * *

(d) * * * with the axis of the specimens parallel to the axis of the bar or shape.

15. In § 54.05–17, revise (a)(1), (2), and (3) to read as follows:

§ 54.05–17 Weld toughness test acceptance criteria.

* * * * *

(a) * * *

(1) For weld metal specimens, not less than the transverse values required for the parent material.

(2) For heat affected zone specimens, when the specimens are transversely oriented, not less than the transverse values required for the parent material.

(3) For heat affected zone specimens, when the specimens are longitudinally oriented, not less than 1.5 times the transverse values required for the parent material.

* * * * *

16. Section 54.05–20 is revised to read as follows:

§ 54.05–20 Impact test properties for service of 0° F and below.

(a) *Test energy.* The impact energies of each set of transverse Charpy specimens may not be less than the values shown in Table 54.05–20(a). Only one specimen in a set may be below the required average and the value of that specimen must be above the minimum impact value permitted on one specimen only. See § 54.05–5(c) for retest requirements.

TABLE 54.05–20(a).—*Charpy v-notch impact requirements*

Size of specimen	Minimum impact value required for average of each set of 3 specimens, foot-pounds [1]	Minimum impact value permitted on one specimen only of a set, foot-pounds
10 x 10 mm	20.0	13.5
10 x 7.5 mm	16.5	11.0
10 x 5 mm	13.5	9.0
10 x 2.5 mm	10.0	6.5

[1] Straight line interpolation for intermediate values is permitted.

(b) Transversely oriented Charpy V-notch impact specimens of ASTM A–203 nickel steels must exhibit energies not less than the values shown in § 54.05–20 (a). Requirements for 9 percent nickel steels are contained in § 54.25–20. Other nickel alloy steels, when specially approved by the Commandant, must exhibit a no-break performance when tested in accordance with the drop weight procedure. If, for such materials, there are data indicating suitable correlation with drop-weight tests, Charpy V-notch tests may be specially considered by the Commandant in lieu of dropweight tests. If the drop-weight test cannot be performed because of material thickness limitations (less than one-half inch), or product shape, or is otherwise inapplicable (because of heat treatment, chemistry etc.) other tests or test criteria will be specified by the Commandant.

(c) Where sufficient data are available to warrant such waiver, the Commandant may waive the requirements for toughness testing austenitic stainless steel materials. Where required, austenitic stainless steels are to be tested using the dropweight procedure and must exhibit a no-break performance. Where data are available indicating suitable correlation of Charpy V-notch results with dropweight NDT or no-break performance, Charpy V-notch tests may be specially considered by the Commandant in lieu of dropweight tests. If the dropweight test cannot be performed because of material thickness limitations (less than one-half inch), or product shape, or is otherwise inapplicable (because of heat treatment, chemistry, etc.) other tests and/or test criteria will be specified by the Commandant.

§ 54.05–25 [Reserved]

17. Section 54.05–25 is revoked and reserved.

§ 54.10–17 [Amended]

18. In § 54.10–17, strike out the words "and (5)(ii)" in the first sentence.

§ 54.20–10 [Amended]

19. In § 54.20–10(a), insert a semicolon between the words "radiograph" and "and".

20. Section 54.25–15(b) is amended by making an addition to the last sentence to read as follows:

§ 54.25–15 Low temperature operation-high alloy steels (modifies VHA–23 (b) and UHA–51).

* * * * *

(b) * * * except that the Charpy V-notch testing acceptance criteria will be in accordance with UHT–6(a) (4) and (5) of the ASME Code."

* * * * *

PART 56—PIPING SYSTEMS AND APPURTENANCES

21. A new § 56.01–3 is added to read as follows:

§ 56.01–3 Power boiler external piping (Replaces 100.1.1, 100.1.2, 102.4.7, 111.6, 122.1, 132 and 133).

(a) Piping system components associated with power boilers are covered by the requirements of this part and §§ 52.01–105, 52.01–110, 52.01–115, and 52.01–120.

(b) Specific requirements for power boiler external piping and appurtenances, as defined in §§100.1.1 and 100.1.2, appearing in the various paragraphs of ANSI–B31.1, are, therefore, not adopted unless otherwise specifically indicated elsewhere in this part.

§ 56.01–5 [Amended]

22. The table in § 56.01–5(a) is amended by revising the first line and relocating it between the present third and fourth line to read as follows:

101 through 104.7 modified by 56.07–10

§ 56.04–2 [Amended]

23. In Table § 56.04–2, under "Class B and C poisons", amended by striking out the lines "II ..... not permitted; and "II–L ..... not permitted" and inserting the following two lines in place thereof: "II ..... not permitted except inside cargo tanks approved for Class B and C poisons.", and "II–L ..... not permitted except inside cargo tanks approved for Class B and C poisons."

24. In § 56.07–10, the first and second sentence of paragraph (c) and the seventh sentence of paragraph (e) are amended as follows:

§ 56.07–10 Design conditions and criteria (modifies 101 through 104.7).

* * * * *

(c) * * * In Class I, I–L, II–L and nuclear piping systems, where the effect of * * * Where these factors are not considered for such systems, the maximum allowable stress will be 80 percent of the tabulated value for all materials.

* * * * *

(e) * * * For Class I, I–L, II–L and nuclear piping systems * * *.

25. A new § 56.20–1(d) is added to read as follows:

§ 56.20–1 General.

* * * * *

(d) Where liquid trapped in a closed valve can be heated, and uncontrollable rise in pressure can result, means must be provided in the design, installation and operation of the valve to ensure that the pressure in the valve does not exceed that allowed by this part for the attained temperature (An example might be a flexible wedge gate valve, installed with the stem horizontal; should the valve be closed while liquid from testing, cleaning or condensation of fluid fills the valve this liquid would be trapped in the bonnet section of the closed valve). Any resulting penetration of the pressure wall of the valve must meet the requirements of this part and of drains in ANSI–B16.5.

§ 56.30–10 [Amended]

26. Section 56.30–10(b)(3) is amended by striking out the words "exceeding 4 inches nominal pipe size" in the first sentence.

(b) Revising the words "or Class II" in the first sentence to read ", Class II, or Class II–L".

(c) And striking out the second sentence entirely.

§ 56.30–20 [Amended]

27. In table 56.30–20(c) the heading is revised and a second footnote is added to read as follows:

TABLE 56.30–20(c)—THREADED JOINTS [1] [2]

* * * * *

28. In § 56.50–15, paragraph (e) is revised to read as follows:

[2] Size limits are not applicable to hydraulic systems.

§ 56.50–15 Steam and exhaust piping.

* * * * *

(e) Main and auxiliary steam stop valves must be readily accessible, operable by one person and arranged to seat against boiler pressure.

* * * * *

§ 56.50–40 [Amended]

29. Section 56.50–40(a)(1) is amended by striking out the words "and drain" in the first sentence.

30. In § 56.50–60, strike out the last sentence of paragraph (f) and add new paragraph (g) to read as follows:

§ 56.50–60 Cargo oil systems and fuel oil systems for boilers and internal combustion engines; transfer systems, and general arrangement.

* * * * *

(g) Test cocks must not be fitted to fuel oil or cargo oil tanks.

31. In § 56.50–97, paragraph (a) is revised to read as follows:

§ 56.50–97 Instrument, control and sampling piping (modifies 122.3).

(a) Instrument, control and sampling piping must comply with paragraph 122.3 of ANSI–B31.1 except that:

(1) Soldered type fittings may not be used

(2) The outside diameter of takeoff connections may not be less than 0.840 inches for service conditions up to 900 psi or 800° F, and 1.050 inches for conditions that exceed either of these limits.

* * * * *

§ 56.50–105 [Amended]

32. In § 56.50–105(b)(3), strike out the period at the end of the second sentence and add the words "where the weld thickness does not exceed that exempted by this table."

33. In Table 56.50–105, by revising the title to read as follows:

TABLE 56.50–105—ACCEPTABLE MATERIALS AND TOUGHNESS TEST CRITERIA [2]

* * * * *

§ 56.60–1 [Amended]

34. In Table 56.60–1(a):

(a) In the first item under "Casting", iron:" strike out "UCN–23" and insert "UCD–23" in place thereof;

(b) In Note 13 strike out "UCN–23" and insert "UCD–23" in place thereof;

(c) In Note 14 strike out "UCN3" and insert "UCD–3" in place thereof;

(d) In the second item under "Tubes, seamless and welded," revise the description of A334 to read as follows: "A334 Seamless and welded (no added filler metal) carbon and low alloy tubing for low temperature"; and

(e) In the final item, under "Castings", iron,": strike out "UCN–23" and insert "UCD–23" in place thereof.

[2] Other material specifications for product forms acceptable under Part 54 for use at low temperatures may also be used for piping systems provided the applicable toughness requirements of this Table are also met.

35. In Table 56.60–1(b), by:

(a) Strike out the line "B16.2 C.I. Flanges and Fittings 250 lb." under ANSI Standards.

(b) Revise the line "B16.1 ------" under ANSI Standards to read: "B16.1 C.I. Flanges and Fittings—125 and 250 lbs."

(c) Under B16.3, B16.4 and B16.15, strike out "Scd." and insert "Threaded" in place thereof.

(d) Revise the address of the Fluid Controls Institute to read: "(Fluid Controls Institute, Inc., 12 Bank Street, Summit, New Jersey, 07901)"

(e) Strike out the following listed MSS Standards: SP–46, SP–48, SP–49, SP–50, SP–54, SP–59 and SP–63; and by

(f) Add the line "SP–69 Pipe Hangers and Supports—Selection and Application", under MSS Standards.

36. Section 56.60–2 (a) is amended by revising the second sentence to read as follows:

§ 56.60–2 Ferrous materials.

* * * * *

(a) * * * Further limitations on allowable stress values are contained in paragraphs 56.07–10(c) and (e).* * *

37. A new § 56.60–3 is added to read as follows:

§ 56.60–3 Ferrous Materials.

(a) Ferrous pipe used for salt water service must be protected against corrosion by hotdip galvanizing or by the use of extra heavy schedule material.

(b) (Reproduces 123.2.3(c)). Carbon or alloy steel having a carbon content of more than 0.35 percent may not be used in welded construction or be shaped by oxygen cutting process or other thermal cutting process.

38. In § 56.60–5 paragraphs (c) and (e) are revoked and reserved as follows:

§ 56.60–5 Steel (high temperature applications).

* * * * *

(c) [Reserved]

* * * * *

(e) [Reserved]

§ 56.60–10 [Amended]

39. In § 56.60–10(a), in the last sentences by striking out the words "and B16.2."

§ 56.60–15 [Amended]

40. In § 56.60–15(a)(1) is amended in the first sentence by striking out the words ", B16.2."

§ 56.60–25 [Amended]

41. In § 56.60–25(e) is amended by inserting the following sentence before the present final sentence: "Joint movements may not exceed the limits set by the joint manufacturer."

42. Section 56.70–5(a) is revised to read as follows:

§ 56.70–5 Material.

(a) *Filler metal.* All filler metal, including consummable insert material, must comply with the requirements of section IX, ASME Boiler and Pressure Vessel Code and § 57.02–4 of this subchapter.

* * * * *

43. A new § 56.70–3 is added to read as follows:

§ 56.70–3 Limitations.

(a) Backing rings. Backing strips used at longitudinal welded joints must be removed.

44. Section 56.70–10 is amended by inserting the words "or outside" after the word "inside" in the second sentence of (a)(1)(iii), by revising (a)(3) and by inserting an additional sentence in front of the first sentence of paragraph (b) to read as follows:

§ 56.70–10 Preparation (reproduces 127.3).

(a) * * *

(3) *Alignment.* The inside diameters of piping components to be joined must be aligned as accurately as practicable within existing commercial tolerances on diameters, wall thicknesses, and out of roundness. Alignment must be preserved during welding. Where ends are to be joined and the internal misalignment exceeds 1/16-inch, it is preferred that the component with the wall extending internally be internally trimmed (see Fig. 127.3.1) so that adjoining internal surfaces are approximately flush. However, this trimming must not reduce a piping component wall thickness below the minimum design thickness and the change in the contour may not exceed 30°.

* * * * *

(b) In making fillet welds, the weld metal must be deposited in such a way as to obtain adequate penetration into the base metal at the root of the weld. * * *

§ 56.70–15 [Amended]

45. Section 56.70–15 is amended as follows:

a. By revising § 56.70–15(b)(1) to read as follows:

(b) *Girth butt welds.* (1) (Reproduces 127.4.2(a)). Girth butt welds must be complete penetration welds and may be made with a single vee, double vee, or other suitable type of groove, with or without backing rings or consummable inserts."

b. In § 56.70–15(b)(2), by inserting: "* * * (note restrictions in subdivision (iv) of this subparagraph) * * *" between the words "ring" and "on" in the second sentence; and by inserting after the last sentence: "Ultrasonic testing may be utilized in lieu of radiographic examination if the procedures are approved."

c. In § 56.70–15(b)(4), by inserting the following sentence before the last sentence: "Their stopping and starting ends must be properly prepared by grinding or other suitable means so that they may be satisfactorily incorporated into the final weld."

d. By revising § 56.70–15 (b)(5), (b)(6), (e)(2) and (f) to read as follows:

(b) * * *

(5) (Reproduce 127.4(c)). When components of different outside diameters are welded together, the weld joint must be filled to the outside surface of the component having the larger diameter. There must be a gradual transition, not exceeding a slope of 1:3, in the weld between the two surfaces. To avoid unnecessary weld deposit, the outside surface of the component having the larger diameter must be tapered at an angle not to exceed thirty degrees with the axis of the pipe. (See Fig. 127.4.2.).

(6) (Modifies 127.4.2(d)). As-welded surfaces are permitted, however, the surface of welds must be sufficiently free from coarse ripple, grooves, overlaps, abrupt ridges and valleys to meet the following:

(i) The surface condition of the finished welds must be suitable for the proper interpretation of radiographic and other nondestructive examinations when nondestructive examinations are required by § 56.95–10. In those cases where there is a question regarding the surface condition on the interpretation of a radiographic film, the film must be compared to the actual weld surface for interpretation and determination of acceptability.

(ii) Reinforcements are permitted in accordance with Table 56.70–15.

(iii) Undercuts must not exceed 1/32-inch and must not encroach on the minimum required section thickness.

(iv) If the surface of the weld requires grinding to meet the above criteria, care must be taken to avoid reducing the weld or base material below the minimum required thickness.

* * * * *

(e) *Seal welds.* * * *

(2) The limitation on cracks and undercutting set forth in § 56.70–15(b)(8) for girth welds are also applicable to seal welds.

* * * * *

(f) *Weld defect repairs (Reproduces 127.4.11Q.* (1) All defects in welds requiring repair must be removed by flame or arc gouging, grinding, chipping, or machining. Repair welds must be made in accordance with the same procedure used for original welds or by another welding process if it is a part of a qualified procedure, recognizing that the cavity to be repaired may differ in contour and dimensions from the original joint. The types, extent and method of examination and limits of imperfections of repair welds must be the same as for the original weld.

(2) Preheating may be required for flame-gouging or arc-gouging on certain alloy materials of the air hardening type in order to prevent surface checking or cracking adjacent to the flame or arc-gouged surface.

* * * * *

e. In § 56.70–15(g)(2), by inserting the words "and F" after the words "Fig. 127.4.8D" in the last sentence.

f. In § 56.70–15(g)(3), in the first sentence by inserting the words "and F" after the words "Fig. 127.4.8D", and by inserting "t_w=dimension of partial penetration weld, inches." as a separate line after "t_{min}=the smaller of t_n or t_r."

g. In § 56.70–15(g)(4), by striking out the period at the end of the first sentence and inserting the words ", except as otherwise permitted in subparagraph 56.70–15(g)(7) of this paragraph."

h. By adding a new § 56.70–15(g)(7) as follows:

(7) Branch connections 2 in. NPS and smaller that do not require reinforcement may be constructed as shown in Fig. 127.4.8F of ANSI B31.1. This construction is limited to use in Class I and II piping systems at a maximum design temperature of 750°F or a maximum pressure of 1025 psi."

i. By adding a new Table 56.70–15 as follows:

TABLE 56.70-15.—*Reinforcement of girth and longitudinal butt welds*

Thickness of base metal (inches)	Maximum thickness of reinforcement for design temperature (inches) below 0° F. or above—		
	750° F.	350° to 750° F.	0° F. and above but less than 350° F.
Up to 1/4, inclusive	1/16	3/32	3/32
Over 1/4 to 3/8, inclusive	1/16	1/8	1/8
Over 3/8 to 1/2, inclusive	1/16	5/32	3/16
Over 1/2 to 1, inclusive	3/32	5/32	3/16
Over 1 to 2, inclusive	1/8	1/4	1/4
Over 2	5/32	(1)	(1)

[1] The greater of 1/4 in or 1/4 times the width of the weld in inches.

NOTES

1. For double welded butt joints, this limitation on reinforcement given above applies separately to both inside and outside surfaces of the joint.
2. For single welded butt joints, the reinforcement limits given above apply to the outside surface of the joint only.
3. The thickness of weld reinforcement is based on the thickness of the thinner of the materials being joined.
4. The weld reinforcement thicknesses must be determined for the higher of the abutting surfaces involved.
5. For boiler external piping use the column titled "Below 0° F. or above 750° F. for weld reinforcement thicknesses.

46. Section 56.80–15(e) is amended by inserting the word "heat" between the words "the" and "treatment" and by adding the following new paragraph (g) as follows:

§ 56.80–15 Heat treatment of bends and formed components.

* * * * *

(g) (Reproduces 129.3.6). Austenitic stainless steel pipe that has been heated for bending or other forming may be used in the "as-bent" condition unless the design specification requires post bending heat treatment.

47. Section 56.85–10 is amended by revising paragraphs (a) and (b) and Table 56.85–10 and by revoking and reserving paragraph (d) to read as follows:

§ 56.85–10 Preheating.

(a) The minimum preheat temperatures listed in Table 56.85–10 for P-number materials groupings are mandatory minimum pre-heat temperatures. Preheat is required for Class I, I–L, I–N, II–N and II–L piping when the ambient temperature is below 50°F.

(b) (Modifies 131.2.2) When welding dissimilar materials the minimum preheat temperature may not be lower than the highest temperature listed in Table 56.85–10 for any of the materials to be welded or the temperature established in the qualified welding procedure.

* * * * *

(d) [Reserved]

TABLE 56.85–10—PREHEAT AND POSTHEAT TREATMENT OF WELDS

ASME Sec. IX Nos.	Preheat required		Post heat treatment requirement (1)(2)		
	Minimum wall (3)(4) (inch)	Minimum temperature (5)(6)(° F.)	Minimum wall and other (3)(4)(17) (inch)	Temperature (7)(8)(9)(10)(11)(12) (° F.)	Time cycle: Hour per inch of wall (3)(4) / Minimum time within range (hour)
P-1(16)	All	50 (for .30 C. maximum or less) (13).	Over 1/2 in	1,100 to 1,200 (minimum) (maximum).	
P-1(16)	All	175 minimum (for over .30 C.) (12) and wall thickness over 1 in.	do	do	
P-3(15)	All walls	175 minimum	Over 1/2 in	1,200 to 1,350 (minimum) (maximum).	
P-4(15)	Up to 1/2 in inclusive.	300 minimum	Over 1/2 in or over 4 in nom. size or.	1,330 to 1,400 (minimum) (maximum).	
	Over 1/2 in	400 minimum	Over.15 C. maximum.		
P-5(15) (less than 5 cr.).	Up to 1/2	300 minimum	Over 1/2 in or over 4 in. nom. size or.	1,300 to 1,425 (minimum) (maximum).	
	Over 1/2 in	400	Over 0.15 C. maximum		
P-5(15) (5 cr. and higher).	Up to 1/2 inclusive	300 minimum	All walls	do	
	over 1/2 in	400	Over 0.15 C. maximum		
P-6	All walls	300 minimum (14).	All walls	1,400 to 1,500 (minimum) (maximum).	
P-8	do	None required	do	None required	

For P-7, P-9A, P-9B, P-10C and other materials not listed the Preheat and Postheat Treatment is to be in accordance with the qualified procedure.

Notes Applicable To Table 56.85-10:

(1) Not applicable to dissimilar metal welds.

(2) When postheat treatment by annealing or normalizing is used, the postheat treatment temperatures must be in accordance with the qualified welding procedure.

(3) Wall thickness of a butt weld is defined as the thicker of the two abutting ends after end preparation including I.D. machining.

(4) The thickness of socket, fillet, and seal welds is defined as the throat thicknesses for pressure and nonpressure retaining welds.

(5) Preheat temperatures must be checked by use of temperature indicating crayons, thermocouple pyrometers, or other suitable method.

(6) For inert gas tungsten arc root pass welding lower preheat in accordance with the qualified procedure may be used.

(7) The maximum postheat treatment temperature listed for each P number is a recommended maximum temperature.

(8) Postheat treatment temperatures must be checked by use of thermocouple pyrometers or other suitable means.

(9) Heating rate for furnace, gas, electric resistance, and other surface heating methods must not exceed: (i) 600°F per hour for thicknesses 2 inches and under.

(ii) 600°F per hour divided by ½ the thickness in inches for thickness over 2 inches.

(10) Heating route for induction heating must not exceed:

(i) 600°F per hour for thickness less than 1½ inches (60 and 400 cycles).

(ii) 500°F per hour when using 60 cycles and 400°F per hour when using 400 cycles for thicknesses 1½ inches and over.

(11) When local heating is used, the weld must be allowed to cool slowly from the postheat treatment temperature. A suggested method of retarding cooling is to wrap the weld with asbestos and allow to cool in still air. When furnace cooling is used, the pipe sections must be cooled in the furnace to 1000°F and may then be cooled further in still air.

(12) Local postheat treatment of butt welded joints must be performed on a circumferential band of the pipe. The minimum width of this band, centered on the weld, must be the width of the weld plus 2 inches.

Local postheat treatment of welded branch connections must be performed by heating a circumferential band of the pipe to which the branch is welded. The width of the heated band must extend at least 1 inch beyond the weld joining the branch.

(13) 0.30 C. max applies to specified ladle analysis.

(14) 600°F maximum interpass temperature.

(15) Welding on P-3, P-4, and P-5 with 3 Cr max. may be interrupted only if—

(i) At least ⅓ inch thickness of weld is deposited or 25 percent of welding groove is filled, whichever is greater;

(ii) The weld is allowed to cool slowly to room temperature; and

(iii) The required preheat is resumed before welding is continued.

(16) When attaching welding carbon steel non-pressure parts to steel pressure parts and the throat thickness of the fillet or partial or full penetration weld is ½ in. or less, post heat treatment of the fillet weld is not required for Class I and II piping if preheat to a minimum temperature of 175° F is applied when the thickness of the pressure part exceeds ¾ in.

(17) For Class I-L and II-L piping systems, relief from postweld heat treatment may not be dependent upon wall thickness. See also paragraphs 56.50-105(a)(3) and 56.50-105(b)(3) of this chapter.

§ 56.85-15 [Amended]

48. Section 56.85-15 is amended as follows:

(a) By striking the first sentence of paragraph (a), and by inserting the words "pressure retaining" after "Where" in the existing second sentence.

(b) By amending the last sentence of § 56.85-15(d) to read "* * * band heating of welded joints in accordance with § 56.85-15(j)(3) and note (12) of Table 56.85-10."

(c) By revoking and reserving § 56.85-15(f), (g) and (h).

(d) In § 56.85-15(i), by revising the parenthetical expression to read "(Reproduces 131.3.4)" and by amending the last sentence to read "* * * wall thickness is ¾ in. or less, postheat treatment is not required."

(e) By revoking and reserving § 56.85-15(j)(1) and 56.85-15(j)(2).

(f) By revising § 56.85-15(j)(3) to read as follows:

(j) * * *

(3) In local postheat treatment the entire band must be brought up to uniform specified temperature over the complete circumference of the pipe section, with a gradual diminishing of the temperature outward from the edges of the band.

49. By revising § 56.97-1:

§ 56.97-1 General (replaces 137).

(a) *Scope.* The requirements in this subpart apply to pressure tests of piping in lieu of 137 of ANSI-B31.1. Those paragraphs reproduced are so noted.

(b) *Leak tightness.* It is mandatory that the design, fabrication and erection of piping constructed under the regulations in this subchapter demonstrate leak tightness. Except where otherwise permitted in this subpart, this requirement must be met by a hydrostatic leak test prior to initial operations. Where a hydrostatic test is not practicable, a pneumatic test (section 56.97-35) or initial service leak test (section 56.97-38) may be substituted if approved by the Commandant.

(1) At no time during the hydrostatic test may any part of the piping system be subjected to a stress greater than 90 percent of its yield strength (0.2 percent offset) at test temperature.

(2) Pneumatic tests may be used in lieu of the required hydrostatic test (except as permitted in subparagraph (3) below), only when—

(i) piping subassemblies or systems are so designed or supported that they cannot be safely filled with water; [1] or

(ii) piping subassemblies or systems are to be used in services where traces of the testing medium cannot be tolerated and, whenever possible, the piping subassemblies or system have been previously hydrostatically tested to the pressure required in paragraph 56.97-30(e).

[1] These tests may be made with the item being tested partially filled with water, if desired.

(3) A pneumatic test at a pressure not to exceed 25 psig may be applied before a hydrostatic or a pneumatic test as a means of locating major leaks. The preliminary pneumatic test must be carried out in accordance with the requirements of section 56.97-35.

NOTE.—Compressed gas is hazardous when used as a testing medium. It is, therefore, recommended that special precautions for protection of personnel be taken whenever gas under pressure is used as the test medium.

(4) The hydrostatic test of the piping system, when conducted in accordance with the requirements of this part, is acceptable as the test for piping subassemblies and may also be used in lieu of any such test required by the material specification for material used in the piping subassembly or system provided the minimum test pressure required for the piping system is met, except where the installation would prevent performing any nondestructive examination required by the material specification to be performed subsequent to the hydrostatic or pneumatic test.

50. Section 56.97-25 is revised to read as follows:

§ 56.97-25 Preparation for testing (Reproduces 137.3).

(a) *Exposure of joints.* All joints including welds must be left uninsulated and exposed for examination during the test.

(b) *Addition of temporary supports.* Piping systems designed for vapor or gas may be provided with additional temporary supports, if necessary, to support the weight of the test liquid.

(c) *Restraint or isolation of expansion joints.* Expansion joints must be provided with temporary restraint, if required for the additional pressure load under test, or they must be isolated from the test.

(d) *Isolation of equipment not subjected to pressure test.* Equipment that is not to be subjected to the pressure test must be either disconnected from the piping subassembly or system or isolated by a blank flange or similar means. Valves may be used if the valve with its closure is suitable for the proposed test pressure.

(e) *Treatment of flanged joints containing blinds.* Flanged joints at which blinds are inserted to blank off other equipment during the test need not be tested.

(f) *Precautions against test medium expansion.* If a pressure test is to be maintained for a period of time and the test medium in the system is subject to thermal expansion, precautions must be taken to avoid excessive pressure. A small relief valve set to 1⅓ times the test pressure is recommended during the pressure test.

51. Section 56.97-30 is revised to read as follows:

§ 56.97-30 Hydrostatic tests (Reproduces 137.4).

(a) *Provision of air vents at high points.* Vents must be provided at all

high points of the piping subassembly or system in the position in which the test is to be conducted to purge air pockets while the component or system is filling.

(b) *Test medium and test temperature.* (1) Water will be used for a hydrostatic leak test unless another medium is approved by the Commandant.

(2) The temperature of the test medium will be that of the available source unless otherwise approved by the Commandant upon review of the metallurgical aspects of the piping materials with respect to its brittle fracture properties.

(c) *Check of test equipment before applying pressure.* The test equipment must be examined before pressure is applied to ensure that it is tight and that all low-pressure filling lines and other items that should not be subjected to the test pressure have been disconnected or isolated by valves or other suitable means.

(d) *Examination for leakage after application of pressure.* Following the application of the hydrostatic test pressure for a minimum of 10 minutes (see § 56.97-30(g)), examination for leakage must be made of all joints, connections and of all regions of high stress, such as regions around openings and thickness-transition sections.

(e) *Minimum required hydrostatic test pressure.* Except as otherwise permitted in § 56.97-30(f) or § 56.97-40, piping systems must be subjected to a hydrostatic test pressure that at every point in the system is not less than 1.5 times the maximum allowable working pressure.

(f) *Maximum permissible hydrostatic test pressure.* (1) When a system is tested hydrostatically, the test pressure must not exceed the maximum test pressure of any component such as vessels, pumps, or valves in the system.

(2) At no time during the hydrostatic test may any part of the piping system be subjected to a stress greater than 90 percent of its yield strength (0.2 percent offset) at test temperature.

(g) *Hydrostatic test pressure holding time.* The hydrostatic test pressure must be maintained for a minimum total time of 10 minutes and for such additional time as may be necessary to conduct the examination for leakage required by paragraph 56.97-30(d).

52. Section 56.97-35 is revised to read as follows:

§ 56.97-35 Pneumatic tests (Replaces 137.5).

(a) *General Requirements.* When a pneumatic test is performed, it must be conducted in accordance with the requirements of this section.

(b) *Test medium and test temperature.* (1) The gas used as the test medium must not be flammable.

(2) The temperature of the test medium will be that of the available source unless otherwise approved by the Commandant upon review of the metallurgical aspects of the piping materials with respect to its brittle fracture properties.

(c) *Check of test equipment before applying pressure.* The test equipment must be examined before pressure is applied to ensure that it is tight and that all items that should not be subjected to the test pressure have been disconnected or isolated by valves or other suitable means.

(d) *Procedure for applying pressure.* The pressure in the system must gradually be increased to not more than one-half of the test pressure, after which the pressure is increased in steps of approximately one-tenth of the test pressure until the required test pressure has been reached.

(e) *Examination for leakage after application of pressure.* Following the application of pressure for the time specified in § 56.97-35(h), examination for leakage in accordance with paragraph 56.97-30(d) must be conducted.

(f) *Minimum required pneumatic test pressure.* Except as provided in § 56.97-35(g) or § 56.97-40, the pneumatic test pressure may not be less than 1.20 nor more than 1.25 times the maximum allowable working pressure of the piping subassembly system.

(g) *Maximum permissible pneumatic test pressure.* When a system is tested pneumatically, the test pressure may not exceed the maximum test pressure of any component such as vessels, pumps or valves in the system.

(h) *Pneumatic test pressure holding time.* The pneumatic test pressure must be maintained for a minimum total time of 10 minutes and for such additional time as may be necessary to conduct the examination for leakage required in paragraph 56.97-30(d).

53. A new § 56.97-38 is added to read as follows:

§ 56.97-38 Initial service leak test (Reproduces 137.7).

(a) An initial service leak test and inspection is acceptable when other types of test are not practical or when leak tightness is conveniently demonstrable due to the nature of the service. One example is turbine extraction piping where shut-off valves are not available for isolating a line and where temporary closures are impractical. Others may be systems for service water, low pressure condensate, plant and instrument air, etc., where checking out of pumps and compressors afford ample opportunity for leak tightness inspection prior to fullscale operation.

(b) The piping system must be gradually brought up to design pressure. After inspection of the piping system has proven that the installation is complete and all joints are leak-tight, the piping has met the requirements of section 56.97-1.

§ 56.97-40 [Amended]

54. In § 56.97-40(c), the end of the sentence is revised to read: "* * * test, § 56.97-38."

PART 58—MAIN AND AUXILIARY MACHINERY AND RELATED SYSTEMS

§ 58.01-15 [Amended]

55. Section 58.01-15 is amended by revising the figure "150° F" to read "140° F."

56. In § 58.30-1(a) a new subparagraph (14) is added to read as follows:

§ 58.30-1 Scope.

* * * * *

(a) * * *

(14) Any other hydraulic or pneumatic system on board that, in the judgment of the Commandant, constitutes a hazard to the seaworthiness of the ship or the safety of personnel either in normal operation or in case of failure.

* * * * *

57. In § 58.30-1(b) is revised to read as follows:

§ 58.30-1 Scope.

* * * * *

(b) Other fluid power and control systems do not have to comply with the detailed requirements of this Subpart but must meet the requirements of § 58.30-50.

58. In § 58.30-5(a); by revising the first sentence to read as follows:

§ 58.30-5 Design requirements.

(a) The requirements of Part 56 are also applicable, except as modified herein. * * *

§ 58.30-15 [Amended]

59. Section 58.30-15(d) is amended by: Placing a period after "6" in the first sentence and deleting the remainder of the sentence and changing the second sentence to read: "* * * acceptable to the Commandant using the allowable stress values specified in paragraph 56.07-10(e) of this subchapter."

60. Section 58.30-40 is revised to read as follows:

§ 58.30-40 Plans.

(a) Diagrammatic plans and lists of materials must be submitted for each of the fluid power and control systems listed in paragraph 58.30-1(a) that is installed on the vessel. Plan submission must be in accordance with Subpart 50.20 of this Subchapter and must include the following:

(1) The purpose of the system.

(2) Its location on the vessel.

(3) The maximum allowable working pressure.

(4) The fluid used in the system.

(5) The velocity of the fluid flow in the system.

(6) Details of the system components in accordance with § 56.01-10(d) of this subchapter.

61. A new § 58.30-50 is added to read as follows:

§ 58.30-50 Requirements for miscellaneous fluid power and control systems.

(a) All fluid power and control systems installed on a vessel, except those listed in § 58.30-1(a), must meet the following requirements:

(1) Diagrams of the system providing the information required by § 58.30-40(a)(1) through (4) must be submitted. These are not approved but are needed for records and for evaluation of the system in accordance with § 58.30-1(a)(14).

(2) The hydraulic fluid used in the system must comply with § 58.30–10

(3) The installed system must be tested in accordance with § 58.30–35(c)(2).

(4) All pneumatic cylinders must comply with § 48.30–30.

(5) Additional plans may be required for "fail-safe" equipment and for cargo hatch systems with alternate means of operation.

62. In § 58.50 the title is revised to read as follows:

§ 58.50 Independent fuel tanks.

* * * * *

63. Section 58.50–1(a) is revised to read as follows:

§ 58.50–1 General requirements.

(a) The regulations in this subpart contain requirements for independent fuel tanks.

* * * * *

64. A new § 58.30–50 is added to read as follows:

§ 58.30–50 Requirements for miscellaneous fluid power and control systems.

(a) All fluid power and control systems installed on a vessel, except those listed in paragraph 58.30–1(a), must meet the following requirements:

(1) Diagrams of the system providing the information required by § 58.30–40(a)(1) through (4) must be submitted. These are not approved but are needed for records and for evaluation of the system in accordance with § 58.30–1(a)(14).

(2) The hydraulic fluid used in the system must comply with § 58.30–10.

(3) The installed system must be tested in accordance with § 58.30–35(c)(2).

(4) All pneumatic cylinders must comply with § 58.30–30.

(5) Additional plans may be required for "fail-safe" equipment and for cargo hatch systems with alternate means of operation."

65. In § 58.50 the title is revised to read as follows:

§ 58.50 Independent fuel tanks.

* * * * *

66. Section 58.50–1(a) is revised to read as follows:

§ 58.50–1 General requirements.

(a) The regulations in this subpart contain requirements for independent fuel tanks.

* * * * *

PART 63—CONTROL SYSTEMS FOR AUTOMATIC AUXILIARY HEATING EQUIPMENT

67. In § 63.01–5 a new paragraph (f) is added to read as follows:

§ 63.01–5 Adoption of standards and specifications.

* * * * *

(f) *American National Standards Institute (ANSI).* The standards of the American National Standards Institute, referenced in this part are adopted and form a part of this subchapter.

68. Section 63.15–30 is revised to read as follows:

§ 63.15–30 Temperature-pressure relief devices.

(a) A suitable temperature-pressure relief valve must be provided which will operate to relieve the pressure in the water tank to prevent a pressure rise of more than 3 pounds per square inch above the maximum allowable working pressure and to prevent a temperature rise above 210°F with the heating elements operating continuously at the maximum rating.

(b) Temperature-pressure relief valves meeting the requirements of ANSI standard Z 21.22 must be utilized.

[FR Doc.75–23028 Filed 8–29–75;8:45 am]

Title 47—Telecommunications

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 20149]

PART 91—INDUSTRIAL RADIO SERVICES

Availability of Splinter Frequencies; Correction

In the matter of amendment of Parts 2, 89, and 91 of the Commission's rules and regulations to make available four 173 MHz splinter frequencies to the Local Government and Manufacturers Radio Services for telemetry and remote control operations.

The last page of the Appendix to the Commission's Report and Order (FCC 75–867) in Docket 20149 adopted July 22, 1975, 40 FR 33454, was inadvertently omitted. Consequently the material in § 91.730(b) (26) and (27) was dropped. That material should have read as follows:

§ 91.730 Frequencies available.

* * * * *

(b) * * *

(26) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

(27) Operational fixed stations must employ directional antennas having a front-to-back ratio of at least 20 db. Omnidirectional antennas having unity gain may be employed for stations communicating with at least three receiving locations separated by 160° of azimuth.

Released August 26, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

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 AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 931]

FRESH BARTLETT PEARS GROWN IN OREGON AND WASHINGTON

Expenses and Fixing of Rate of Assessment and Carryover of Unexpended Funds for the 1975–76 Fiscal Period

This notice invites written comments relative to the proposed expenses of $25,324.90, and rate of assessment of one cent per standard western pear box to support the activities of the Northwest Fresh Bartlett Pear Marketing Committee for the 1976–76 fiscal period under marketing Order No. 931. The committee also proposes to carry over unexpended assessment income as a committee reserve.

Consideration is being given to the following proposals submitted by the Northwest Fresh Bartlett Pear Marketing Committee, established pursuant to the marketing agreement and Order No. 931 (7 CFR Part 931), regulating the handling of fresh Bartlett pears grown in Oregon and Washington, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof:

§ 931.210 Expenses, rate of assessment, and carryover of unexpended funds.

(a) That expenses that are reasonable and likely to be incurred by the Northwest Fresh Bartlett Pear Marketing Committee, during the period July 1, 1975, through June 30, 1976, will amount to $25,324.90.

(b) That the rate of assessment for such period, payable by each handler in accordance with § 931.41 be fixed at $0.01 per standard western pear box of pears, or an equivalent quantity of pears in other containers or in bulk.

(c) That assessments in excess of expenses incurred during the 1974–75 fiscal period be carried over as a reserve.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, United States Department of Agriculture, Room 112A, Administration Building, Washington, D.C. 20250, not later than September 30, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 27, 1975.

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

[FR Doc.75-23173 Filed 8-29-75;8:45 am]

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[29 CFR Parts 1910, 1926]

[Docket No. S–102]

GROUND-FAULT CIRCUIT PROTECTION

Notice of Hearing

On April 7, 1975, a notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 15390–15392; correction notice, 40 FR 18468) by the Occupational Safety and Health Administration (OSHA). It was proposed to amend Title 29, Code of Federal Regulations, §§ 1910.309 and 1926.400 by revoking the requirement for ground-fault circuit protection for personnel on construction sites. This requirement is contained in the last paragraph of section 210–7 of the National Electrical Code (NEC) (ANSI C1–1971, NFPA No. 70–1971), which is adopted by reference in the current §§ 1910.309 and 1926.400.

Interested persons were given until June 6, 1975, to submit written data, views, and arguments and to file objections to the proposal and request a hearing. In response to the notice, OSHA received 131 comments, including 6 requests for a public hearing. The major issues raised by the commenters are discussed separately as follows:

1. *Field experience.* Much of the evidence received related to actual field experience with ground-fault circuit interrupters (GFCI's). Fifty-eight comments were received from local authorities having experience with requiring GFCI's on construction sites. All but one assert that the devices can be used with little trouble, if certain procedures are followed. These include cleaning and repairing old and defective tools and extension cords, putting in more circuits to evenly and adequately handle the load, and keeping connectors out of water. There were also minor reports of tripping due to utility company switching and radio transmission, but sensitivity to these sources varies with the make of the GFCI. Other commenters, one of which was a local enforcement authority, asserted that there was excessive nuisance tripping.

2. *Cost estimates.* There were many general estimates of the cost of installing ground-fault circuit protection. For the small residential contractors, the commenters assert that the extra cost is between $25 and $50 per jobsite, since there are few circuits to protect. Larger contractors with dozens of 15- and 20-ampere, 120-volt circuits claimed costs in the thousands of dollars. One association asserted GFCI's would cost over $12 million for its member companies. None of the commenters provided specific supporting cost data for GFCI's or gave specifications for the temporary wiring on typical jobsites.

3. *Accidents.* Few of the commenters gave specific details of accidents which occurred without GFCI's. However, some data was obtained by OSHA in a continuing survey of states, which added 10 fatalities to the 31 fatalities listed in the notice of proposed revocation.

4. *Alternate methods.* Many commenters claimed that equipment grounding conductors provide the necessary protection from shock hazards, and that a GFCI requirement is therefore unnecessary. Other commenters claimed that their tool inspection programs ensure the use of safe equipment and contribute to their excellent safety records. However, one commenter pointed out that 25 percent of all electrical violations found by OSHA inspectors were for noncompliance with the grounding requirements, indicating a need for GFCI's.

The comments received have enhanced the body of knowledge on the subject of GFCI's, especially with respect to field experience. However, more information would still be helpful to evaluate the cost of a GFCI requirement, the number of deaths or serious injuries occurring, and the total effectiveness of alternate approaches to the problem. While some commenters point out that a significant number of fatalities are occurring and that many of these could be prevented by using GFCI's or by conforming with existing standards, other commenters suggest that a tool, cord, and wiring inspection program can adequately ensure that equipment is in safe operating condition.

On the basis of all the information received to date in this proceeding, it appears that there are several alternatives

available to OSHA with regard to ground fault circuit protection. These include, but are not necessarily limited to: (a) revocation of the existing requirement; (b) retention of the existing requirement; or (c) a requirement for GFCI's or an alternate grounding maintenance program.

Accordingly, pursuant to section 6(b) of the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1593, 29 U.S.C. 655), section 107 of the Contract Work Hours and Safety Standards Act (83 Stat. 96, 40 U.S.C. 333), and 29 CFR Part 1911, OSHA will hold an informal public hearing on the proposal. Oral and written data, views, and arguments may be presented at the informal public hearing to begin at 9:30 a.m. on December 9, 1975, in the U.S. Department of Labor Auditorium, Room C-1000, 200 Constitution Avenue, NW., Washington, D.C.

Comments to be presented at the hearing may address any of the issues raised in the proceeding, including the following:

(1) Actual field experience with ground-fault circuit interrupters, with specific details concerning the number of trips per GFCI and the exact cause of each trip;

(2) Cost of utilizing GFCI's per jobsite including a description of the circuits equipped and the types of GFCI's used;

(3) Specific details of ground fault electrical accidents, giving the approximate date, place, cause, name of the tool, if any, causing the injury, whether the tool was grounded and the means used to protect against ground fault electrical accidents, if any. This information should indicate, if possible, whether GFCI's would have prevented these accidents, and whether other means such as maintenance and inspection of equipment would have prevented these accidents;

(4) A possible requirement that employers provide either:

(a) ground-fault circuit protection for personnel on construction sites, or

(b) a scheduled and recorded equipment inspection and maintenance program, covering all tools, cords, and wiring on the jobsite;

(5) The appropriate trip level, if GFCI's are required; and

(6) Any other relevant information.

Persons desiring to appear at the hearing must file a notice of intention to appear, postmarked on or before October 17, 1975, with Nancy Hucke; OSHA Committee Management Office; Room N3633; U.S. Department of Labor; 200 Constitution Avenue, N.W., Washington, D.C. 20210. (Telephone: 202-523-8024). The notice of intention to appear, which will be available for inspection and copying at the above address, must contain the following information:

(1) The name and address of the person to appear;

(2) The capacity in which the person will appear;

(3) The approximate amount of time requested for the presentation;

(4) A detailed statement of the position that will be taken with respect to the issues raised by the proposal; and

(5) A detailed statement of the evidence to be adduced in support of the position or positions.

OSHA has determined that strict enforcement of its procedural rules contained in 29 CFR 1911.10 and 1911.11 is necessary for an expeditious and orderly proceeding. Therefore, the notices of intent to appear will be scrutinized closely for sufficiently detailed information concerning the position to be taken with regard to the issues raised by this proceeding and the evidence to be adduced in support of the position. Persons filing notices of intent to appear which are not sufficiently detailed will be so informed and given fifteen (15) days from the date they are so informed to file a proper notice of intent to appear. In addition, the amount of time requested for each presentation will be reviewed in light of the contents of the notice of intention to appear. In those cases where the information contained in the notice of intention to appear does not seem to warrant the amount of time requested, the participant will be allocated a more appropriate amount of time and notified of this fact. The participant will have fifteen (15) days from the date on which he is so informed to demonstrate why the allocated time is inappropriate.

The hearing will commence at 9:30 a.m. on December 9, 1975, with the establishment of the order for the presentation of statements and the resolution of any other procedural matters relating to the proceeding. The hearing will be conducted, and the decisions made, in accordance with 29 CFR Part 1911.

The oral proceedings will be reported verbatim, and a transcript will be made available to interested persons. Prepared statements and documents that are intended to be submitted for the record at the hearing shall be submitted in quadruplicate before such testimony is presented.

The Administrative Law Judge who will be designated to preside at the hearing shall have all the powers necessary or appropriate to conduct a fair and full informal hearing, including the powers:

(1) To regulate the course of the proceedings;

(2) To dispose of procedural requests, objections, and comparable matters;

(3) To confine the presentations to the issues relevant to the proceedings;

(4) To regulate the conduct of those present at the hearing by appropriate means;

(5) In his discretion, to question and permit questioning of any witnesses; and

(6) In his discretion, to keep the record open for a reasonable, stated time to receive written information and additional data, views, and arguments from any person who has participated in the oral proceedings.

Following the close of the hearing, the presiding Administrative Law Judge shall certify the record thereof to the Secretary of Labor. The proposal will be reviewed in the light of all oral and written submissions received as part of the record in this and related proceedings, and appropriate action will be taken.

(Sec. 6(b), Pub. L. 91-596, 84 Stat. 1593 (29 U.S.C. 655); sec. 107, Pub. L. 91-54, 83 Stat. 96 (40 U.S.C. 333); 29 CFR Part 1911)

Signed at Washington, D.C. this 22nd day of August 1975.

JOHN T. DUNLOP,
Secretary of Labor.

[FR Doc.75-23155 Filed 8-29-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social Security Administration

[20 CFR Part 405]

[Reg. No. 5]

FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED

Principles of Reimbursement for Cost-Bias Health Maintenance Organizations

Correction

In FR Doc. 71-19491, appearing at page 31795 in the issue for Tuesday, July 29, 1975, in the table on page 31799, the fourth entry under column (5) which reads "8.23" should be corrected to read "8.33".

DEPARTMENT OF TRANSPORTATION

Materials Transportation Bureau

[49 CFR Part 171]

[Docket No. HM-22; Notice No. 75-8]

MATTER INCORPORATED BY REFERENCE

Notice of Proposed Rule Making

The Materials Transportation Bureau of the Department of Transportation is considering amending § 171.7(d)(1) of the Hazardous Materials Regulations to update the reference to the addenda to sections VIII (Division I) and IX of the American Society of Mechanical Engineers Boiler and Pressure Vessel Code.

The Compressed Gas Association, Inc., has petitioned this Office to effect this change.

In consideration of the foregoing, it is proposed to revise paragraph (d)(1) in § 171.7 to read as follows:

§ 171.7 Matter incorporated by reference.

* * * * *

(d) * * *

(1) ASME Code means sections VIII (Division I) and IX of the 1974 edition of the "American Society of Mechanical Engineers Boiler and Pressure Vessel Code," and addenda thereto through June 30, 1975.

* * * * *

Interested persons are invited to give their views on this proposal. Communications should identify the docket number and be submitted in duplicate to the

Office of Hazardous Materials Operations, Department of Transportation, Washington, D.C. 20590. Communications received on or before September 30, 1975 will be considered before final action is taken on this proposal. All comments received will be available for examination by interested persons at the Office of Hazardous Materials Operations, room 6215 Trans Point Building, Second and V Streets, SW., Washington, D.C. both before and after the closing date for comments.

(18 U.S.C. 831–835; Section 6 Pub. L. 89–670, 80 Stat. 937 (49 U.S.C. 1655; Title VI, Section 902(h), Pub. L. 85–726; 49 U.S.C. 14–1431, 1472(h))

Issued in Washington, D.C. on August 25, 1975.

ALAN I. ROBERTS,
Director, Office of Hazardous Materials Operations.

[FR Doc.75-23130 Filed 8-29-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 52]

[FRL 423–8]

APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Notice of Public Hearing

Notice is hereby given that a public hearing concerning a proposed revision to the State of Idaho Implementation Plan (SIP) will be held on September 25, 1975, at 7 p.m., at the Holiday Inn, Conference Room A, Pocatello, Idaho.

Section 110(c) of the Clean Air Act, as amended (42 U.S.C. 1857c–5(c)), directs the Administrator of the Environmental Protection Agency (EPA) to publish proposed regulations setting forth a portion of an Implementation Plan for a State if a portion of that plan is determined by the Administrator not to be in accordance with the requirements of Section 110 of the Act. On August 20, 1975 (40 CFR 36385), the Administrator proposed disapproval of Regulation R, Regulation for Control of Sulfur Oxides Emissions from Sulfuric Acid Plants, as the regulation applies to The J. R. Simplot Company in Pocatello, Idaho; Regulation R is part of the Idaho Implementation Plan. The Administrator also proposed a federal regulation to apply to that plant. The hearing is being held to receive public comment on the proposed EPA regulation. Please see the August 20 FEDERAL REGISTER for a detailed discussion of the proposed regulation.

Interested persons wishing to make a statement at the hearing will be afforded the opportunity to do so. The time for making a statement will be limited. Such persons are requested to file a notice of their intention to make a statement no later than 5 days prior to the hearing and, if practicable, submit 5 copies of the proposed statement to the Regional Administrator, Region X, Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington 98101, Attention: Ms. L. Smith.

The Presiding Officer for the hearing will be designated at a later date. He will have the responsibility for maintaining order, excluding irrelevant or repetitious material and, to the extent possible, notifying participants of the time at which they may appear. The hearing will be conducted informally.

Copies of the proposed regulation may be reviewed at the following locations:

Pocatello Public Library, 812 E. Clark, Pocatello, Idaho 83201.
Department of Health and Welfare, Statehouse, Boise, Idaho 83720.
Environmental Protection Agency, Idaho Operations Office, 422 W. Washington Street, Boise, Idaho 83720.
Public Affairs Office, Environmental Protection Agency, Region X, 1200 Sixth Avenue, Seattle, Washington 98101.
Freedom of Information Center, Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460.

This notice is issued under section 110 of the Clean Air Act, as amended. (42 USC 1857c–5).

Dated: August 27, 1975.

EDWARD F. TUERK,
Acting Assistant Administrator for Air and Waste Management.

[FR Doc.75-23192 Filed 8-29-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 20548]

MULTIPLE OWNERSHIP OF STANDARD FM, AND TELEVISION BROADCAST STATIONS

Order Extending Time for Filing Comments and Reply Comments

In the matter of amendment of §§ 73.35, 73.240 and 73.636 of the Commission's rules relating to multiple ownership of standard, FM, and television broadcast stations (40 FR 31632).

1. On August 13, 1975, Brown County Broadcasting Company, Fetzer Broadcasting Company, Midcontinent Broadcasting Co., Palmer Broadcasting Company, and Sigmor Corporation (hereafter "Brown, *et al.*") and on August 15, 1975, the law firm of McKenna, Wilkinson & Kittner, on behalf of various clients, separately filed motions for extension of time in which to file comments and reply comments in the above-captioned proceeding. The Notice of Proposed Rule Making was adopted on July 16, 1975, and publication was made in the FEDERAL REGISTER on July 28, 1975, 40 FR 31632. The dates for filing comments and reply comments are presently August 29, 1975, and September 9, 1975, respectively.

2. Brown, *et al.* requests that the time be extended to September 29, 1975, and October 9, 1975, for comments and reply comments. McKenna, Wilkinson, and Kittner request dates of September 29, 1975, and October 29, 1975, respectively, for comments and reply comments. Both parties base their request for additional time on the complex and highly important matter in this proceeding and the fact that they are involved in several other rule making proceedings which have comment dates in this period.

3. We recognize that the proposals made in this docket require detailed study. We find that the public interest would be served by an extension of the comment and reply comments dates. However, we are granting the request of Brown, *et al.* for a reply comment date of October 9, 1975, in lieu of the request of McKenna, Wilkinson & Kittner, in view of the Commission's desire to proceed as expeditiously as possible in its resolution of this proceeding.

4. Therefore, *it is ordered*, That the request of Brown, *et al.* is granted and the request of McKenna, Wilkinson & Kittner is granted in part and is denied in part, and the dates for filing comments and reply comments are extended to and including September 29, 1975, and October 9, 1975, respectively.

5. This action is taken pursuant to authority found in Sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and §§ 0.281 and 1.46 of the Commission's rules.

Adopted: August 25, 1975.

Released: August 26, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] NEAL K. MCNAUGHTEN,
Acting Chief, Broadcast Bureau.

[FR Doc.75-23133 Filed 8-29-75;8:45 am]

[47 CFR Part 73]

[Docket No. 20485]

UHF TV "TABOO" TABLE

Order Extending Time To File Comments and Reply Comments

In the matter of re-evaluation and revision of the UHF TV "taboo" table [40 FR 23925].[1]

1. The Electronics Industries Association's (EIA) Consumer Electronics Group has requested an extension of time within which comments and reply comments in this proceeding might be filed.

2. In view of the importance of this proceeding to the future of television broadcasting and because of the Commission's desire to have the most definitive response possible, an extension of time to October 31, 1975 for the filing of Original Comments and December 1, 1975 for the filing of Reply Comments *is ordered*, pursuant to § 0.251(b) of the Commission's Rules.

Adopted: August 25, 1975.

Released: August 26, 1975.

[SEAL] ASHTON R. HARDY,
General Counsel.

[FR Doc.75-23134 Filed 8-29-75;8:45 am]

[1] FR Doc. 75–14325, appearing at 40 FR 23925, June 3, 1975, was incorrectly published as a Notice document. It should have been carried in Proposed Rules section of that issue.

INTERNATIONAL TRADE COMMISSION

[19 CFR Parts 201, 210]

RULES OF PRACTICE AND PROCEDURE

Notice of Proposed Rulemaking

Notice is hereby given that the United States International Trade Commission is considering amendments and additions to its Rules of Practice and Procedure 19 CFR Chapter II.

This rule is proposed under the authority of sections 333 and 335 of the Tariff Act of 1930, 19 U.S.C. 1333 and 1335, and the Administrative Procedure Act, 5 U.S.C. 551 et seq. The proposed regulations implement section 337 and 337a of the Tariff Act of 1930, as amended by section 341 of the Trade Act of 1974, 88 Stat. 2053 (19 U.S.C. 1337 and 1337a).

Interested persons may participate in the rule making proceeding by submitting written comments in triplicate to:

Secretary, United States International Trade Commission, 701 E. Street NW., Washington, D.C. 20436.

All comments received on or before October 2, 1975, will be considered. Comments received after publication of this proposal will be available for public inspection during normal working hours at the Office of the Secretary, United States International Trade Commission. The relatively short time period for public participation results from the urgency of proceeding under section 337 in the investigation of complaints pending before the Commission.

Final regulations, modified as the Commission deems appropriate after consideration of comments, will be adopted as soon as practicable after such consideration. The Commission presently intends to make the final regulations effective immediately upon publication in the FEDERAL REGISTER on good cause found and published with the rule. It is anticipated that publication of the final regulations as effective will take place on or about the twentieth of October, 1975.

It is hereby proposed that:

(1) The provisions contained in Part 203 of the Commission's Rules be deleted;

(2) 19 CFR Chapter II be divided into three subchapters, as follows: Subchapter A—General, containing Part 201; Subchapter B—Nonadjudicative Investigations, beginning with Part 202; and Subchapter C—Adjudicative Investigations, to follow Part 208; and

(3) Sections 201.2, 201.8, 201.14, and 201.16 of Part 201 be amended, and new section 201.5 and new Part 210 be added, as follows:

PART 201—RULES OF GENERAL APPLICATION

§ 201.2 Definitions.

As used in this chapter—

(a) "Commission" means the United States International Trade Commission.

(b) "Tariff Act" means the Tariff Act of 1930, as amended (19 U.S.C. 1202, et seq.).

(c) "Trade Expansion Act" means the Trade Expansion Act of 1962, as amended (19 U.S.C. 1801, et seq.).

(d) "Antidumping Act" means the Antidumping Act, 1921, as amended (19 U.S.C. 160, et seq.).

(e) "Trade Act" means the Trade Act of 1974 (19 U.S.C. 2101, et seq.).

§ 201.5 Attendance fees and mileage.

(a) *Deponents and witnesses.* Any person compelled to appear in person to depose or testify in response to a subpoena shall be paid the same fees and mileage as are paid witnesses in the courts of the United States: Provided, that salaried employees of the United States summoned to depose or testify as to matters related to their public employment, irrespective of at whose instance they are summoned, shall be paid in accordance with applicable government regulations.

(b) *Stenographers and officers.* Stenographers and officers before whom depositions are taken shall be entitled to the same fees as are paid for like services in the courts of the United States.

(c) *Responsibility.* The fees and mileage referred to in this section shall be paid by the party at whose instance deponents or witnesses appear: Provided, that where it is the Commission, or one or more Commissioners, or one of its employees, at whose instance deponents or witnesses appear, such fees and mileage shall be paid by the Commission.

§ 201.8 Filing of documents.

(a) *Where to file; date of filing.* Documents shall be filed at the office of the Secretary of the Commission in Washington, D.C. Such documents, if properly filed, will be deemed to be filed on the date on which they are actually received in the Commission.

(b) *Conformity with rules.* Each document filed with the Commission for the purpose of initiating any investigation shall be considered properly filed only if it conforms with the pertinent rules prescribed in this chapter. Substantial compliance with the pertinent rules may be accepted by the Commission provided good and sufficient reason is stated in the document for inability to comply fully with the pertinent rules.

(c) *Specifications for documents.* Each document filed under this chapter shall be double-spaced, typed or printed on strong, durable paper not larger than 8½ by 11 inches in size, except that tables, charts, and similar materials may be larger but folded (if practicable) to the size of the document to which attached. The left margin shall be at least 1½ inches wide, and if the document is bound it shall be bound on the left side. Documents may be reproduced by printing or any other process, provided all copies are clear and legible. Any document filed under this chapter susceptible of being indexed shall contain a subject index (or table of contents) of the matter in such document, with page references.

(d) *Number of copies.* A signed original and 19 true copies of each document shall be filed unless otherwise indicated. The name of the person signing the original shall be typewritten or otherwise reproduced on each copy.

(e) *Identification of party filing document.* Each document filed with the Commission for the purpose of initiating any investigation shall show on the first page thereof the name, address, and telephone number of the party or parties by whom, or on whose behalf the document is filed and shall be signed by the party filing the document or by a duly authorized officer, attorney, or agent of such party. (Also, any attorney or agent filing the document shall give his address and telephone number.) The signature of the person signing such a document constitutes a certification that he has read the document, that to the best of his knowledge and belief of the statements contained therein are true, and that the person signing the document was duly authorized to sign it.

§ 201.14 Computation of time, additional hearings, postponements, continuances, and extensions of time.

(a) *Time; computation.* Computation of any period of time prescribed or allowed by the rules in this chapter, by order of the Commission, or by order of the presiding officer under Part 210 of this chapter shall begin with the first business day following the day on which the act or event initiating such period of time shall have occurred. The last day of the period so computed is to be included, unless it is a Saturday, Sunday, or Federal legal holiday, in which event the period runs until the end of the next business day. When the period of time prescribed or allowed is less than seven days, intermediate Saturdays, Sundays, and Federal legal holidays shall be excluded from the computation. As used in this rule, a Federal legal holiday refers to any full calendar day designated as a legal holiday by the President or the Congress of the United States.

(b) *Additional hearings, postponements, continuances, and extensions of time.* Prior to its final determination in any investigation, the Commission may in its discretion for good cause shown grant additional hearings, postponements, or continuances of hearings, or extend the time for performing any act required by or pursuant to the rules contained in this chapter. Motions or requests for postponements or extensions of time must be filed at least 10 days in advance of the time otherwise prescribed. The Commission may on its own motion order such additional hearings, postponements, or continuances of hearings as it may deem necessary for a full presentation of the facts in any investigation.

§ 201.16 Service of process and other documents.

(a) *By the Commission—(1) Certified or registered mail.* Except when service by another method shall be specifically ordered by the Commission, the service of a process or other document of the Commission shall be effected by the

delivery of a copy of the document by certified or registered mail, return receipt requested, to the person to be served, to a member of the partnership to be served, to the president, secretary, other executive officer, or member of the board of directors of the corporation, association, or other organization to be served, or to the attorney or agent representing any one of the above before the Commission.

(2) *Personal delivery.* When service cannot be accomplished by certified or registered mail, or whenever the Commission shall so direct, a process or other document of the Commission may be served by anyone duly authorized by the Commission:

(i) By delivering a copy of the document to the person to be served, to a member of the partnership to be served, to the president, secretary, other executive officer, or member of the board of the attorney or agent representing any one of the above before the Commission; or

(ii) By leaving a copy thereof at the principal office of such person, partnership, corporation, association, or other organization, or at the principal office of the attorney or agent acting as the representative of any one of the above before the Commission.

(b) *By a party other than the Commission*—(1) *Certified or registered mail.* Except when service by another method shall be specifically ordered by the Commission, the service of a document of a party shall be effected by the delivery of copies of the document by certified or registered mail, return receipt requsted, to the Secretary of the Commission (the number of copies being as provided for in § 201.8(d) of this part) and to each other party or the attorney or agent representing it before the Commission.

(2) *Personal delivery.* When service cannot be accomplished by certified or registered mail, or whenever the Commission shall so direct, a document of a party may be served:

(i) By delivering copies of the document to the Secretary of the Commission (the number of copies being as provided for in § 201.8(d) of this part) and to each other party or the attorney or agent representing it before the Commission; or

(ii) By leaving copies thereof at the office of the Secretary of the Commission (the number of copies being as provided for in § 201.8(d) of this part) and at the principal office of each other party or the attorney or agent representing it before the Commission.

(c) *Proof of Service; Certificate.* (1) When service is by certified or registered mail, it is completed upon the delivery of the document by the post office.

(2) The return post office receipt for a document certified or registered and mailed or a verified certificate by the person serving such document, setting forth the manner of said service, shall be proof of service of the document.

SUBCHAPTER C—ADJUDICATIVE INVESTIGATIONS

PART 210—INVESTIGATIONS OF ALLEGED UNFAIR PRACTICES IN IMPORT TRADE

Sec.

210.1 Applicability of part.
210.2 General policy.

Subpart A—General Provisions

210.4 Definitions.
210.5 Written submissions.
210.6 Intervention.

Subpart B—Commencement of Proceedings

210.10 Commencement of proceedings upon receipt of complaint.
210.11 Action of Commission upon receipt of complaint.
210.12 Institution of investigation.
210.13 Service of complaint.
210.14 Commission action, public interest factor, and bonding.
210.15 Period for concluding Commission investigation.

Subpart C—Pleadings and Motions

210.20 The complaint.
210.21 The response.
210.22 The reply.
210.23 Amendments to pleadings and notice of investigation.
210.24 Supplemental submissions.
210.25 Motions.

Subpart D—Discovery and Compulsory Process

210.30 General provisions governing discovery.
210.31 Depositions.
210.32 Interrogatories.
210.33 Request for production of documents.
210.34 Request for admission.
210.35 Subpoenas.
210.36 Failure to make discovery; sanctions.

Subpart E—Prehearing Conferences and Hearings

210.40 Prehearing conferences.
210.41 General provisions for hearings.
210.42 Evidence.
210.43 Record.
210.44 In camera orders.

Subpart F—Determinations and Actions Taken

210.50 Summary determinations.
210.51 Termination of investigation.
210.52 Proposed findings and conclusions.
210.53 Recommended determination.
210.54 Filing of exceptions to the recommended determination and alternative findings of fact and conclusions of law.
210.55 Commission determination and action.
210.56 Petition for reconsideration.
210.57 Disposition of petition for reconsideration.

Subpart G—Appeals

210.60 Appeals of final determination to the United States Court of Customs and Patent Appeals.
210.61 Interlocutory appeals.

AUTHORITY: Secs. 333, 335, 19 U.S.C. 1333, 1335; 5 U.S.C. 551 et seq.

§ 210.1 Applicability of part.

The rules in this part govern procedure relating to proceedings under § 337 of the Tariff Act of 1930, as amended, and Pub. L. 710, July 2, 1940 (88 Stat. 2053, 54 Stat. 724, respectively; 19 U.S.C. 1337 and 1337a, respectively). For other applicable rules see Part 201 of subchapter A.

§ 210.2 General policy.

It is the policy of the Commission that, to the extent practicable and consistent with requirements of law, such proceedings shall be conducted expeditiously. In the conduct of such proceedings, the presiding officer and counsel or other representatives for each party shall make every effort at each stage of the proceedings to avoid delay.

Subpart A—General Provisions

§ 210.4 Definitions.

For the purpose of this part—

(a) "Complainant" means a person who has filed a complaint with the Commission under this part.

(b) "Party" means each complainant and respondent in the investigation, the Commission investigative attorney, and each person designated as a party pursuant to § 210.6 of these rules.

(c) "Commission investigative attorney" means, for purposes of a particular proceeding under § 337 of the Tariff Act, the attorney designated to engage in investigatory activities with respect to the proceeding, in his capacity as investigator in the proceeding.

(d) "Person" means an individual, partnership, corporation, association, or public or private organization.

(e) "Presiding officer" means the body or person presiding over the taking of evidence in an investigation under this part, and may include the Commission, one or more members of the Commission, or one or more hearing examiners appointed under § 3105 of title 5 of the U.S. Code.

(f) "Respondent" means any person named in a notice of investigation issued under this part as allegedly violating § 337 of the Tariff Act.

§ 210.5 Written submissions.

Form, number of copies, and service thereof.—

(a) *Caption; names of parties.* Every submission shall contain a caption setting forth the name of the Commission, the title of the action, the docket number assigned to the proceeding, and, in the case of a complaint and response, the names of all the parties to the proceeding.

(b) *Concise and direct pleading; numbered paragraphs.* All averments contained in a submission shall be simple, concise, and direct and shall be made in numbered paragraphs, the contents of each of which shall be limited as far as practicable to a statement of a single set of circumstances.

(c) *Number of copies.* Except as otherwise provided for in this part or by the Commission, the original and twenty-two (22) copies of each submission shall be filed with the Commission.

(d) *Service of submissions.* Except as otherwise provided for in this part or by

the Commission, each submission filed by a party with the Commission shall be served as provided for in § 201.16 of this chapter.

§ 210.6 Intervention.

Any person desiring to intervene in an investigation under this part shall make written application in the form of a motion setting forth the basis therefor. Such application shall have attached to it a certificate showing service thereof upon each party to the investigation in accordance with the provision of § 201.16 of this chapter. A similar certificate shall be attached to the answer filed by any party with respect to the application showing service of such answer upon the applicant. The presiding officer may by order permit the intervention of such person as a nonparty intervenor to such extent and upon such terms as are provided by law or as otherwise may be deemed proper. Upon a showing of good cause, any interested person may be designated as a party and shall be individually served with each submission filed in the investigation.

Subpart B—Commencement of Proceedings

§ 210.10 Commencement of proceedings upon receipt of complaint.

A proceeding is commenced by filing with the Commission the original and twenty-two (22) copies of a complaint, plus one copy for each person named in the complaint as violating § 337 of the Tariff Act. Complaints alleging violation of § 337 may be filed by any interested person.

§ 210.11 Action of Commission upon receipt of complaint.

Upon receipt of a complaint filed pursuant to § 201.8 of this chapter and § 210.5, § 210.10, and § 210.20 of this part, the Commission shall take the following actions.

(a) *Examination of complaint.* The Commission shall examine the complaint for sufficiency and compliance with the applicable rules of this chapter.

(b) *Informal investigatory activity.* The Commission shall identify sources of relevant information, assure itself of the availability thereof, and, if deemed necessary, prepare subpoenas therefor, and give attention to other preliminary matters.

§ 210.12 Institution of investigation.

Within forty-five (45) days after receipt of a complaint or, in exceptional circumstances, as soon after such period as possible, the Commission shall determine whether the complaint is properly filed and, if so, shall determine whether an investigation should be instituted. If these determinations are in the affirmative, the investigation shall be instituted by notice published in the FEDERAL REGISTER, which notice will define the scope of the investigation. If the Commission determines an investigation is not warranted, the complaint shall be dismissed, and the Commission shall notify the complainant in writing of its action with the reasons therefor.

§ 210.13 Service of complaint.

Each respondent named in the complaint, and other respondents as later discovered, shall be served by the Commission with a copy of the complaint and notice instituting the investigation upon institution of the investigation or as soon as possible after they are discovered.

§ 210.14 Commission action, public interest factor, and bonding.

(a) During the course of each proceeding under this part where an investigation has been instituted, the Commission shall, off the record—

(1) Consider what action (exclusion from entry, exclusion from entry except under bond, or cease and desist order), if any, it should take, and, where appropriate, take such action;

(2) Consult with, and seek advice and information from the Department of Health, Education, and Welfare, the Department of Justice, the Federal Trade Commission, and such other departments and agencies as it considers appropriate concerning the subject matter of the complaint and the effect its actions (exclusion from entry, exclusion from entry except under bond, or cease and desist order) under § 337 of the Tariff Act shall have upon the public health and welfare, competitive conditions in the U.S. economy, the production of like or directly competitive articles in the United States, and U.S. consumers;

(3) Determine the amount of the bonds applicable to § 337(e) and § 337 (g)(3) of the Tariff Act, taking into consideration, among other things, the amount which would offset any competitive advantage resulting from the alleged unfair methods of competition and unfair acts enjoyed by persons benefiting from the importation of the article in question; and

(4) Receive submissions from the parties and other interested persons with respect to the subject matter of paragraphs (a) (1), (2), and (3) of this section.

(b) The presiding officer shall not take evidence or other information or hear arguments from the parties and other interested persons with respect to the subject matter of paragraph (a) (1), (2), and (3) of this section.

§ 210.15 Period for concluding Commission investigation.

Each investigation instituted under this part shall be concluded no later than twelve (12) months after the date of publication of the notice instituting the investigation in the FEDERAL REGISTER, except within five (5) months after the date of publication of the notice institut- REGISTER, or at such later time as the Commission deems warranted, the Commission may designate the investigation as a "more complicated" investigation and require that it be concluded no later than eighteen (18) months after the date of publication of the notice instituting the investigation in the FEDERAL REGISTER. The term "more complicated" investigation refers to investigations which are of an involved nature due to the subject matter, difficulty in obtaining information, or large number of parties involved. The Commission shall publish in the FEDERAL REGISTER its reasons for designating the investigation as a "more complicated" investigation. For purposes of the twelve (12) month and eighteen (18) month periods prescribed herein, there shall be excluded any period of time during which the Commission has suspended the investigation due to a proceeding in a court or agency of the United States involving similar questions concerning the subject matter of such investigation.

Subpart C—Pleadings and Motions

§ 210.20 The complaint.

(a) *Contents of complaint.* In addition to conforming with the requirements of § 201.8 of this chapter and § 210.5(a), § 210.5(b) and § 210.5(c) of this part, the complaint shall—

(1) Be under oath and signed by the complainant or his duly authorized officer, attorney, or agent, with the name, address and phone number of the complainant and any such officer, attorney, or agent given on the first page of the complaint;

(2) Include a statement of the facts constituting the alleged unfair methods of competition and unfair acts;

(3) Describe specific instances of alleged unlawful importations or sales;

(4) State the name, address, and nature of the business of each person alleged to violate § 337 of the Tariff Act;

(5) Include a statement as to whether or not the alleged unfair methods of competition and unfair acts, or the subject matter thereof, is or has been the subject of any court or agency litigation, and, if so, include a brief summary of such litigation;

(6) Include a description of the domestic industry affected, where an element of the complaint is the effect or tendency to destroy or substantially injure, or to prevent the establishment of, such an industry; and a description of the trade and commerce affected, where an element of the complaint is the effect or tendency to restrain or monopolize such trade and commerce;

(7) Include a description of the complainant's business and his interests in the trade and commerce or domestic industry affected;

(8) Include (i) data concerning the volume and trend of production, sales, and inventories of the involved domestic article; (ii) a description of the facilities and number and type of workers, past, present, and anticipated, employed in the production of the involved domestic article; (iii) profit-and-loss information, past, present, and anticipated, of the complainant covering its overall operations and its operations concerning the involved domestic article; (iv) pricing information, past, present, and anticipated, of the involved domestic arti-

cle; (v) where available, past, present, and anticipated volume and sales of imports; and (vi) other data pertinent to the subject matter of the complainant which would support the allegation that—

(A) The importations or sales in question are having the effect or tendency to destroy or substantially injure an efficiently and economically operated domestic industry;

(B) The importations or sales in question are having the effect or tendency to prevent the establishment of an efficiently and economically operated domestic industry; and

(C) The importations or sales in question are having the effect or tendency to restrain or monopolize trade and commerce in the United States;

(9) Include, where a complaint is based upon the alleged unauthorized importation or sale of an article covered by, or produced under a process covered by, the claims of a valid U.S. Letters Patent—

(A) The identification of each U.S. Letters Patent and a certified copy thereof (a legible copy of each such patent will suffice for each required copy of the complaint);

(B) The identification of the ownership of each involved U.S. patent and a certified copy of each assignment of each such patent (a legible copy thereof will suffice for each required copy of the complainant);

(C) The identification of each domestic licensee under each involved U.S. patent;

(D) A list of each foreign patent and each foreign patent application (not already issued as a patent) corresponding to each involved U.S. patent, with an indication of the prosecution status of each such foreign patent application;

(E) A list of each foreign licensee under each involved U.S. patent and under each corresponding foreign patent;

(F) A nontechnical description of the invention of each involved U.S. patent;

(G) A reference to the specific claims in each involved U.S. patent which allegedly cover the article imported or sold by each person named as violating § 337 of the Tariff Act, or the process under which such article was produced;

(H) A showing that there is domestic production of the involved article or domestic utilization of the involved process allegedly covered by the above specific claims of each involved U.S. patent, and that each person named as violating § 337 of the Tariff Act is importing and/or selling the article covered by, or produced under the involved process covered by, the above specific claims of each involved U.S. patent, which showing may be made by appropriate allegations, and, when practicable, by a chart which applies, for each involved U.S. patent, an exemplary claim of each such patent to a representative involved domestic article or process and to a representative involved article of each person named as violating § 337 of the Tariff Act or to the process under which such article was produced; and

(I) Drawings, photographs, or other visual representations of both the involved domestic article or process and the involved article of each person named as violating § 337 of the Tariff Act, or of the process utilized in producing such article, and, where a chart is furnished under paragraph (a)(9)(H) of this section, the parts of such drawings, photographs, or other visual representations should be labeled so that they can be read in conjunction with such chart; and

(10) Contain a request for relief sought.

(b) *Submissions of articles as exhibits.* At the time the complaint is filed, there shall be submitted, as exhibits, where practical and possible, the involved articles—both the involved domestic article and that of each person named as violating § 337 of the Tariff Act.

(c) *Additional material to accompany each patent based complaint.* There shall accompany the submission of the original of each complaint based upon the alleged unauthorized importation or sale of an article covered by, or produced under a process covered by, the claims of a valid U.S. Letters Patent the following—

(1) Two (2) copies of a detailed status report on all litigation mentioned in paragraph (a)(5) of this section, including summaries of all pleadings and motions entered in the litigation, and any decisions rendered thereon or in the litigation;

(2) Two (2) copies of each license agreement arising out of each involved U.S. patent, except that, to the extent that a standard license agreement is used, two (2) copies of the standard license agreement and a list of the licensees operating under such agreement will suffice;

(3) One (1) certified copy of the Patent and Trademark Office file wrapper for each involved U.S. patent, plus two (2) additional copies thereof; and

(4) Three (3) copies of each patent and applicable pages of each technical reference mentioned in the file wrapper of each involved U.S. patent.

(d) *Amendment of complaint.* The complaint may be amended at any time prior to the institution of the investigation, and, after institution, may be amended for good cause shown upon such conditions as are necessary to avoid prejudicing the public interest and the rights of the parties to the investigation by a change in the scopes of the investigation which results from such amendment.

§ 210.21 The response.

(a) *Time for response.* Respondents shall have thirty (30) days (unless otherwise ordered in the notice of investigation or by the presiding officer) from the date of service of the complaint and notice of investigation within which to respond, in writing, to the complaint and the notice of investigation.

(b) *Contents of the response.* In addition to conforming with the requirements of § 201.8 of this chapter and § 210.5 of this part, each response shall be under oath and signed by respondent or his duly authorized officer, attorney, or agent, with the name, address and phone number of the respondent and any such officer, attorney, or agent given on the first page of the response. Each respondent shall respond to each and every allegation in the complaint and in the notice of investigation, and shall set forth a concise statement of the facts constituting each ground of defense. There shall be a specific admission, denial, or explanation of each fact alleged in the complaint and notice, or, if the respondent is without knowledge of any such fact, a statement to that effect. Allegations of a complaint and notice not thus answered shall be deemed to have been admitted. Each response shall include, where available, statistical data on the past, present, and anticipated quantity and value of imports of the involved article. Where the alleged unfair methods of competition and unfair acts are based upon the claims of a valid U.S. Letters Patent, the following shall be part of the response, where appropriate—

(1) If it is asserted in defense that the article imported or sold by respondent is not covered by, or produced under a process covered by, the claims of each involved U.S. patent, a showing of such noncoverage for each involved claim in each U.S. patent in question shall be made, which showing may be made by appropriate allegations and, when practicable, by a chart which applies the involved claims of each U.S. patent in question to a representative involved imported article of respondent or to the process under which such article was produced;

(2) Drawings, photographs, or other visual representations of the involved imported article of respondent or the process utilized in producing such article, and, where a chart is furnished under paragraph (b)(1) of this section, the parts of such drawings, photographs, or other visual representations should be labeled so that they can be read in conjunction with such chart; and

(3) If the claims of any involved U.S. patent are asserted to be invalid or unenforceable, the basis for such assertion including, when prior art is relied on, a showing of how the prior art renders invalid or unenforceable each claim, and a copy of such prior art.

(c) *Submission of article as exhibit.* At the time the response is filed, there should be submitted, as an exhibit, where practical and possible, the involved imported article.

(d) *Default.* Failure of a respondent to file a response within the time provided for in paragraph (a) of this section may be deemed to constitute a waiver of its right to appear and contest the allegations of the complaint and of the notice of investigation, and to authorize the presiding officer, without further notice to that respondent, to find the facts to be as alleged in the complaint and notice of investigation and to enter a recommended determination (or a determination if the Commission is the presiding officer) containing such findings.

§ 210.22 The reply.

Complainant shall have twenty (20) days (unless otherwise ordered by the presiding officer) after the receipt of each response to reply in writing under oath to new issues or contentions raised by each respondent in its response.

§ 210.23 Amendments to pleadings and notice of investigation.

(a) *By leave.* If and whenever determination of the issues in an investigation on the merits will be facilitated thereby, the presiding officer, upon such conditions as are necessary to avoid prejudicing the public interest and the rights of the parties to an investigation, may allow appropriate amendments to pleadings: *Provided, however,* that a motion for amendment of a complaint after the institution of an investigation shall be made to the presiding officer, who shall certify such motion to the Commission with his recommendation; the Commission shall decide the motion according to the standards of § 210.20(d) of this part. A motion for amendment of a notice of investigation shall be dealt with as provided for with respect to motions for amendment of a complaint.

(b) *Conformance to evidence.* When issues not raised by the pleadings or notice of investigation, but reasonably within the scope of the pleadings and notice, are considered during the taking of evidence by express or implied consent of the parties, they shall be treated in all respects as if they had been raised in the pleadings and notice; and such amendments of the pleadings and notice as may be necessary to make them conform to the evidence and to raise such issues shall be allowed at any time, and shall be effective with respect to all parties who have expressly or impliedly consented.

§ 210.24 Supplemental submissions.

The presiding officer may, upon reasonable notice and such terms as are just, permit service of a supplemental submission setting forth transactions, occurrences, or events which have happened since the date of the submissions sought to be supplemented and which are relevant to any of the issues involved.

§ 210.25 Motions.

(a) *Presentation and disposition.* During the time an investigation is before a presiding officer, all motions therein shall be addressed to the presiding officer. Where the presiding officer is the Commission, it shall rule upon all motions. Where the presiding officer is not the Commission, any motion within his authority shall be ruled upon by him, and any motion upon which the presiding officer has no authority to rule shall be certified by him to the Commission with his recommendation, after which the Commission shall rule on the motion. All written motions shall be filed with the Commission, and all motions addressed to the Commission shall be in writing. All written motions in an investigation shall be served upon each party.

(b) *Content.* All written motions shall state the particular order, ruling, or action desired and the grounds therefor.

(c) *Answers.* Within ten (10) days after service of any written motion, or within such longer or shorter time as may be designated by the presiding officer or the Commission, a nonmoving party shall answer or shall be deemed to have consented to the granting of the relief asked for in the motion. The moving party shall have no right to reply, except as permitted by the presiding officer or the Commission.

(d) *Motions for extensions.* As a matter of discretion, the presiding officer or the Commission may waive the requirements of this section as to motions for extension of time, and may rule upon such motions ex parte.

Subpart D—Discovery and Compulsory Process

§ 210.30 General provisions governing discovery.

(a) *Discovery methods.* The parties to an investigation may obtain discovery by one or more of the following methods: depositions upon oral examination or written questions; interrogatories; production of documents or things for inspection and other purposes; and requests for admissions.

(b) *Scope of discovery.* Unless otherwise ordered by the presiding officer, a party may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the investigation. It is not ground for objection that the information sought will be inadmissible at hearings if the information sought appears reasonably calculated to lead to the discovery of admissible evidence.

(c) *Limitation on discovery.* The presiding officer shall place such limits upon the kind or amount of discovery to be had, or the period of time during which discovery may be carried out, as shall be consistent with the time limitations set forth in § 210.41(e) of this part relating to hearings for the purpose of determining whether there is reason to believe there is, or whether there is, a violation of § 337 of the Tariff Act.

(d) *Protective orders.* Upon motion by a party or by the person from whom discovery is sought, and for good cause shown, the presiding officer may make any order which may appear necessary and appropriate for the protection of the public interest or which justice requires to protect a party or person from annoyance, embarrassment, oppression, or undue burden or expense, including one or more of the following—

(1) That the discovery not be had;

(2) That the discovery may be had only on specified terms and conditions, including a designation of the time or place;

(3) That the discovery may be had only by a method of discovery other than selected by the party seeking discovery;

(4) That certain matters not be inquired into, or that the scope of the discovery be limited to certain matters;

(5) That discovery be conducted with no one present except persons designated by the presiding officer;

(6) That a deposition, after being sealed, be opened only by order of the presiding officer;

(7) That a trade secret or other confidential research, development, or commercial information not be disclosed or be disclosed only in a designated way;

(8) That the parties simultaneously file specified documents or information enclosed in sealed envelopes to be opened as directed by the presiding officer.

If the motion for a protective order is denied, in whole or in part, the presiding officer may, on such terms and conditions as are just, order that any party or person provide or permit discovery.

(e) *Supplementation of responses.* A party who has responded to a request for discovery with a response that was complete when made is under no duty to supplement his response to include information thereafter acquired, except as follows—

(1) A party is under a duty seasonably to supplement his response with respect to any question directly addressed to:

(i) The identity and location of persons having knowledge of discoverable matters, and

(ii) The identity of each person expected to be called as an expert witness at a hearing, the subject matter on which he is expected to testify, and the substance of his testimony.

(2) A party is under a duty seasonably to amend a prior response if he obtains information upon the basis of which:

(i) he knows that the response was incorrect when made, or

(ii) he knows that the response, though correct when made, is no longer true and the circumstances are such that a failure to amend the response is in substance a knowing concealment.

(3) A duty to supplement responses may be imposed by order of the presiding officer, agreement of the parties, or at any time prior to hearing through new requests for supplementation of prior responses.

§ 210.31 Depositions.

(a) *When depositions may be taken.* After the date of publication of the notice in the FEDERAL REGISTER instituting the investigation, any party may take the testimony of any person, including a party, by deposition upon oral examination or written questions. Leave of the presiding officer must be obtained only if the complainant seeks to take a deposition to the expiration of 30 days after the date of service of the complaint and notice instituting the investigation.

(b) *Before whom depositions may be taken.* Depositions may be taken before any officer having power to administer oaths by the laws of the United States or of the place where the examination is held.

(c) *Notice of examination.* A party desiring to take the deposition of a person shall give notice in writing to every other party to the investigation, which

notice shall be not less than ten (10) days when the deposition is to be taken within the United States, and not less than fifteen (15) days when the deposition is to be taken elsewhere, but the presiding officer may designate a shorter or longer time. The notice shall state the time and place for taking the deposition and the name and address of each person to be examined, if known, and, if the name is not known, a general description sufficient to identify him or the particular class or group to which he belongs. If a subpoena duces tecum is to be served on the person to be examined, the designation of the materials to be produced as set forth in the subpoena shall be attached to or included in the notice.

(d) *Taking of deposition.* Each deponent shall be duly sworn, and any adverse party shall have the right to cross examine. Objections to questions or documents shall be in short form, stating the grounds of objections relied upon. Evidence objected to shall be taken subject to the objections, except that confidential business data need not be disclosed. The questions propounded and the answers thereto, together with all objections made, shall be reduced to writing, after which the deposition shall be subscribed by the deponent (unless the parties by stipulation waive signing or the deponent is ill or cannot be found or refuses to sign) and certified by the officer before whom the deposition was taken. If the deposition is not subscribed to by the deponent, the officer shall state on the record such fact and the reasons therefor. Thereafter, the officer shall forward one (1) copy thereof to each party who was present or represented at the taking of the deposition.

(e) *Depositions of non-party officers or employees of the Commission or of other government agencies.* A party desiring to take the deposition of an officer or employee of the Commission other than the Commission investigative attorney, or of an officer or employee of another government agency, or to obtain documents or other physical exhibits in the custody, control and possession of such officer or employee, shall proceed by written motion to the presiding officer for leave to apply for a subpoena under § 210.35(c) of this part. Such a motion shall be granted only upon a showing that the information expected to be obtained thereby is within the scope of discovery permitted by § 210.30 (b) of this part and cannot be obtained without undue hardship by alternative means.

(f) *Filing of deposition.* The party taking the deposition shall file two (2) copies thereof with the Commission, and shall give prompt notice of such filing to all other parties.

(g) *Admissibility of depositions.* The fact that a deposition is taken and filed in an investigation as provided in this section does not constitute a determination that it is admissible in evidence or that it may be used in the investigation. Only such part or the whole of a deposition as is received in evidence at a hearing shall constitute a part of the record in such investigation upon which a determination may be based. Objections may be made at the hearing to receiving in evidence any deposition or part thereof for any reason which would require the exclusion of the evidence if the witness were then present and testifying.

(h) *Use of depositions.* A deposition may be used as evidence against any party who was present or represented at the taking of the deposition or who had reasonable notice thereof, in accordance with any of the following provisions—

(1) Any deposition may be used by any party for the purpose of contradicting or impeaching the testimony of a deponent as a witness;

(2) The deposition of a party may be used by an adverse party for any purpose;

(3) The deposition of a witness, whether or not a party, may be used by any party for any purpose if the presiding officer finds:

(i) That the witness is dead; or

(ii) That the witness is out of the United States, unless it appears that the absence of the witness was procured by the party offering the deposition; or

(iii) That the witness is unable to attend or testify because of age, illness, infirmity, or imprisonment; or

(iv) That the party offering the deposition has been unable to procure the attendance of the witness by subpoena; or

(v) Upon application and notice, that such exceptional circumstances exist as to make it desirable, in the interest of justice and with due regard to the importance of presenting the testimony of witnesses orally at a hearing, to allow the deposition to be used.

(4) If only part of a deposition is offered in evidence by a party, an adverse party may require him to introduce any other part which ought in fairness to be considered with the part introduced, and any party may introduce any other parts.

§ 210.32 Interrogatories.

(a) *Scope; use at hearing.* Any party may serve upon any other party written interrogatories to be answered by the party served. Interrogatories may relate to any matters which can be inquired into under § 210.30(b) of this part and the answers may be used to the the extent permitted by the rules of evidence.

(b) *Procedure.* (1) The interrogatory may be served upon any party after the date of publication of the notice in the FEDERAL REGISTER instituting the investigation.

(2) Each interrogatory shall be answered separately and fully in writing under oath, unless it is objected to, in which event the reasons for objection shall be stated in lieu of an answer. The answers are to be signed by the person making them, and the objections signed by the attorney making them. The party upon whom the interrogatories have been served shall serve a copy of the answers, and objections if any, within ten (10) days after the service of the interrogatories. The presiding officer may allow a shorter or longer time. The party submitting the interrogatories may move for an order under § 210.36(a) of this part with respect to any objection to or other failure to answer an interrogatory.

(3) An interrogatory otherwise proper is not necessarily objectionable merely because an answer to the interrogatory involves an opinion or contention that relates to fact or the application of law to fact, but the presiding officer may order that such an interrogatory need not be answered until after designated discovery has been completed or until a prehearing conference or other later time.

(c) *Option to Produce Records.* Where the answer to an interrogatory may be derived or ascertained from the records of the party upon whom the interrogatory has been served or from an examination, audit or inspection of such records, or from a compilation, abstract or summary based thereon, and the burden of deriving or ascertaining the answer is substantially the same for the party serving the interrogatory as for the party served, it is a sufficient answer to such interrogatory to specify the records from which the answer may be derived or ascertained and to afford to the party serving the interrogatory reasonable opportunity to examine, audit or inspect such records and to make copies, compilations, abstracts or summaries.

§ 210.33 Request for production of documents.

(a) *Scope.* Any party may serve on any other party a request to produce and permit the party making the request, or someone acting on his behalf, to inspect and copy, any designated documents (including writings, drawings, graphs, charts, photographs, and other data compilations from which information can be obtained), or to inspect and copy, test, or sample any tangible things which are in the possession, custody or control of the party upon whom the request is served.

(b) *Procedure.* (1) The request may be served upon any party after the date of publication of the notice in the FEDERAL REGISTER instituting the investigation. The request shall set forth the items to be inspected, either by individual item or by category, and describe each item and category with reasonable particularity. The request shall specify a reasonable time, place, and manner of making the inspection and performing the related acts.

(2) The party upon whom the request is served shall serve a written response within ten (10) days after the service of the request. The presiding officer may allow a shorter or longer time. The response shall state, with respect to each item or category, that inspection and related activities will be permitted as requested, unless the request is objected to, in which event the reasons for objection shall be stated. If objection is made to part of an item or category, the part

shall be specified. The party submitting the request may move for an order under § 210.36(a) of this part with respect to any objection to or other failure to respond to the request or any part thereof, or any failure to permit inspection as requested.

§ 210.34 Request for Admission.

(a) *Form, content, and service of request for admission.* Any party may serve on any other party a written request for admission of the truth of any matters, relevant to the investigation and set forth in the request, that relate to statements or opinions of fact or of the application of law to fact, including the genuineness of any documents described in the request. Copies of documents shall be served with the request unless they have been or are otherwise furnished or are known to be, and in the request are stated as being, in the possession of the other party. Each matter of which an admission is requested shall be separately set forth. The request may be served upon a party whose complaint is the basis for the investigation after the date of publication of the notice in the FEDERAL REGISTER instituting the investigation. The request may be served upon any other party at any time after thirty (30) days after the date of service of the complaint and notice instituting the investigation, unless leave of the presiding officer is obtained to serve the request at an earlier date.

(b) *Answers and objections to requests for admissions.* The matter is admitted unless, within ten (10) days after service of the request, or within such shorter or longer time as the presiding officer may allow, the party to whom the request is directed serves upon the party requesting the admission, a sworn written answer or objection addressed to the matter. If objection is made, the reasons therefor shall be stated. The answer shall specifically deny the matter or set forth in detail the reasons why the answering party cannot truthfully admit or deny the matter. A denial shall fairly meet the substance of the requested admission, and when good faith requires that a party qualify his answer or deny only a part of the matter of which an admission is requested, he shall specify so much of it as is true and qualify or deny the remainder. An answering party may not give lack of information or knowledge as a reason for failure to admit or deny unless he states that he has made reasonable inquiry and that the information known to, or readily obtainable by, him is sufficient to enable him to admit or deny. A party who considers that a matter of which an admission has been requested presents a genuine issue for a hearing may not on that ground alone, object to the request; he may deny the matter or set forth reasons why he cannot admit or deny it.

(c) *Sufficiency of answers.* The party who has requested the admissions may move to determine the sufficiency of the answers or objections. Unless the objecting party sustains his burden of showing that the objection is justified, the presiding officer shall order that an answer be served. If the presiding officer determines that an answer does not comply with the requirements of this section, he may order either that the matter is admitted or that an amended answer be served. The presiding officer may, in lieu of these orders, determine that final disposition of the request be made at a prehearing conference or at a designated time prior to a hearing under this part.

(d) *Effect of admission; withdrawal or amendment of admission.* Any matter admitted under this rule is conclusively established unless the presiding officer on motion permits withdrawal or amendment of the admission. The presiding officer may permit withdrawal or amendment when the presentation of the issues of the investigation will be subserved thereby and the party who obtained the admission fails to satisfy the presiding officer that withdrawal or amendment will prejudice him in maintaining his position on the issues of the investigation. Any admission made by a party under this rule is for the purpose of the pending investigation only and is not an admission by him for any other purpose nor may it be used against him in any other proceeding.

§ 210.35 Subpoenas.

(a) *Application for issuance of a subpoena—(1) Subpoena ad testificandum.* An application for issuance of a subpoena requiring a person to appear and depose or testify at the taking of a deposition or at a hearing shall be made to the presiding officer.

(2) *Subpoena duces tecum.* An application for issuance of a subpoena requiring a person to appear and depose or testify and to produce specified documents, papers, books, or other physical exhibits at the taking of a deposition, or at a prehearing conference, or at a hearing shall be made in writing to the presiding officer and shall specify as exactly as possible the material to be produced, showing the general relevancy of the material and the reasonableness of the scope of the subpoena.

(b) *Use of subpoena for discovery.* Subpoenas may be used by any party for purposes of discovery or for obtaining documents, papers, books, or other physical exhibits for use in evidence, or for both purposes. When used for discovery purposes, a subpoena may require a person to produce and permit the inspection and copying of nonprivileged documents, papers, books, or other physical exhibits which constitute or contain evidence relevant to the subject matter involved and which are in the possession, custody, or control of such person.

(c) *Application for subpoenas for non-party Commission records or personnel or for records or personnel of other government agencies—(1) Procedure.* An application for issuance of a subpoena requiring the production of nonparty documents, papers, books, physical exhibits; or other material in the records of the Commission, or for the issuance of a subpoena requiring the appearance of an official or employee of the Commission, (other than the Commission investigative attorney) or for records or personnel of other government agencies, shall specify as exactly as possible the material to be produced, the nature of the information to be disclosed, or the expected testimony of the official or employee, and shall contain a statement showing the general relevancy of the material, information, or testimony, and the reasonableness of the scope of the application, together with a showing that such material, information, or testimony or their substantial equivalent could not be obtained without undue hardship by alternative means.

(2) *Ruling.* Such applications shall be ruled upon by the presiding officer. To the extent that the motion is granted, the presiding officer shall provide such terms and conditions for the production of the material, the disclosure of the information, or the appearance of the official or employee as may appear necessary and appropriate for the protection of the public interest.

(3) *Application for subpoena grounded upon the Freedom of Information Act.* No application for a subpoena for production of documents grounded upon the Freedom of Information Act shall be entertained by the presiding officer.

(d) *Motion to limit or quash.* Any motion to limit or quash such subpoena shall be filed within ten (10) days after service thereof, or within such other time as the presiding officer may allow.

(e) *Ex parte rulings on applications for subpoenas.* Applications for the issuance of subpoenas pursuant to the provisions of this section may be made *ex parte*, and, if so made, such applications and rulings thereon shall remain *ex parte* unless otherwise ordered by the presiding officer.

§ 210.36 Failure to make discovery; sanctions.

(a) *Motion for order compelling discovery.* A party, upon reasonable notice to other parties and all persons affected thereby, may apply to the presiding officer for an order compelling discovery.

(b) *Failure to comply with order compelling discovery.* If a party or an officer or agent of a party fails to comply with an order including, but not limited to, an order for the taking of a deposition or the production of documents, an order to answer interrogatories, an order issued pursuant to a request for admissions, or an order to comply with a subpoena, the presiding officer, for the purpose of permitting resolution of relevant issues and disposition of the investigation without unnecessary delay despite such failure, may take such action in regard thereto as is just, including but not limited to the following—

(1) Infer that the admission, testimony, documents or other evidence would have been adverse to the party;

(2) Rule that for the purposes of the investigation the matter or matters concerning which the order or subpoena was issued be taken as established adversely to the party;

(3) Rule that the party may not introduce into evidence or otherwise rely, in support of his position in the investigation, upon testimony by such party, officer, or agent, or the documents or other evidence.

(4) Rule that the party may not be heard to object to introduction and use of secondary evidence to show what the withheld admission, testimony, documents, or other evidence would have shown; or

(5) Rule that a motion or other submission by the party, concerning which the order or subpoena was issued, be stricken, or that a determination in the investigation be rendered against the party, or both.

Any such action may be taken by written or oral order issued in the course of the investigation or by inclusion in the recommended determination of the presiding officer, where the presiding officer is not the Commission. It shall be the duty of the parties to seek and the presiding officer to grant such of the foregoing means of relief or other appropriate relief as may be sufficient to compensate for the lack of withheld testimony, documents, or other evidence. If in the presiding officer's opinion such relief would not be sufficient, the presiding officer shall certify to the Commission a request that court enforcement of the subpoena or other discovery order be sought.

Subpart E—Prehearing Conferences and Hearings

§ 210.40 Prehearing conferences.

(a) *When appropriate.* The presiding officer in any investigation may, and upon motion of any party or where it appears probable that the hearing will extend for more than five (5) days he shall, direct counsel or other representatives for all parties to meet with him for one or more conferences to consider any or all of the following—

(1) Simplification and clarification of the issues;

(2) Scope of the hearing;

(3) Necessity or desirability of amendments to pleadings, subject, however, to the provisions of § 210.23 of this part;

(4) Stipulations, admissions of fact and of the contents and authenticity of documents;

(5) Expedition in the discovery and presentation of evidence including, but not limited to, restriction of the number of expert, economic, or technical witnesses; or

(6) Such other matters as may aid in the orderly and expeditious disposition of the investigation, including disclosure of the names of witnesses and the exchange of documents or other physical exhibits which will be introduced in evidence in the course of the hearing.

(b) *Subpoenas.* Prehearing conferences may be convened for the purpose of accepting returns on subpoenas *duces tecum* issued pursuant to the provisions of § 210.35(a)(2) of this part.

(c) *Reporting.* Prehearing conferences, in the discretion of the presiding officer, may or may not be stenographically reported, and whether reported or not shall not be public unless all parties attending said conferences so agree.

(d) *Order.* The presiding officer shall enter in the record an order which recites the results of the conference. Such order shall include the presiding officer's rulings upon matters considered at the conference, together with appropriate direction to the parties. The presiding officer's order shall control the subsequent course of the hearing, unless modified to prevent manifest injustice.

§ 210.41 General provisions for hearings.

(a) *Purpose of hearings.* Unless otherwise ordered by the Commission—

(1) A hearing shall be held in each investigation under § 337 of the Tariff Act for the purpose of taking evidence and hearing argument as to whether there is a violation of § 337 of the Tariff Act;

(2) A hearing shall also be held, when requested by complainant, for the purpose of taking evidence and hearing argument as to whether there is reason to believe there is a violation of § 337 of the Tariff Act.

(b) *Public hearings.* All hearings in investigations under this part shall be public unless otherwise ordered by the presiding officer.

(c) *Expedition.* Hearings shall proceed with all reasonable expedition, and, insofar as practicable, shall be held at one place, and shall continue, unless otherwise ordered by the presiding officer, until completed.

(d) *Rights of parties.* Every party shall have the right of due notice, cross-examination, presentation of evidence, objection, motion, argument, and all other rights essential to a fair hearing.

(e) *Time limits for hearings.* Unless otherwise ordered by the Commission—

(1) The hearing to determine whether there is a violation of § 337 of the Tariff Act shall be completed within eight (8) months after the date of publication of a notice in the FEDERAL REGISTER instituting the investigation and within fourteen (14) months after the date of such notice when the investigation is designated to be a "more complicated" investigation by notice published in the FEDERAL REGISTER; and

(2) The hearing to determine whether there is reason to believe that there is a violation of § 337 of the Tariff Act shall be completed within three (3) months after publication of a notice in the FEDERAL REGISTER instituting the investigation.

(f) *Presiding officer.* A presiding officer shall preside over each hearing.

§ 210.42 Evidence.

(a) *Burden of proof.* The complainant shall have the burden of proof, but the proponent of any factual proposition shall be required to sustain the burden of proof with respect thereto.

(b) *Admissibility.* Relevant, material, and reliable evidence shall be admitted. Irrelevant, immaterial, unreliable, and unduly repetitious evidence shall be excluded. Immaterial or irrelevant parts of an admissible document shall be segregated and excluded so far as practicable.

(c) *Information obtained in investigations.* Any documents, papers, books, physical exhibits, or other materials or information obtained by the Commission under any of its powers may be disclosed by the Commission investigative attorney when necessary in connection with investigations and may be offered in evidence by the Commission investigative attorney.

(d) *Official notice.* When any decision of the presiding officer rests, in whole or in part, upon the taking of official notice of a material fact not appearing in evidence of record, opportunity to disprove such noticed fact shall be granted any party making timely motion therefor.

(e) *Objections.* Objections to evidence shall be timely made and briefly state the grounds relied upon, but the hearing transcript shall not include argument or debate thereon except as ordered by the presiding officer. Rulings on all objections shall appear in the record.

(f) *Exceptions.* Formal exception to an adverse ruling is not required.

(g) *Excluded evidence.* When an objection to a question propounded to a witness is sustained, the examining attorney may make a specific offer of what he expects to prove by the answer of the witness, or the presiding officer may, in his discretion, receive and report the evidence in full. Rejected exhibits, adequately marked for identification, shall be retained in the record so as to be available for consideration by any reviewing authority.

§ 210.43 Record.

(a) *Reporting and transcription.* Hearings shall be reported and transcribed by the official reporter of the Commission under the supervision of the presiding officer, and the original transcript shall be a part of the record and the sole official transcript.

(b) *Corrections.* Corrections of the official transcript may be made only when they involve errors affecting substance and then only in the manner herein provided. Corrections ordered by the presiding officer or agreed to in a written stipulation signed by all counsel and parties not represented by counsel, and approved by the presiding officer, shall be included in the record, and such stipulations, except to the extent they are capricious or without substance, shall be approved by the presiding officer. Corrections shall not be ordered by the presiding officer except upon notice and opportunity for the hearing of objections. Such corrections shall be made by the official reporter by furnishing substitute typed pages, under the usual certificate of the reporter, for insertion in the official transcript. The original uncorrected pages shall be retained in the files of the Commission.

(c) *Certification of record.* The record will be certified to the Commission by the presiding officer upon his filing of a

recommended determination or at such earlier time as the Commission may order.

§ 210.44 In camera orders.

(a) *Definition.* Except as hereinafter provided, documents and testimony made subject to *in camera* orders are not made a part of the public record, but are kept confidential in an *in camera* record, and only counsel before the Commission, authorized Commission personnel, and court personnel concerned with judicial review shall have access thereto. The right of the presiding officer, the Commission, and reviewing courts to disclose *in camera* data to the extent necessary for the proper disposition of the proceeding is specifically reserved.

(b) *In camera treatment of documents and testimony.* The presiding officer shall have authority, but only in those unusual and exceptional circumstances when good cause is found on the record, to order documents or oral testimony offered in evidence, whether admitted or rejected, to be placed *in camera.* The order shall specify the date on which *in camera* treatment expires and shall include—

(1) A description of the documents and testimony;

(2) A full statement of the reasons for granting *in camera* treatment; and

(3) A full statement of the reasons for the date on which *in camera* treatment expires.

Any party desiring, for the preparation and presentation of the case, to disclose *in camera* documents or testimony to experts, consultants, prospective witnesses, or witnesses, shall make application to the presiding officer setting forth the justification therefor. The presiding officer, in granting such application for good cause found, shall enter an order protecting the rights of the affected parties and preventing unnecessary disclosure of information. *In camera* documents and the transcript of testimony subject to an *in camera* order shall be segregated from the public record and filed in a sealed envelope, bearing the title and docket number of the investigation, the notation "*In camera* Record", and the date on which *in camera* treatment expires.

(c) *Part of confidential record.* *In camera* documents and testimony shall constitute a part of the confidential record of the Commission.

(d) *References to in camera information.* In the submittal of proposed findings, briefs, or other papers, counsel for all parties shall make a good faith attempt to refrain from disclosing the specific details of *in camera* documents and testimony. This shall not preclude references in such proposed findings, briefs, or other papers to such documents or testimony including generalized statements based on their contents. To the extent that counsel consider it necessary to include specific details of *in camera* data in their presentations, such data shall be incorporated in separate proposed findings, briefs, or other papers marked "Business Confidential", which shall be placed *in camera* and become a part of the *in camera* record.

Subpart F—Determinations and Actions Taken

§ 210.50 Summary determinations.

(a) *Motions for summary determinations.* Any party may move with any necessary supporting affidavits for a summary determination in his favor upon all or any part of the issues to be determined in the investigation. Counsel or other representatives in support of the complaint may so move at any time after thirty (30) days following the date of service of the complaint and notice instituting the investigation, and any other party or a respondent may so move at any time after the date of the notice in the FEDERAL REGISTER instituting the investigation. Any such motion by any party, however, must be filed at least thirty (30) days before the date fixed for any hearing herein provided.

(b) *Opposing affidavits; oral argument; time and basis for determination.* Any nonmoving party may, within ten (10) days after service of the motion, file opposing affidavits. The presiding officer may, in his discretion, set the matter for oral argument and call for the submission of briefs or memoranda. The determination sought by the moving party shall be rendered if the pleadings and any depositions, admissions on file, and affidavits show that there is no genuine issued as to any material fact and that the moving party is entitled to a summary determination as a matter of law.

(c) *Affidavits.* Affidavits shall set forth such facts as would be admissible in evidence and shall show affirmatively that the affiant is competent to testify to the matters stated therein. The presiding officer may permit affidavits to be supplemented or opposed by depositions or further affidavits. When a motion for summary determination is made and supported as provided in this rule, a party opposing the motion may not rest upon mere allegations or denials in his pleading; his response by affidavits or as otherwise provided in this rule, must set forth specific facts showing that there is a genuine issue of fact for hearing. If no such response is filed, a summary determination, if appropriate, shall be rendered.

(d) *Refusal of application for summary determination; continuances and other orders.* Should it appear from the affidavits of a party opposing the motion that he cannot, for reasons stated, present by affidavit facts essential to justify his opposition, the presiding officer may refuse the application for summary determination or may order a continuance to permit affidavits to be obtained or depositions or other discovery to be had or make such other order as is appropriate and a ruling to that effect shall be made a matter of record.

(e) *Order establishing facts.* If on motion under this rule a summary determination is not rendered upon all the allegations or for all the relief asked and a hearing is necessary, the presiding officer shall make an order specifying the facts that appear without substantial controversy and directing further proceedings in the investigation. The facts so specified shall be deemed established.

(f) *Effect of summary determination.* An order of summary determination shall constitute a determination of the Commission under § 210.55 of this part where the Commission is the presiding officer. An order of summary determination under this section, where the presiding officer is not the Commission, shall constitute a recommended determination of the presiding officer under § 210.53 of this part.

§ 210.51 Termination of investigation.

(a) *Motions for termination.* Any party may move at any time for an order to terminate an investigation before the Commission, to terminate the investigation of all issues in an investigation in regard to one or more, but not all, of the respondents, or to terminate the investigation as to any part of the issues in regard to any or all of the respondents.

(b) *Termination based upon licensing and other written agreements between the parties.* Where a motion for termination is based upon licensing and other written agreements entered into between the parties, a copy of such licensing and other agreements shall be included with the motion.

(c) *Default.* An investigation before the Commission, upon the occurrence of the condition of default set forth in § 210.21(d) of this part, may be terminated as to one or more of the respondents in the investigation.

(d) *Effect of termination.* An order of termination shall constitute a determination of the Commission under § 210.55 of this part where the Commission is the presiding officer. An order of termination under this section, when the presiding officer is not the Commission, shall constitute a recommended determination of the presiding officer under § 210.53 of this part.

§ 201.52 Proposed findings and conclusions.

At the time a motion for summary determination under § 210.50 of this part or a motion for termination under § 210.51 (a) or § 210.51(b) of this part is made, or where it is determined that a respondent is in default under § 210.21(d) or § 210.51 (c) of this part, and at the close of the reception of evidence in any hearing under this part, or within a reasonable time thereafter fixed by the presiding officer, any party may file with the presiding officer for the consideration of the presiding officer proposed findings of fact and conclusions of law together with reasons therefor and, where appropriate, briefs in support thereof. Such proposals shall be in writing, shall be served upon all parties, and shall contain adequate references to the record and authorities relied on. The presiding officer shall rule, and the record shall show the presiding officer's ruling, on each proposed finding and conclusion.

§ 201.53 Recommended determination.

(a) *When filed.* When the presiding officer is not the Commission the presiding officer shall certify the record to and file with the Commission his recommended determination as to whether there is, or whether there is reason to believe there is a violation of § 337 of the Tariff Act. Such recommended determination shall be filed with the Commission within thirty (30) days from the date of filing of a motion for summary determination under § 210.50 of this part, a motion for termination under § 210.51 (a) or § 210.51(b) of this part, or a determination that a respondent is in default under § 210.21(d) or § 210.51 (c) of this part, and within sixty (60) days after completion of the reception of evidence at a hearing held with respect to whether there is a violation of § 337 of the Tariff Act. Upon written request from the presiding officer, the Commission may, by order, allow a longer time. When a hearing has been held with respect to whether there is reason to believe that there is a violation of § 337 of the Tariff Act, a recommended determination shall be made within thirty (30) days after the reception of evidence in such hearing. A copy of each recommended determination shall be served on all parties to the investigation.

(b) *Content.* The recommended determination shall include a statement of findings (with specific page references to principal supporting items of evidence in the record) and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record.

(c) *Recommended determination made by presiding officer.* The recommended determination shall be made and filed by the presiding officer who presided over the hearings, except when he shall have become unavailable to the Commission.

(d) *Reopening of proceeding by the presiding officer.* At any time prior to the filing of his recommended determination, the presiding officer may reopen the proceeding for the reception of further evidence.

§ 210.54 Filing of exceptions to the recommended determination and alternative findings of fact and conclusions of law.

The parties shall be allowed ten (10) days after receipt of service of the recommended determination to file with the Commission exceptions to the recommended determination and alternative findings of fact and conclusions of law. All exceptions and alternative findings of fact and conclusions of law shall be concisely supported by references to the record and the law relied upon.

§ 210.55 Commission determination and action.

(a) *Review of recommended determination.* Subject to the provisions of § 210.54 of this part, upon receipt of a recommended determination under § 210.53 of this part and the record, the Commission shall review the same and determine, as the case may be, whether there is a violation of § 337 of the Tariff Act or whether there is reason to believe there is such violation, and, where appropriate, the amount of any bond required and whether any action (exclusion of articles from entry, exclusion of articles from entry except under bond, and cease and desist order) should be ordered, and the form in which such action should be ordered.

(b) *Where the presiding officer is the Commission.* Where the Commission has presided at the taking of evidence, it shall determine, as the case may be, whether there is a violation of § 337 of the Tariff Act or whether there is reason to believe there is such a violation and, where appropriate, whether any action (exclusion of articles from entry, exclusion of articles from entry except under bond, and cease and desist order) should be ordered, and the form in which such action should be ordered, and the amount of any bond required.

(c) *Service of Commission determination upon the parties.* A Commission determination shall be served upon each party to the investigation.

§ 210.56 Petition for reconsideration.

Within fourteen (14) days after completion of service of a Commission determination, any party may file with the Commission a petition for reconsideration of such determination, or any action ordered to be taken thereunder, setting forth the relief desired and the grounds in support thereof. Any petition filed under this subsection must be confined to new questions raised by the determination or action ordered to be taken thereunder and upon which the petitioner had no opportunity to submit arguments. Any party desiring to oppose such a petition shall file an answer thereto within five (5) days after service upon such party of the petition. The filing of a petition for reconsideration shall not operate to stay the effective date of the determination or action ordered to be taken thereunder or to toll the running of any statutory time period affecting such determination or action ordered to be taken thereunder unless specifically so ordered by the Commission.

§ 210.57 Disposition of petition for reconsideration.

The Commission may affirm, set aside, or modify its determination, including any action ordered by it to be taken thereunder. Where appropriate, the Commission may order the presiding officer to take additional evidence.

Subpart G—Appeals

§ 210.60 Appeals of final determination to the United States Court of Customs and Patent Appeals.

A final determination of the Commission pursuant to which the Commission has ordered the exclusion of articles from entry into the United States, or, where appropriate, has ordered the exclusion of articles from entry into the United States except under bond, or has ordered a cease and desist order, or a final determination that there is no reason to believe that there is, or that there is not, a violation of § 337 of the Tariff Act, may be appealed by any party within sixty (60) days from the date such determination becomes final to the United States Court of Customs and Patent Appeals.

§ 210.61 Interlocutory appeals.

Rulings of the presiding officer on motions may not be appealed to the Commission prior to the presiding officer's issuance of his recommended determination except in the following circumstances—

(a) *Appeals without leave of the presiding officer.* The Commission may, in its discretion, entertain interlocutory appeals where a ruling of the presiding officer—

(1) Requires the disclosure of the Commission records or requires the appearance of government officials pursuant to § 210.35(c) of this part, or

(2) Grants or denies an application for intervention pursuant to the provisions of § 210.6 of this part.

Appeals from such a ruling may be sought by filing with the Commission an application for review, not to exceed fifteen (15) pages, within five (5) days after notice of the presiding officer's ruling. Answer thereto may be filed within five (5) days after service of the application for review. The application for review should specify the person or party taking the appeal; should designate the ruling or part thereof from which appeal is being taken; and should specify the reasons and present arguments as to why review is being sought. The Commission upon its own motion may enter an order staying the return date of an order issued by the presiding officer pursuant to § 210.35(c) of this part or placing the matter on the Commission's docket for review. Any order placing the matter on the Commission's docket for review will set forth the scope of the review and the issues which will be considered and will make provision for the filing of briefs if deemed appropriate by the Commission.

(b) *Appeals with leave of the presiding officer.* Except as hereinbefore provided in paragraph (a) of this section, applications for review of a ruling by the presiding officer may be allowed only upon request made to the presiding officer and a determination by the presiding officer in writing, with justification in support thereof, that the ruling involves a controlling question of law or policy as to which there is substantial ground for difference of opinion and that an immediate appeal from the ruling may materially advance the ultimate completion of the investigation or subsequent review will be an inadequate remedy. Applications for review in writing may be filed, not to exceed fifteen (15) pages, within five (5) days after notice of the presiding officer's determination. Answer thereto may be filed within five (5) days after service of the application for review. The Commission may

thereupon, in its discretion, permit an appeal. Commission review, if permitted, shall be confined to the application for review and answer thereto, without oral argument or further briefs, unless otherwise ordered by the Commission.

(c) *Investigation not stayed.* Application for review and appeal hereunder shall not stay the investigation before the presiding officer unless the presiding officer or the Commission shall so order.

By order of the Commission.

Issued: August 27, 1975.

KENNETH R. MASON,
Secretary.

[FR Doc.75-23194 Filed 8-29-75;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 INTERIOR

National Park Service

NATIONAL REGISTER OF HISTORIC PLACES

Additions, Deletions, and Corrections

By notice of the FEDERAL REGISTER of February 4, 1975, Part II, there was published a list of the properties included in the National Register of Historic Places. Further notice is hereby given that certain amendments or revisions in the nature of additions, deletions, or corrections to the previously published list are adopted as set out below.

It is the responsibility of all Federal agencies to take cognizance of the properties included in the National Register as herein amended and revised in accordance with section 106 of the National Historic Preservation Act of 1966, 80 Stat. 915, 16 U.S.C. 470 et seq. (1970 ed.), and the procedures of the Advisory Council on Historic Preservation, 36 CFR Part 800.

The following properties have been added to the National Register since August 5, 1975. National Historic Landmarks are designated by NHL; properties recorded by Historic American Buildings Survey are designated by HABS; properties recorded by Historic American Engineering Record are designated by HAER:

CALIFORNIA

Riverside County

Lake, Elsinore, *Crescent Bathouse*, 201 W. Graham Ave. (7-30-75).

Santa Cruz County

Santa Cruz, *Golden Gate Villa*, 924 3rd St. (7-24-75).
Santa Cruz, *Live Oak Ranch*, 105 Mentel Ave. (7-10-75).

CONNECTICUT

New London County

New London, *Thames Shipyard*, Farnsworth St. (4-17-75).

DISTRICT OF COLUMBIA

Brooks Mansion, 901 Newton St., NE (7-17-75).
Mt. Zion United Methodist Church, 1334 29th St., NW (7-24-75).

GEORGIA

Chatham County

Port Wentworth vicinity, *Mulberry Grove Site*, N of Port Wentworth (7-17-75).

Clarke County

Athens, *Comak House*, 279 Meigs St., (7-7-75) HABS.

Marion County

Bueno Vista vicinity, *Fort Perry*, N of Buena Vista off GA 41 (7-30-75).

GUAM

Asan, *Asan Ridge Battle Area*, between Asan and Nimitz Hill (7-18-75).

INDIANA

Franklin County

Brookville, *Brookville Historic District*, town of Brookville between Whitewater River and East Fork (7-25-75).

IOWA

Dubuque County

Dyersville, *Allen House*, 515 1st Ave. W. (7-10-75).
Farley vicinity, *Lincoln School*, about 4 mi. N of Farley (7-24-75).

KANSAS

Shawnee County

Topeka, *Memorial Building*, 120 W. 10th Ave. (7-17-75).

KENTUCKY

Bourbon County

Paris, *Allen-Alexander House (Albemarle)*, off U.S. 68 near jct. with U.S. 460 (7-24-75).

Franklin County

Frankfort vicinity, *Valley Farm Ruins (Marshall-Smith-Scott Place)*, E of Frankfort (7-24-75).

Greenup County

Wurtland vicinity, *McConnell House, Law Office, and Slave Quarters*, W of Wurtland on U.S. 23 (7-30-75).

Jefferson County

Louisville, *St. Therese Roman Catholic Church, School, and Rectory*, 1010 Schiller Ave. (7-28-75).
Louisville, *University of Louisville School of Medicine*, 101 W. Chestnut St. (7-30-75) HABS.

Johnson County

Oil Springs vicinity, *Blanton Archeological Site*, N of Oil Springs (7-30-75).
Oil Springs vicinity, *Sparks Shelter Archeological Site*, NE of Oil Springs on W side of Paint Creek (7-30-75).

Kenton County

Covington, *Licking Riverside Historic District*, roughly bounded by 4th, Scott, 8th Sts., and the Licking River (7-30-75).

Morgan County

Redbush vicinity, *Ferguson, Gar, Site*, NW of Redbush off KY 172 (6-30-75).
Redbush vicinity, *Ray Burchwell Archeological Site*, NW of Redbush (7-30-75).
Redbush vicinity, *Ray Hill Archeological Site*, W of Redbush off KY 172 (7-30-75).
Relief vicinity, *Patoker Archeological Site*, S of Relief (7-30-75).
Relief vicinity, *Sherman Archeological Site*, S of Relief (7-30-75).

Nelson County

Bardstown, *Edgewood*, 310 S. 5th St. (7-30-75).

Oldham County

Pewee Valley, *Locust, The*, LaGrange Rd. off KY 146 (7-30-75).

LOUISIANA

East Baton Rouge Parish

Baton Rouge, *Old Louisiana Governor's Mansion*, 502 North Blvd. (7-24-75).

Orleans Parish

New Orleans, *St. Louis Cemetery No. 1*, bounded by Basin, St. Louis, Conti, and Treme Sts. (7-30-75).
New Orleans, *St. Louis Cemetery II*, bounded by Claiborne, Robertson, St. Louis, and Iberville Sts. (7-30-75).

MARYLAND

Baltimore (independent city)

Seton Hill Historic District, bounded by Pennsylvania Ave., Franklin, Eutaw, McCulloh, and Orchard Sts. (7-30-75).

Cecil County

Crystal Beach vicinity, *Grear Prehistoric Village Site*, S of Crystal Beach (7-30-75).

MASSACHUSETTS

Berkshire County

Pittsfield, *Park Square Historic District*, at intersection of North, South, East, and West Sts. (7-24-75).

Bristol County

New Bedford, *Fire Station No. 4*, 79 S. 6th St. (7-24-75).

Essex County

Lawrence, *North Canal*, parallel to Canal St. (7-29-75).

Franklin County

Greenfield vicinity, *Riverside Archeological District*, NE of Greenfield on MA 2 (7-9-75).

MICHIGAN

Bay County

Bay City, *City Hall*, 301 Washington St. (7-18-75).

MINNESOTA

Ramsey County

St. Paul, *Blair Flats (Albion Hotel)*, 165 Western Ave. (7-18-75).

MISSISSIPPI

Lafayette County

Oxford, *St. Peter's Episcopal Church*, 118 S. 9th St. (7-24-75) HABS.

MISSOURI

Jackson County

Kansas City, *Rockhill Neighborhood*, both sides of 47th St. from Locust St. (S. Pierce St.) to both sides of Harrison St. (N to Brush Creek Blvd.) (7-21-75).

NEW JERSEY

Middlesex County

New Brunswick, *Rutgers Preparatory School*, 101 Somerset St. (7-18-75).

NEW YORK

Washington County

Fair Haven, *Miller, William, Chapel and Ascension Rock*, W of Fair Haven on SR 11 (7-17-75).

NORTH CAROLINA

Franklin County

Louisburg vicinity, *Davis, Archibald H., Plantation (Cypress Hall)*, SE of Louisburg off NC 581 (7-24-75).

Louisburg vicinity, *Massenburg Plantation (Woodleaf Plantation)*, E of Louisburg (7-30-75).

Rowan County

Salisbury, *Salisbury Southern Railroad Passenger Depot*, E side of Depot St. between Kerr and Council Sts. (7-30-75).

OHIO

Crawford County

Bucyrus, *McGraw House*, 116 S. Walnut St. (7-18-75).

Cuyahoga County

Bedford, *Cleveland and Pittsburgh Railroad Bridge*, Tinker's Creek (7-24-75).

Bedford, *Gates, Holsey, House*, 762 Broadway (7-30-75).

Gates Mills, *Gates Mills Methodist Episcopal Church*, Old Mill Rd. off U.S. 322 (7-18-75) HABS.

Erie County

Sandusky, *Exchange Hotel*, 202-204 E. Water St. (7-30-75).

Sandusky, *Lake Shore & Michigan Southern Railroad Depot*, N. Depot St. at Carr St. (7-17-75).

Fairfield County

Lancaster vicinity, *Reber, Valentine, House*, W of Lancaster at 8325 Lancaster-Circleville Rd. (OH 188) (7-30-75).

Royalton, *Royalton House*, Amanda Northern Rd. (7-30-75).

Franklin County

Dublin vicinity, *Sells, Benjamin, House*, S of Dublin at 4586 Hayden Run Rd. (7-30-75).

Hamilton County

Elizabethtown vicinity, *Butler, Wesley, Archeological District*, S of Elizabethtown (7-24-75).

Elizabethtown vicinity, *State Line Archeological District*, W of Elizabethtown (7-24-75).

Indian Hill, *Washington Heights School*, 8100 Given Rd. (7-30-75).

Lake County

Painesville, *Casement House*, 436 Casement Ave. (7-30-75).

Lorain County

Elyria, *First Church of Christ, Scientist*, 309 East Ave. (7-18-75).

Lucas County

Waterville, *Gillett-Shoemaker-Welsh House*, 133 N. 4th St. (7-18-75).

Montgomery County

Dayton, *McElhenny-Ausenbaugh House*, 7373 Taylorsville Rd. (7-18-75).

Summit County

Hudson, *Western Reserve Academy*, roughly bounded by Aurora St. and both sides of Oviatt, High, and N. Main Sts. (6-30-75).

OKLAHOMA

Tulsa County

Tulsa, *Tulsa Municipal Building*, 124 E. 4th St. (7-18-75).

PENNSYLVANIA

Lancaster County

Lancaster, *Old Main, Goethean Hall, and Diagnothian Hall*, Franklin and Marshall College campus (7-30-75).

Lebanon County

Lebanon, *Reading Railroad Station*, N. 8th St. (7-17-75).

TENNESSEE

Anderson County

Norris, *Norris District*, town of Norris on U.S. 441/TN 71 (7-10-75).

Davidson County

Nashville, *Hermitage Hotel*, 231 6th Ave. N (7-24-75).

Fayette County

Williston, *Crawford General Store*, Macon Rd. (7-8-75).

Sevier County

Sevierville vicinity, *Rose Glen*, 4 mi. E of Sevierville on Newport Hwy. (7-18-75).

Williamson County

Brentwood, *Mooreland*, off U.S. 31 (7-24-75).

TEXAS

Harris County

Houston, *Old Houston National Bank*, 202 Main St. (7-17-75).

UTAH

Kane County

Kanab, *Bowman-Chamberlain House*, 14 East 100 South (7-8-75).

Salt Lake County

Salt Lake City, *Holy Trinity Greek Orthodox Church*, 279 South 200 West (7-8-75).

Salt Lake City, *Salt Lake Union Pacific Railroad Station*, S. Temple at 400 West (7-9-75) HABS.

Sevier County

Richfield, *Ramsay, Ralph, House*, 57 East 2nd North (7-8-75).

VIRGINIA

Arlington County

Arlington, *Ball-Sellers House*, 5620 S. 3rd St. (7-17-75).

Campbell County

Kelly vicinity, *Mount Athos*, NE of Kelly (7-24-75).

Mecklenburg County

Boydton, *Mecklenburg County Courthouse*, SW corner of jct. of U.S. 58 and VA 92 (7-17-75).

Nottoway County

Burkeville vicinity, *Burke's Tavern*, 1.5 mi. W of Burkeville at NE corner of jct. of VA 621 and VA 607 (7-17-75).

WASHINGTON

Cowlitz County

Woodland, *Hulda Klager Lilac Gardens*, 115 S. Pekin Rd. (7-17-75).

Pierce County

Tacoma, *Engine House No. 9*, 611 N. Pine St. (7-30-75).

WISCONSIN

Dane County

Madison, *Leitch, William T., House*, 752 E. Gorham St. (7-18-75).

Ozaukee County

Port Washington, *Dodge, Edward, House (Pebble House)*, 146 S. Wisconsin St. (7-24-75).

* * * * *

The following are corrections for properties previously listed in the Federal Register:

KENTUCKY

Livingston County

Smithland, *Gower House*, Water St. (5-24-73).

MASSACHUSETTS

Barnstable County

Barnstable, *Old Jail*, MA 6A (7-2-71).

NEW YORK

Chenango County

Norwich, *Chenango County Courthouse District*, irregular pattern between Hayes and Mechanic Sts. and Maple Ave. and City Hall (6-10-75) (formerly listed as *Broad Street—Main Street Historic District*).

TEXAS

Howard County

Big Springs, *Potton—Hayden House*, SW corner of Gregg and 2nd Sts. (4-14-75) (formerly listed as *Hayden House*).

VIRGINIA

Henrico County

Richmond vicinity, *James River and Kanawha Canal Historic District*, extends from Ship Locks to Bosher's Dam (incorporates *James River and Kanawha Canal Connection Locks*).

* * * * *

The following property has been removed from the National Register of Historic Places:

MARYLAND

Baltimore (independent city)

Lombard Street Bridge, over Jones Falls Stream (9-27-72) (re-entered according to new location).

* * * * *

The following properties have been demolished and therefore removed from the National Register of Historic Places:

ILLINOIS

Henry County

Geneseo, *Old South School*.

MISSOURI

Chariton County

Keytesville, *Chariton County Courthouse*.

NEW MEXICO

Socorro County

Socorro, *Baca, Severo A., House*.

NORTH CAROLINA

Richmond County

Rockingham, *Great Falls Mill*.

* * * * *

The following properties have been determined to be eligible for inclusion in the National Register. All determinations of eligibility are made at the request of the concerned Federal Agency under the authorities in section 2(b) and 1(3) of Executive Order 11593 as implemented by the Advisory Council on Historic Preservation, 36 CFR Part 800.

This listing is not complete. Pursuant to the authorities discussed herein, an Agency Official shall refer any questionable actions to the Director, Office of Archeology and Historic Preservation, National Park Service, Department of the Interior, for an opinion respecting a property's eligibility for inclusion in the National Register.

Historical properties which are determined to be eligible for inclusion in the National Register of Historic Places are entitled to protection pursuant to the procedures of the Advisory Council on Historic Preservation, 36 CFR Part 800. Agencies are advised that in accord with the procedures of the Advisory Council on Historic Preservation, before an agency of the Federal Government may undertake any project which may have an effect on such a property, the Advisory Council on Historic Preservation shall be given an opportunity to comment on the proposal.

ALABAMA

Madison County

Huntsville, *Lee House*, Red Stone Arsenal.

ALASKA

Northwestern District

Little Diomede Island, *Iyapana, John, House.*

ARIZONA

Coconino County

Grand Canyon National Park, *Old Post Office.*
Grand Canyon National Park, *O'Neill, Buckley, Cabin.*
Grand Canyon National Park, *Ranger's Dormitory.*

Graham County

Foote Wash—No Name Wash Archeological District.

Mohave County

Colorado City vicinity, *Short Creek Reservoir No. 1, Site NA 13,257.*
Colorado City vicinity, *Short Creek Reservoir No. 1, Site NA 13,258.*

Maricopa County

Cave Creek Archeological District.
New River Dams Archeological District.
Site T:4:6.
Skunk Creek Archeological District.

Navajo County

Polacca vicinity, *Walpi Hopi Village*, adjacent to Polacca.

Pima County

Tucson, *Armory Park Historic District.*
Tucson, *Convento Site.*
Tucson vicinity, *Old Santan*, NW of Tucson.

Yuma County

Wickenburg vicinity, *Harquahala Peak Observatory*, SW of Wickenburg.
Yuma, *Southern Pacific Depot.*

ARKANSAS

Ouachita County

Camden, *Old Post Office*, Washington St.

CALIFORNIA

Calaveras County

New Melones Historical District, New Melones Lake Project area, Stanislaus River (also in Tuolumne County).

Colusa County

Stoneyford vicinity, *Upper and Lower Letts Valley Historical District*, 12 mi. SW of Stoneyford.

Imperial County

Glamis vicinity, *Chocolate Mountain Archeological District.*

Inyo County

Scotty's Castle, Death Valley National Monument.
Scotty's Ranch, Death Valley National Monument.

Lassen County

Archeological Site HJ–1.

Los Angeles County

Van Norman Reservoir, Site CA–LAN 646, CA–LAN 643, Site CA–LAN 490, and a cluster made up of Sites CA–LAN 475, 491, 492, and 493.

Madera County

CA–MAD 176–185, Lower China Crossing, and New Site, in Hidden Dam-Hensley Lake Project Area, Fresno River.

Marin County

Point Reyes, *Point Reyes Light Station.*

Mariposa County

Yosemite National Park, *Degnan Residence and Bakery*, Southside Dr.

Modoc County

Alturas vicinity, *Rail Spring*, about 30 mi. N of Alturas in Modoc National Forest.

Monterey County

Big Sur, *Point Sur Light Station.*
Pacific Grove, *Point Pinos Light Station.*

Riverside County

Blythe vicinity, *Blythe Intaglios, Indian Intaglios*, N of Blythe on U.S. 95.
Twentynine Palms, *Barker Dam*, Joshua Tree National Monument.
Twentynine Palms, *Cottonwood Oasis (Cottonwood Spring)*, Joshua Tree National Monument.
Twentynine Palms, *Desert Queen Mine*, Joshua Tree National Monument.
Twentynine Palms, *Lost Horse Mine*, Joshua Tree National Monument.

Sacramento County

Sacramento River Bank Protection Project, Site 1, Sacramento River.

San Bernardino County

Twentynine Palms, *Keys, Bill, Ranch*, Joshua Tree National Monument.
Twentynine Palms, *Cow Camp*, Joshua Tree National Monument.
Twentynine Palms, *Twentynine Palms Oasis*, Joshua Tree National Monument.
Twentynine Palms, *Wallstreet Mill*, Joshua Tree National Monument.

San Luis Obispo County

San Luis Obispo, *San Luis Obispo Light Station.*

San Mateo County

Ano Nuevo vicinity, *Pigeon Point Light Station.*
Hillsborough, *Point Montara Light Station.*

Santa Barbara County

Santa Barbara, *Site SBa–1330*, Santa Monica Creek.

Shasta County

Redding vicinity, *Squaw Creek Archeological Site*, NE of Redding.

Whiskeytown, *Irrigation System (165 and 166)*, Whiskeytown National Recreation Area.

Sierra County

Archeological Site HJ–5 (Border Site 26WA-1676)

Siskiyou County

Thomas-Wright Battle Site, Lava Beds National Monument.

Sonoma County

Dry Creek-Warm Springs Valley Archeological District.
Santa Rosa, *Santa Rosa Post Office.*

COLORADO

Denver County

Denver, *Eisenhower Memorial Chapel, Building No. 27*, Reeves St., on Lowry AFB.

Douglas County

Keystone Railroad Bridge, Pike National Forest.

Eagle County

Wolcott, *Wolcott Stage Station.*

El Paso County

Colorado Springs, *Alamo Hotel*, corner of Tejon and Cucharras Sts.
Colorado Springs, *Old El Paso County Jail*, corner of Vermijo and Cascade Ave.

Larimer County

Site 5–LR–257, Boxelder Watershed Project.

Rio Blanco County

Meeker vicinity, *Thornburgh Monument*, NE of Meeker on Thornburgh Rd. 9 mi. from jct. of CO 13 and 789.
Rangely vicinity, *Canon Pintado*, S of Rangely on Hwy. 139.
Rangely vicinity, *Carrot Men Pictograph Site*, SW of Rangely and W of Rangely Dragon Rd.

CONNECTICUT

Hartford County

Hartford, *Church of the Good Shepherd and Parish House*, Wyllys St. and Van Block Ave.
Hartford, *Colt Factory Housing*, Huyshope Ave., between Sequassen and Weehasset Sts.
Hartford, *Colt Factory Housing (Potsdam Village)*, Curcombe St. between Hendriexsen Ave. and Locust St.
Hartford, *Colt Park*, bounded by Wethersfield Ave., Stonington, Wawarme, Curcombe, and Marseek Sts., and by Huyshope and Van Block Aves.
Hartford, *Colt, Col. Samuel, Armory, and related factory buildings*, Van Dyke Ave.
Hartford, *Flat-Iron Building (Motto Building)*, Congress St. and Maple Ave.
Hartford, *Houses on both sides of Congress Street.*
Hartford, *Houses on Charter Oak Place.*
Hartford, *Houses on Wethersfield Avenue*, between Morris and Wyllys Sts., particularly Nos. 97–81, 65.

Middlesex County

Middletown, *Mather-Douglas-Santangelo House*, 11 S. Main St.

New Haven County

New Haven, *City Hall and Annex.*
New Haven, *Post Office-Courthouse*, Church and Court Sts.

DELAWARE

New Castle County

Wilmington, *Wilmington Customhouse*, King St.

Suffolk County

Lewes, *Delaware Breakwater.*
Lewes, *Harbor of Refuge Breakwater.*

DISTRICT OF COLUMBIA

Auditors' Building, 201 14th St. SW.
Central Heating Plant, 13th and C Sts. SW.
1700 Block Q Street NW, 1700–1744, 1746, 1748 Que St. NW.: 1536, 1538, 1540, 1602, 1604, 1606, 1608, 17th St. NW.

FLORIDA

Hillsborough County

Tampa, *Firehouse No. 10*, Ybor City.

Pinellas County

Bay Pines, *VA Center*, Sections 2, 3, and 11 TWP 31-S, R-15E.

GEORGIA

Chatham County

Archeological Site, N end of Skidway Island.

Chatooga County

Archeological Sites in area of Structure 1-M, and Trion Dikes 1 and 2, headwaters of Chatooga Watershed (also in Walker County).

Clarke County

Athens, *Carnegie Library Building*, 1401 Prince Ave.

Clay County

Archeological Site WGC-73, downstream from Walter F. George Dam.

Heard County

Philpott Homesite and Cemtery, on bluff above Chattahoochee River where Grayson Trail leads into river.

Stewart County

Rood Mounds.

Sumter County

Americus, *Aboriginal Chert Quarry*, Souther Field.

Walker County

Archeological Sites in area of Structure 1-M and Trion Dikes 1 and 2. Reference—see Chatooga County.

HAWAII

Hawaii County

Hawaii Volcanoes National Park, *Mauna Loa Trail.*

Maui County

Hana vicinity, *Kipahulu Historic District*, SW of Hana on Rte. 31.

Oahu County

Moanalua Valley.

IDAHO

Ada County

Boise, *Alexanders*, 826 Main St.
Boise, *Falks Department Store*, 100 N. 8th St.
Boise, *Idaho Building*, 216 N. 8th St.
Boise, *Simplot Building (Boise City National Bank)*, 805 Idaho St.
Boise, *Union Building*, 712½ Idaho St.

Clearwater County

Orofino vicinity, *Canoe Camp—Suite 18*, W. of Orofino on U.S. 12 in Nez Perce National Historical Park.

Custer County

Challis, *Challis Bison Jump.*

Idaho County

Kamiah vicinity, *East Kamiah—Suite 15*, SE of Kamiah on U.S. 12 in Nez Perce National Historical Park.

Lemhi County

Tendoy, *Lewis and Clark Trail, First Flag Unfurling.*
Tendoy, *Lewis and Clark Trail, Pattee Creek Camp.*

Lewis County

Jacques Spur vicinity, *St. Joseph's Mission (Slickpoo)*, S of Jacques Spur on Mission Creek off U.S. 95.

Nez Perce County

Lapwai, *Fort Lapwai Officer's Quarters*, Phinney Dr. and C St. in Nez Perce National Park.
Lapwai, *Spalding.*

ILLINOIS

Cook County

Chicago, *McCarthy Building (Landfield Building)* NE corner of Dearborn and Washington Sts.
Chicago, *Methodist Book Concern (later Stop and Shop Warehouse)*, 12 W. Washington St.
Chicago, *Ogden Building*, 130 W. Lake St.
Chicago, *Oliver Building*, 159 N. Dearborn St.
Chicago, *Springer Block (Bay, State, and Kranz Buildings)*, 126–146 N. State St.
Chicago, *Unity Building*, 127 N. Dearborn St.

De Kalb County

De Kalb, *Haish Barbed Wire Factory*, corner of 6th and Lincoln Sts.

Lake County

Fort Sheridan, *Museum, Bldg. 33*, Lyster Rd.
Fort Sheridan, *Water Tower*, Bldg. 49, Leonard Wood Ave.

Williamson County

Wolf Creek Aboriginal Mound, Crab Orchard National Wildlife Refuge.

INDIANA

Monroe County

Bloomington, *Carnegie Library.*

St. Joseph County

Mishawaka, *180 NW Block*, properties fronting N. Main St. and W. Lincoln Way.

Vermillion County

Houses in SR 63/32 Project, jct. of SR 32 and SR 63 and 1st rd. S. of Jct.

IOWA

Boone County

Saylorville Archeological District (also in Polk and Dallas counties).

Muscatine County

Muscatine, *Clark, Alexander, Property*, 125–123 W. 3rd and 307, 309 Chestnut.

KANSAS

Douglas County

Lawrence, *Curtis Hall (Kiva Hall)*, Haskell Institute.

Pottawatomie County

Coffey Archeological Site, 14 PO 1.

KENTUCKY

Trigg County

Golden Pond, *Center Furnace*, N of Golden Pond on Bugg Spring Rd.

MAINE

Washington County

Machiasport, *Libby Island Light Station.*

MARYLAND

Anne Arundel County

Chestertown, *Bloody Point Bar Light*, on Chesapeake Bay.
Skidmore, *Sandy Point Shoal Light*, on Chesapeake Bay.

Baltimore County

Fort Howard, *Craghill Channel Upper Range Front Light*, on Chesapeake Bay.
Sparrows Point, *Craighill Channel Range Front Light*, on Chesapeake Bay.

Cecil County

Sassafras Elk Neck, *Turkey Point Light*, at Elk River and Chesapeake Bay.

Dorchester County

Hoopersville, *Hooper Island Light*, Chesapeake Bay-Middle Hooper Island.

Harford County

Havre De Grace, *Havre De Grace Light.*

St. Marys County

Piney Point, *Piney Point Light Station.*
St. Inigoes, *St. Inigoes Manor House*, Naval Electronic System Test and Evaluation Detachment.
St. Marys City, *Point No Point Light*, on Chesapeake Bay.

Talbot County

Tilgman Island, *Sharps Island Light*, on Chesapeake Bay.

MASSACHUSETTS

Barnstable County

Chatham vicinity, *Old Harbor U.S. Life Saving Station—U.S.C.G. Station*, North Beach.
North Eastham, *French Cable Hut*, jct. of Cable Rd. and Ocean View Dr.
Truro, *Highland House*, Cape Cod Light (Highland Light) area.

Bristol County

New Bedford, *Fire Station No. 4*, 79 S. 6th St.

Middlesex County

Watertown, *Commanding Officer's Quarters Bldg. 111, Watertown Arsenal*, 443 Arsenal St.
Wayland, *Old Town Bridge (Four Arch Bridge)*, Rte. 27, 1.5 mi. NW of Rte. 126 Jct.

Worcester County

North Brookfield, *Meadow Site No. 11*, Upper Quaboag River Watershed.

MICHIGAN

Little Forks Archeological District.

MINNESOTA

Beltrami County

Blackduct, *Rabideau CCC Camp Site*, S of Blackduct in Chippewa National Forest.

Winona County

Winona, *Second Street Commercial Block.*

MISSOURI

Buchanan County

St. Joseph, *Hall Street Historic District*, bounded by 4th St. on W. Robidoux on S. 10th on E, and Michel, Corby, and Ridenbaugh on N.

Dent County

Lake Spring, *Hyer, John, House.*

Franklin County

Leslie, *Nocer's Mill and adjacent Miller's House,* Rural Rte. 1.

MONTANA

Carbon County

Barry's Landing, *Bad Pass Trail (Sioux Trail),* Big Horn Canyon National Recreation Area.
Hardin, *Pretty Creek Site (Hough Creek Site),* Big Horn Canyon National Recreation Area.

Fergus County

Lewis & Clark Campsite, May 23, 1805.
Lewis & Clark Campsite, May 24, 1805.

Lewis and Clark County

Marysville, *Marysville Historic District.*

Ravalli County

Conner vicinity, *Alta Ranger Station,* S of Conner in Bitterroot National Forest.

Sheridan County

Medicine Lake, *Tipi Hills,* Medicine Lake National Wildlife Refuge.

NEVADA

Clark County

Indian Springs vicinity, *Tim Springs Petroglyphs,* N of Indian Springs.
Las Vegas vicinity, *Blacksmith Shop,* Desert National Wildlife Range.
Las Vegas vicinity, *Mesquite House,* Desert National Wildlife Range.
Las Vegas vicinity, *Mormon Well Corral,* NE of Las Vegas.

Nye County

Las Vegas vicinity, *Emigrant's Trail,* about 75 mi. NW of Las Vegas on U.S. 95.

Storey County (also in Washoe County)

Sparks vicinity, *Derby Diversion Dam,* on the Truckee River 19 mi. E of Sparks, along I 80.

Washoe County

Derby Division Dam, see Story County.

NEW JERSEY

Mercer County

Hamilton and West Windsor Townships, *Assunpink Historic District.*

Middlesex County

New Brunswick, *Delaware and Raritan Canal,* between Albany St. Bridge and Landing Lane Bridge.

Monmouth County

Long Branch, The Reservation, 1-9 New Ocean Ave.

Sussex County (also in Warren County)

Old Mine Road Historic District.

Warren County

Old Mine Road Historic District, see Sussex County.

NEW MEXICO

Dona Ana County

Placitas Arroyo, *Sites SCSPA 1—8.*

NEW YORK

Bronx County

New York, *North Brothers Island Light Station,* in center of East River.

Greene County

New York, *Hudson City Light Station,* in center of Hudson River.

New York County

New York, *Harlem Courthouse,* 170 E. 121st St.

Richmond County

New York, *Romer Shoal Light Station,* located in lower bay area of New York Harbor.

Schoharie County

Breakabeen, *Breakabeen Historic District,* between village of North Blenheim and Breakabeen.

Suffolk County

New York, *Fire Island Light Station,* U.S. Coast Guard Station.
New York, *Little Gull Island Light Station,* off North Point of Orient Point, Long Island.
New York, *Plum Island Light Station,* off Orient Point, Long Island.
New York, *Race Rock Light Station,* S. of Fishers Island, 10 mi. N. of Orient Point.

Ulster County

Kingston vicinity, *Esopus Meadows Light Station,* middle of Hudson River.
New York, *Rondout North Dike Light,* center of Hudson River at Jct. at Rondout Creek and Hudson River.
New York, *Saugerties Light Station,* Hudson River.

Westchester County

Port Washington vicinity, *Execution Rocks Light Station,* lower SW portion of Long Island Sound.

NORTH CAROLINA

Alamance County

Burlington, *Southern Railway Passenger Depot,* NE corner Main and Webb Sts.

Brunswick County

Southport, *Fort Johnston,* Moore St.

Caswell County (also in Rockingham Co.)

Archeological Sites CS-12, County Line Creek Watershed Project.
Womack's Mill, in County Creek Watershed Project (also in Rockingham County).

Cleveland County

Archeological Resources in Second Brood River Watershed Project, also in Rutherford County.

Cumberland County

Fayetteville, *Veterans Administration Hospital Confederate Breastworks,* 23 Ramsey St.

Dare County

Buxton, *Cape Hatteras Light,* Cape Hatteras National Seashore.

Durham County

Durham, *St. Joseph's A.M.E. Church,* Fayetteville St. at the Durham Expwy.

Hyde County

Ocracoke, *Ocracoke Lighthouse.*

New Hanover County

Wilmington, *Market Street Mansions District,* both sides of Market St. between 17th and 18th Sts.

Rockingham County

Archeological Sites CS-12 (see Caswell County).
Womack's Mill (see Caswell County).

Rutherford County

Archeological Resources in Second Brood River Watershed Project, see Cleveland County.

OHIO

Clermont County

Neville vicinity, *Maynard House,* 2 mi. E of Neville off U.S. 52.

Pickaway County

Williamsport vicinity, *The Shack (Daugherty, Harry, House),* 5.5 mi. NW of Williamsport.

Seneca County

Tiffin, *Old U.S. Post Office,* 215 S. Washington St.

OKLAHOMA

Comanche County

Fort Sill, *Blockhouse on Signal Mountain* off Mackenzie Hill Rd.
Fort Sill, *Camp Comanche Site,* E range on *Cache Creek.*
Fort Sill, *Chiefs Knoll, Post Cemetery,* N of Macomb Rd.
Fort Sill, *Geronimo's Grave,* N of Jct. of Dodge Hill and Elgin Rds.
Fort Sill, *Henry Post Air Field,* Post Rd.
Fort Sill vicinity, *Medicine Bluffs,* NW of Fort Sill.

Haskell County

Keota vicinity, *Otter Creek Archeological Site,* SW of Keota.

Kay County

Newkirk vicinity, *Bryson Archeological Site,* NE of Newkirk.

OREGON

Coos County

Charleston, *Cape Arago Light Station.*

Curry County

Port Orford, *Cape Blanco Light Station.*
Wolf Creek, *Rogue River Branch,* Star Rte. Box 78.

Douglas County

Winchester Bay, *Umpqua River Lighthouse.*

Josephine County

Whiskey Creek Cabin.

Klamath County

Crater Lake National Park, *Crater Lake Lodge.*

Lake County

Silver Lake, *Picture Rock Pass Petroglyphs Site.*

Lane County

Roosevelt Beach, *Heceta Head Lighthouse.*
Roosevelt Beach, *Heceta Head Light Station.*

Lincoln County

Agate Beach, *Yakuina Head Lighthouse.*

Sherman County

Grass Valley vicinity, *Mack Canyon Archeological Site,* at end of BLM access road adjacent to Deschutes River N of Maupin.

Tillamook County

Tillamook, *Cape Meares Lighthouse.*

Wasco County

Memaloose Island, River Mile 177.5 in Columbia River.

PENNSYLVANIA

Adams County

Gettysburg, *Barlow's Knoll,* adjacent to Gettysburg National Military Park.

Allegheny County

Bruceton, *Experimental Mine*, U.S. Bureau of Mines, off Cochran Mill Rd.

Berks County

Mt. Pleasant, *Berger-Stout Log House*, near jct. of Church Rd. and Tulephocken Creek.
Mt. Pleasant, *Conrad's Warehouse*, near jct. of Rte. 183 and Powder Mill Rd.
Mt. Pleasant, *Heck-Stamm-Unger Farmstead*, Gruber Rd.
Mt. Pleasant, *Miller's House*, jct. of Rte. 183 and Powder Mill Rd.
Mt. Pleasant, *O'Bolds-Billman Hotel and Store*, Gruber Rd. and Rt. 183.
Mt. Pleasant, *Pleasant Valley Roller Mill*, Gruber Rd.
Mt. Pleasant, *Reber's Residence and Barn*, on Tulephocken Creek.
Mt. Pleasant, *Union Canal*, Blue Marsh Lake Project area.

Clinton County

Lockhaven, *Apsley House*, 302 E. Church St.
Lockhaven, *Harvey, Judge, House*, 29 N. Jay St.
Lockhaven, *McCormick, Robert, House*, 234 E. Church St.
Lockhaven, *Mussina, Lyons, House*, 23 N. Jay St.

Huntingdon County

Brumbaugh Homestead, Raystown Lake Project.

Lehigh County

Dorneyville, *King George Inn and two other stone houses*, Hamilton and Cedar Crest Blvds.

Lycoming County

Williamsport, *Faxon Co., Inc.*, Williamsport Beltway.

Northampton County

Lehigh Canal.

Philadelphia County

Philadelphia, *Quartermaster's Depot, U.S. Marine Corps*, 1100 S. Broad St.

Washington County

Charleroi, *Ninth Street School.*

SOUTH CAROLINA

Charleston County

Charleston, *139 Ashley St.*
Charleston, *69 Barre St.*
Charleston, *69r Barre St.*
Charleston, *316 Calhoun St.*
Charleston, *316r Calhoun St.*
Charleston, *268 Calhoun St.*
Charleston, *274 Calhoun St.*
Charleston, *Old Rice Mill*, off Lockwood Dr.

SOUTH DAKOTA

Pennington County

Rapid City, *Rapid City Historic Commercial District*, portions of 612–632 Main St.

TENNESSEE

Henry County

Mt. Zion Church and Cemetery (United Baptist Church).

Monroe County

Vonore vicinity, *Tellico Blockhouse Site*, E of Vonore.

Stewart County

Dover vicinity, *Fort Henry Site*, NW of Dover.
Great Western Furnace.

Trousdale County

Dixon Springs, *McGee House.*

TEXAS

Bexar County

Fort Sam Houston, *Eisenhower House*, Artillery Post Rd.

El Paso County

Castner Range Archeological Sites.

Galveston County

Galveston, *U.S. Customhouse*, bounded by Avenue B, 17th, Water, and 18th Sts.

Uvalde County

Leon River Watershed Archeological Sites.

UTAH

Salt Lake County

Salt Lake City, *Karrick Building (Leyson-Pearsoll Building)*, 236 S. Main St.
Salt Lake City, *Lollin Block*, 238–240 S. Main St.

VERMONT

Franklin County

Highgate Falls, *Lenticular or Parabolic Truss Bridge*, over Missiquoi River.

Windsor County

Windsor, *Post Office Building.*

WASHINGTON

Benton County

Richland vicinity, *Wooded Island Archeological District*, N of Richland.

Clallam County

Olympic National Park Archeological District, Olympic National Park (also in Jefferson County).
Segium, *New Dungeness Light Station.*

Greys Harbor County

West port, *Grays Harbor Light Station.*

Jefferson County

Olympic National Park Archeological District (see Clallam County).

King County

Burton, *Point Robinson Light Station.*
Seattle, *Alki Point Light Station.*
Seattle, *West Point Light Station.*

Kitsap County

Hansville, *Point No Point Light Station.*

Pacific County

Ilwaco, *Cape Disappointment Light Station.*
Ilwaco, *North Head Light Station.*

Pierce County

Fort Lewis Military Reservation, *Captain Wilkes, July 4, 1841, Celebration Site.*
Longmire, *Longmire Cabin*, Mount Rainier National Park.

San Juan County

San Juan Islands, *Patos Island Light Station.*

Snohomish County

Mukilteo, *Mukilteo Light Station.*

WEST VIRGINIA

Cabell County

Huntington, *Old Bank Building*, 1208 3rd Ave.

Kanawha County

St. Albans, *Chilton House*, 439 B St.

Ohio County

Wheeling, *B & O Railroad Freight Station and Train Shed.*

Wood County

Parkersburg, *Wood County Courthouse.*
Parkersburg, *Wood County Jail.*

WISCONSIN

Ashland County

Ashland vicinity, *Madeline Island Site 7302.*

Door County

Chambers Island, *Chambers Island Light House Dwelling*, northern tip Chambers Island, Green Bay, Lake Michigan.

Milwaukee County

Milwaukee, *Plankinton, Elizabeth, House*, 1492 W. Wisconsin Ave.

WYOMING

Goshen County

Torrington, *Union Pacific Depot.*

Natrona County

Casper, *Cantonment Reno.*
Casper, *Castle Rock Archeological Site.*
Casper, *Dull Knife Battlefield.*
Casper, *Middle Fork Pictograph-Petroglyph Panels.*
Casper, *Portuguese Houses.*

Park County

Mammouth, *Chapel at Fort Yellowstone*, Yellowstone National Park.

PUERTO RICO

Mona Island, *Sardinero Site and Ball Courts.*

A. R. MORTENSEN,
Director, Office of Archeology and Historic Preservation.

[FR Doc.75-22969 Filed 8-29-75;8:45 am]

Reclamation Bureau

[INT DES 75-49]

RIO GRANDE AND MIDDLE RIO GRANDE PROJECTS, NEW MEXICO

Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental impact statement on a program to (1) more effectively meet New Mexico's water obligation under the Rio Grande Compact by providing efficient transport of water to Elephant Butte Reservoir, (2) conserve both surface and ground water, (3) reduce the rate of aggradation of the Rio Grande floodway, (4) provide effective flood control, and (5) provide increased safety for the public using Elephant Butte and Caballo Reservoirs in New Mexico. Written comments may be submitted to the Regional Director (address below) on or before October 17, 1975.

Copies are available for inspection at the following locations:

Office of Assistant to the Commissioner—Ecology, Room 7620, Bureau of Reclamation, Department of the Interior, Washington, D.C. 20240, telephone (202) 343-4991.
Division of Engineering Support, Technical Services Branch, E&R Center, Denver Federal Center, Denver, Colorado 80225, telephone (303) 234-3007.

Office of the Regional Director, Bureau of Reclamation, Herring Plaza, Box H-4377, Amarillo, Texas 79101, telephone (806) 376-2404.

Upper Rio Grande Basin Projects Office, Post Office Box 252, Albuquerque, New Mexico 87103, telephone (505) 766-3381.

Rio Grande Project, Post Office Drawer P, El Paso, Texas 79952, telephone (915) 543-7741.

Single copies of the draft statement may be obtained on request to the Commissioner of Reclamation or the Regional Director. Please refer to the statement number above.

Dated: August 27, 1975.

STANLEY D. DOREMUS,
Deputy Assistant Secretary of the Interior.

[FR Doc.75-23174 Filed 8-29-75;8:45 am]

DEPARTMENT OF THE TREASURY

Customs Service

[041062]

IMPORTATIONS OF CAB CHASSIS

Tariff Classification; Solicitation of Views

Under an established and uniform practice, importations of cab chassis (consisting of frame, suspension system, wheels, engine, steering mechanism, and cab) without bodies, having no cargo carrying capacity in their condition as imported, have been classified under the provision for chassis for automobile trucks, in item 692.20, Tariff Schedules of the United States (TSUS), and dutiable at the rate of 4 percent ad valorem.

The contention has been advanced that the described articles are unfinished trucks and, therefore, should be classified under the provision for automobile trucks valued at $1,000 or more, in item 692.02, TSUS, and dutiable at the modified rate of 25 percent ad valorem under item 945.69, TSUS, following General Headnote 10(h), TSUS.

As a decision to this effect would result in the assessment of duties at a rate higher than that previously assessed, notice is hereby given pursuant to § 152.15, Customs Regulations (19 CFR 152.15), that the Customs Service is reviewing its practice of classifying cab chassis.

Consideration will be given to any relevant data, views, or arguments pertaining to the correct classification of this merchandise which are submitted in writing to the Commissioner of Customs, Washington, D.C. 20229, not later than October 2, 1975.

G. R. DICKERSON,
Acting Commissioner of Customs.

Approved: August 22, 1975.

DAVID R. MACDONALD,
Assistant Secretary of the Treasury.

[FR Doc.75-23178 Filed 8-29-75;8:45 am]

[T.D. 75-219]

CLARKE O. WALKER

Cancellation With Prejudice of Customhouse Broker's License

AUGUST 26, 1975.

Notice is hereby given that the Commissioner of Customs on August 26, 1975, pursuant to section 641, Tariff Act of 1930, as amended (19 U.S.C. 1641), and § 111.51(b), Customs Regulations (19 CFR 111.51(b)), upon the specific request of Clarke O. Walker canceled with prejudice customhouse broker's license No. 4949 issued to him on April 29, 1974, for the Customs District of Cleveland. The Commissioner's decision is effective as of August 26, 1975.

VERNON D. ACREE,
Commissioner of Customs.

[FR Doc.75-23177 Filed 8-29-75;8:45 am]

Office of the Secretary

PRESIDENT'S LABOR-MANAGEMENT COMMITTEE

Meeting

Notice is hereby given that the President's Labor-Management Committee will meet in the Secretary's Conference Room in the Treasury Department on September 17, 1975, at 10 a.m.

The purpose of the meeting is to determine long term Federal policy options to encourage the creation of jobs.

A determination as required by section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463) has been made that this meeting is for the purpose of considering matters falling within the exemption to public disclosure set forth in section 552(b)(5) of Title 5 of the United States Code, and that the public interest requires such meeting be closed to public participation.

Dated: August 28, 1975

[SEAL] WARREN F. BRECHT,
Assistant Secretary (Administration).

[FR Doc.75-23355 Filed 8-29-75;9:49 am]

DEPARTMENT OF DEFENSE

Office of the Director, Defense Research and Engineering

HIGH ENERGY LASER REVIEW GROUP

Establishment, Organization and Functions

In accordance with the provisions of Public Law 92-463, Federal Advisory Committee Act, notice is hereby given that the High Energy Laser Review Group has been found to be in the public interest in connection with the performance of duties imposed on the Department of Defense by law. The Office of Management and Budget has also reviewed the Justification for this advisory committee and concurs with its renewal.

The nature and purpose of the High Energy Laser Review Group is to advise the Director of Defense Research and Engineering, on a continuing basis, regarding economical and effective research, development, test and evaluation efforts in the field of high-energy laser weapon systems that are conducted within the DoD and to relate them to other national laser research programs.

MAURICE W. ROCHE,
Director, Correspondence and Directives OASD (Comptroller).

AUGUST 27, 1975.

[FR Doc.75-23161 Filed 8-29-75;8:45 am]

Office of the Secretary

DDR&E HIGH ENERGY LASER REVIEW GROUP (HELRG) LASER BEAM CONTROL SUBPANEL

Notice of Closed Meeting

Pursuant to the provisions of Section 10 of Appendix I, Title 5, United States Code, notice is hereby given that a closed meeting of the DDR&E High Energy Laser Review Group Laser Beam Control Subpanel will be held on Thursday, September 18, 1975, at Kirtland Air Force Base, New Mexico.

The subject matter of the meeting is classified in accordance with subparagraph (1) of Section 552(b) of Title 5 of the U.S. Code.

MAURICE W. ROCHE,
Director, Correspondence and Directives, OASD (Comptroller).

AUGUST 27, 1975.

[FR Doc.75-23117 Filed 8-29-75;8:45 am]

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. 75-12]

HOWARD W. ELLZEY, M.D. MEMPHIS, TENNESSEE

Notice of Hearing

Notice is hereby given that on March 18, 1975, the Drug Enforcement Administration, Department of Justice, issued to Howard W. Ellzey, M.D., Memphis, Tennessee, an Order to Show Cause as to why the Drug Enforcement Administration Registration No. AE4369218 issued to him pursuant to section 303 of the Controlled Substances Act (21 U.S.C. 823) should not be revoked.

Thirty days having elapsed since said Order to Show Cause was received by the Respondent, and written request for a hearing having been filed by the Respondent with the Drug Enforcement Administration, Notice is hereby given that a hearing in this matter will be held commencing at 10 a.m., September 4, 1975, in Room 1210, Drug Enforcement

Administration, 1405 Eye Street, NW., Washington, D.C.

Dated: August 26, 1975.

HENRY S. DOGIN,
Acting Administrator,
Drug Enforcement Administration.

[FR Doc.75-23128 Filed 8-29-75;8:45 am]

PARKE, DAVIS & CO. AND ARENOL CHEMICAL CORP.

Notice of Registration

By Notice dated June 5, 1975, and published in the FEDERAL REGISTER on June 16, 1975; (40 FR 25499), the following manufacturers made application to the Drug Enforcement Administration to be registered as bulk manufacturers of the basic class of controlled substances listed below:

Parke, Davis & Company, 188 Holland Avenue, Holland, Michigan 49423 (February 23, 1975):

Drug:	Schedule
Methaqualone	II

Arenol Chemical Corporation, 40-33 23rd Street, Long Island City, N.Y. 11101 (May 9, 1975):

Drug:	Schedule
Methamphetamine	II
Amphetamine	II

No comments or objections having been received, and, pursuant to section 303 of the Comprehensive Drug Abuse Prevention and Control Act of 1970, and in accordance with 21 CFR 1301.43, the above firms are granted registration as bulk manufacturers of the basic class of controlled substances listed for each firm.

Dated: August 20, 1975.

HENRY S. DOGIN,
Acting Administrator,
Drug Enforcement Administration.

[FR Doc.75-23129 Filed 8-29-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Forest Service

SHAFER BUTTE PLANNING UNIT

Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for the Shafer Butte Planning Unit, Boise National Forest, Idaho. The Forest Service report number is USDA-FS-FES (Adm) R4-75-15.

The environmental statement identifies and evaluates the probable effects of the land use plan for the Shafer Butte Planning Unit on the Boise National Forest, Idaho. The purpose of the plan is to allocate the 49,000 acres of National Forest lands within the unit to specific resource uses and activities; establish management objectives; document management direction, management decisions, and necessary coordination between resource uses and activities; and provide for the protection, use, and development of the various resources within the planning unit. The plan provides for minimization of adverse effects and maximization of desirable effects.

This final environmental statement was transmitted to CEQ on August 25, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Room 3230, 12th St. and Independence Ave., SW., Washington, D.C. 20250.

Regional Planning Office, USDA, Forest Service, Federal Building, Room 4403, 324-25th Street, Ogden, Utah 84401.

Forest Supervisor, Boise National Forest, 1075 Park Boulevard, Boise, Idaho 83706.

District Forest Ranger, Boise Ranger District, 1075 Park Boulevard, Boise, Idaho 83706.

A limited number of single copies are available upon request from Forest Supervisor Edward C. Maw, Boise National Forest, 1075 Park Boulevard, Boise, Idaho 83706.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ Guidelines.

Dated: August 25, 1975.

P. M. REES,
Director, Regional
Planning and Budget.

[FR Doc.75-23140 Filed 8-29-75;8:45 am]

DEPARTMENT OF COMMERCE

Maritime Administration

[Docket No. S-463]

UNITED STATES LINES, INC.

Corrected Notice of Application

Notice of Application for the above company was given in the Federal Register of August 26, 1975, (40 FR 37244), indicating that United States Lines, Inc., had filed an application with the Maritime Subsidy Board pursuant to Title VI (46 U.S.C. 1171-1183) of the Merchant Marine Act, 1936, as amended (the Act), for a long-term, operating-differential subsidy agreement.

Said notice erroneously gave the date of the application of United States Lines, Inc., as August 1, 1974. The date of the application is August 1, 1975.

Said notice also omitted essential Trade Route No. 6 from the listing of essential trade routes on which United States Lines, Inc., proposes to operate. The applicant proposes to provide services which include areas or ports on essential Trade Route Nos. 4, 6, 5-7-8-9, 10, 11, 12, 13, 17, 23, 25, 26, and 29.

As the corrections herein made would not prejudice the rights of any party having interest in such application and desiring a hearing on issues pertinent to section 605(c) of the Act (46 U.S.C. 1175), the date by which petitions of leave to intervene must be filed remains at the close of business on September 15, 1975.

(Catalog of Federal Domestic Assistance Program No. 11.504 Operating-Differential Subsidies (ODS))

By Order of the Maritime Subsidy Board/Maritime Administration.

Dated: August 28, 1975.

JAMES S. DAWSON, JR.,
Secretary.

[FR Doc.75-23275 Filed 8-29-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Alcohol, Drug Abuse, and Mental Health Administration

MINORITY ADVISORY COMMITTEE

Notice of Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), announcement is made of the following National Advisory body scheduled to assemble the month of September 1975:

MINORITY ADVISORY COMMITTEE, ADAMHA

September 19; 9:30 a.m.—Open.

Conference Room 14-105, Parklawn Bldg., Rockville, Maryland.

Contact Ernest F. Hurst, Parklawn Bldg., Rm. 13C-15, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-3838.

Purpose: The Minority Advisory Committee, ADAMHA, advises the Secretary, Department of Health, Education, and Welfare, and the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, on needs, programs, and activities regarding minority alcohol, drug abuse, and mental health matters, and makes recommendations for possible solutions which meet the needs and concerns of minority groups throughout the United States. The Committee functions in an advisory capacity to the Administrator, ADAMHA, on these matters which relate to the National Institute on Alcohol Abuse and Alcoholism, National Institute on Drug Abuse, and the National Institute of Mental Health.

Agenda: This meeting will be open to the public. The agenda will include (1) consideration of the FY 1976 Operating Plan, (2) a Report on Early and Periodic Screening, Diagnosis, and Treatment Program, and (3) discussion with the Administrator of ADAMHA plans, programs, and priorities. Agenda items are subject to change as priorities dictate. Attendance by the public will be limited to space available.

Substantive program information may be obtained from the contact person listed above.

Mr. James C. Helsing, Deputy Director, Office of Public Affairs, ADAMHA, will furnish, on request, summaries of the meeting and a roster of committee members. Mr. Helsing is located in Room 16-95, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20852, telephone 301-443-3783.

Dated: August 26, 1975.

CAROLYN T. EVANS,
Committee Management Officer,
Alcohol, Drug Abuse, and
Mental Health Administration.

[FR Doc.75-23118 Filed 8-29-75;8:45 am]

Food and Drug Administration

[Docket No. 75N-0243]

FEDERAL-STATE COOPERATIVE PROGRAMS

Codification of Pasteurized Milk Ordinance and Interstate Milk Shippers Program

On May 5, 1975, a notice was published in the FEDERAL REGISTER (40 FR 19513) announcing the availability of a draft of proposed regulations for pasteurized milk in interstate commerce to be issued as Parts 960 through 966 of Subchapter I—Federal-State Cooperative Programs, of Chapter I, Title 21 of the Code of Federal Regulations.

Copies of the draft were distributed to the Federal, State, and industry groups that would be most directly affected if the proposed regulations were adopted, and copies were made available through the office of the Food and Drug Administration Hearing Clerk to any other interested person. A period of 90 days was provided, until August 4, 1975, for submitting comments on the draft to the office of the Hearing Clerk.

During the comment period, the chairman of the National Conference on Interstate Milk Shipments (NCIMS), which consists of State regulatory officials responsible for milk sanitation, met with Food and Drug Administration officials to discuss this matter and submitted a formal resolution in behalf of the NCIMS. The NCIMS opposes publication of the proposed regulations as Federal regulations. In addition, the NCIMS requested a 12-month extension of time to review the draft of the proposed regulations and prepare a response.

Similar requests were also received from the National Association of State Departments of Agriculture, the National Milk Producers Federation, the Milk Industry Foundation, and others.

Based on these discussions and written comments on the subject draft, the Commissioner of Food and Drugs has concluded that he would take no further formal action on the proposed codification of the Pasteurized Milk Ordinance and the Interstate Milk Shippers Program until at least 30 days after the next NCIMS meeting, which is expected to be held early in 1976. At that time and after considering any report that the NCIMS may submit, the Commissioner will determine what course of action is appropriate.

Pertinent views and information may continue to be submitted to the Bureau of Foods, Dairy and Lipid Products Branch (HFF-415), Food and Drug Administration, 200 C St. SW., Washington, DC 20204. All submissions will be considered prior to taking formal action.

Dated: August 25, 1975.

A. M. SCHMIDT,
Commissioner of Food and Drugs.

[FR Doc.75-23119 Filed 8-29-75;8:45 am]

Office of Education

COLLEGE LIBRARY RESOURCES PROGRAM

Notice of Closing Date for Receipt of Applications

Notice is hereby given that pursuant to the authority contained in Part A of Title II of the Higher Education Act of 1965 (20 U.S.C. 1021-1028), applications for basic grants are being accepted from institutions of higher education and other public and private nonprofit library agencies whose primary function is to provide library and information services to institutions of higher education on a formal cooperative basis. Processing of these applications will be subject to the availability of funds.

Applications must be received by the U.S. Office of Education Application Control Center on or before November 17, 1975.

A. *Applications sent by mail.* An application sent by mail should be addressed as follows: U.S. Office of Education, Application Control Center, 400 Maryland Avenue, S.W., Washington, D.C. 20202, Attention: 13:406. An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than November 12, 1975, as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail room in Washington, D.C. In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.

B. *Hand delivered applications.* An application to be hand delivered must be taken to the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, S.W., Washington, D.C. Hand delivered applications will be accepted daily between the hours of 8 a.m. and 4 p.m. Washington, D.C. time except Saturdays, Sundays, or Federal holidays. Applications will not be accepted after 4 p.m. on the closing date.

C. *Program information and forms.* Information and application forms will be sent to all institutions which have previously participated in the program. This notice, however, is the official notification of the acceptance of basic grant applications under this program. Other institutions desiring to participate may obtain information and application forms from the Office of Libraries and Learning Resources, Division of Library Programs, Bureau of School Systems, Regional Office Building Three, 7th and D Streets, S.W., Washington, D.C. 20202, Attention: 13.406.

D. *Applicable regulations.* The regulations applicable to this program include the Office of Education General Provisions Regulations (45 CFR Part 100a) and the College Library Resources regulations published in the FEDERAL REGISTER on November 18, 1974 at 40494.

(20 U.S.C. 1021-1028)

Dated: August 26, 1975.

(Catalog of Federal Domestic Assistance Number 13:406; College Library Resources Program)

T. H. BELL,
U.S. Commissioner of Education.

[FR Doc.75-23114 Filed 8-29-75;8:45 am]

Office of the Secretary

FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED

Periodic Interim Payments

On July 16, 1975, there was published in the FEDERAL REGISTER (40 FR 29815) a final amendment to Subpart D of Regulations No. 5 (20 CFR Part 405), to become effective on August 15, 1975. This amendment requires that periodic interim payments (PIP) be made for no less than a 2 week period of services, with a payment interval of 2 weeks between the end of the period of services to which the payment applies and the date of payment, such interval creating an average lag of 3 weeks between delivery of an ypayment for services. These requirements change the payment interval and service period for those providers which as of the effective date of the regulations were receiving weekly PIP payments with no interval between the end of the weekly period of services and the payment applicable to it. In paragraph (1) of the Preamble to this amendment appeared the statement that intermediaries will be instructed to conform the reimbursement schedules of those providers receiving payment under already existing forms of the PIP mechanism to the revised payment schedule requirements and place all these providers in payment status under the revised schedule no later than September 15, 1975. Although the Department still believes the average 3 week lag is appropriate, strict adherence to the September 15, 1975, implementation date could result in the nonpayment of program reimbursement to over 800 hospitals on the PIP method for approximately four consecutive weeks. This effect is undesirable. It will create extraordinary cash flow problems for these hospitals, especially those located in the large urban centers, making it necessary for the hospitals to borrow equivalent funds from conventional lending sources.

Because it is realized that the time allowed by this amendment to place these

providers on the revised payment schedule will cause a severe fiscal problem for them, the Secretary has determined that additional time should be allowed to permit a phase-in of the revision of payment schedules for those providers receiving payment under pre-existing PIP mechanisms. Accordingly, this notice amends the Preamble to the final PIP regulations to provide for full implementation by May 31, 1976, rather than September 15, 1975. This change can be accomplished without affecting the objectives of the PIP regulations.

For the reasons given above, to alleviate fiscal problems which may occur for certain providers in the implementation of the final regulations, good cause exists to make this notice effective immediately. The date by which providers must be placed on the revised payment schedule is hereby changed to May 31, 1976, from September 15, 1975.

Dated: August 27, 1975.

DAVID MATTHEWS,
Secretary of Health, Education, and Welfare.

[FR Doc.75-23291 Filed 8-29-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

[Docket No. EX75-22; Notice 2]

MOTOR COACH INDUSTRIES, INC.

Petition for Modification of Temporary Exemption From Federal Motor Vehicle Safety Standard

The National Highway Traffic Safety Administration has decided not to grant the petition by General Motors Corporation ("GM") to modify the temporary exemption from Federal Motor Vehicle Safety Standard No. 121, *Air Brake Systems*, granted Motor Coach Industries ("MCI").

Notice of the petition was published on July 7, 1975 (49 FR 28504), and an opportunity afforded for comments.

By an order published March 18, 1975 (40 FR 12307), the Administrator granted MCI and TMC (an allied corporation) "NHTSA Temporary Exemption Nos. 75-6A for MC5-B buses, expiring May 1, 1975, and 75-6B for MC-8 buses, expiring September 1, 1975, from Motor Vehicle Safety Standard No. 121 (paragraph S5.3.1 only.)" GM asked that the scope of the exemption be narrowed and that the MC-8 buses be retrofitted to comply with Standard No. 121. Specifically, GM stated that MCI's problem concerned only the lightly loaded third axle and that "MCI should be required to meet all the requirements of FMVSS 121 including the majority of S5.3.1 except for the lightly loaded third axle which should be exempted only from the 'no-lockup' requirements of S5.3.1." In addition GM argued that "once the problem with the * * * computer on the third axle has been resolved, MCI should be able to retrofit each MC-8 bus manufactured during the exemption period and thus bring each of the buses into complete compliance with FMVSS 121." GM believed that "such a requirement would significantly alleviate the serious competitive disadvantages which non-exempt intercity bus manufacturers and their customers will experience during the exemption period," thus reducing "the substantial manufacturing cost and owner maintenance cost differences between exempt and non-exempt intercity buses." Finally it argued that retrofitting is in the public interest since the vehicles concerned are public conveyances that will be in continuous use over many years.

On July 7, 1975, the Administrator announced that he was considering granting GM's request in part. With respect to modifying the total exemption from S5.3.1, *Stopping distance-trucks and buses*, the NHTSA understood that MCI was, in fact, complying with all portions of S5.3.1 except the portion prohibiting lockup of the third axle. The NHTSA had also learned that MC-8 coaches produced by TMC and one-half of MCI's MC-8 production since the grant of the exemption had conformed with standard No. 121. NHTSA understood also that around July 1, 1975, MCI intended to install an anti-lock wiring harness as part of its production process. The Administrator therefore considered terminating Temporary Exemption No. 75-6B and issuing a new exemption that would expire September 1, 1975, conditioned upon retrofit by January 1, 1976, of all vehicles produced under the new exemption. The proposed effective date was the date of issuance of the new exemption.

Comments were received only from GM and MCI. GM again reiterated its original request that MCI be required to retrofit all non-conforming buses produced under the exemption. MCI advises that "they are phasing the anti-skid on all MC-8 coaches on the start of the assembly line as per June 25, 1975 with delivery to the customer scheduled for August 5, 1975." It therefore appears that MCI has acted in good faith to comply with Standard No. 121 in advance of the expiration of Exemption No. 75-6B, and that all its production will conform not later than August 5, 1975. The NHTSA therefore has determined that events have made unnecessary or impracticable the action proposed on July 7, 1975, and GM's petition is therefore denied.

(Sec. 3, Pub. L. 92-548; 86 Stat. 1159 (15 U.S.C. 1417); delegation of authority at 49 CFR 1.51.)

Issued on August 27, 1975.

ROBERT L. CARTER,
Acting Administrator.

[FR Doc.75-23125 Filed 8-29-75;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket 26510]

DOMESTIC NIGHT COACH FARE INVESTIGATION

Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on September 29, 1975, at 10 a.m. (local time), in Room 726, Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C., before the undersigned administrative law judge.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to the prehearing conference report served on March 21, 1975, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., August 26, 1975.

[SEAL] GREER M. MURPHY,
Administrative Law Judge.

[FR Doc.75-23175 Filed 8-29-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[OPP-50028; FRL 423-1]

HERCULITE PROTECTIVE FABRICS CORP.

Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to Herculite Protective Fabrics Corporation, New York, N.Y. 10010. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 8730-EUP-2) allows the use of a total of 5.09 pounds of chlorpyrifos on cockroaches and waterbugs in residential, commercial, industrial, and institutional buildings. The program is authorized only in the States of California, Connecticut, Florida, Georgia, Indiana, Louisiana, Maryland, Michigan, New York, Oklahoma, Oregon, Tennessee, Texas, and Wisconsin. The experimental use permit is effective from August 3, 1975, to August 3, 1976.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23073 Filed 8-29-75;8:45 am]

[OPP-50030; FRL 423-3]

MOBIL CHEMICAL CO.

Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to Mobil Chemical Company, Richmond, Virginia 23261. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 2224-EUP-8) allows the use of 1,000 pounds of ethoprop on sugarcane to control nematodes and wireworms. A total of 250 acres is involved; the program is authorized only in Florida. The experimental use permit is effective from August 13, 1975, to August 13, 1976. A permanent tolerance for residues of the active ingredient in or on the raw agricultural commodity has been established.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., SW., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23074 Filed 8-29-75;8:45 am]

[OPP-50029; FRL 423-2]

NORTH DAKOTA STATE UNIVERSITY

Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to North Dakota State University, Fargo, North Dakota 58102. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 35963-EUP-2) allows the use of 4 pounds of carbaryl (1-naphthyl methylcarbamate) on rangeland to control grasshoppers. A total of 50 acres is involved; the program is authorized only in North Dakota. This permit is being issued with the understanding that treated rangeland will not be used for grazing purposes. The experimental use permit is effective from August 11, 1975, to June 20, 1976.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M. St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23075 Filed 8-29-75;8:45 am]

[OPP-50026; FRL 422-8]

PHOSTOXIN SALES, INC.

Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to Phostoxin Sales, Inc., Minneapolis, Minnesota 55435. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 5857-EUP-2) allows the use of 196.04 pounds of aluminum phosphide on various insects on stored grain. The total amount of stored grain is approximately 300,000 bushels; the program is authorized only in the States of Louisiana, Oregon, and Texas. The experimental use permit is effective from August 9, 1975, to August 9, 1976. Tolerances have been established for residues of the pesticide chemical on the raw agricultural commodities to be treated.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23076 Filed 8-29-75;8:45 am]

[OPP-50031; FRL 423-4]

UNION CARBIDE CORP.

Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to Union Carbide Corporation, Washington, D.C. 20006. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 1016-EUP-32) allows the use of 600 pounds of carbaryl (1-Naphthyl methylcarbamate) on cotton. A total of 120 acres is involved; the program is authorized only in Texas. The experimental use permit is effective from August 13, 1975, to February 27, 1976. Permanent tolerances for residues of the pesticide chemical in or on cottonseed and forage have been established.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23077 Filed 8-29-75;8:45 am]

[OPP—180047; FRL 422-4]

MINNESOTA DEPARTMENT OF AGRICULTURE

Issuance of Specific Exemption To Control Wild Rice Worm

Pursuant to the provisions of section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), notice is hereby given that the Environmental Protection Agency (EPA) has granted a specific exemption to the Minnesota Department of Agriculture (hereafter referred to as the "Applicant") to use Malathion for the control of the wild rice worm (*Apamea apamiformis*) which is destroying the commercial wild rice crop in twenty (20) counties in Minnesota. This exemption was granted in accordance with, and is subject to, the provisions of 40 CFR Part 166, issued December 3, 1973 (38 FR 33303), which prescribes requirements for exemption of Federal and State agencies for use of pesticides under emergency conditions.

This notice contains a summary of certain information set forth in the application. For more detailed information, interested parties are referred to the application on file in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., SW, Room E-347, Washington DC 20460.

The State of Minnesota, through the Applicant, has requested permission from EPA to treat 25,000 acres of its wild rice crop infested with the wild rice worm with a Malathion formulation. No registered pesticides or alternative methods of control are presently available to control this pest. However, application of Malathion EC formulation on grain crops, including rice, is a registered use pattern. The recommended dosage rate for control of several insects on grains is 1.0 pound of actual Malathion per acre, which is the amount of actual ingredient the Applicant will use. A tolerance of 8.0 ppm has been established for Malathion on domestic rice.

The twenty counties to be treated are: Aitkin, Beltrami, Carlton, Cass, Clearwater, Crow Wing, East Polk, Hubbard, Isanti, Itasca, Kanabec, Koochiching, Lake of the Woods, Mill Lacs, Morrison, Pennington, Pine, Red Lake, Saint Louis, and Wadena. The pesticide will be applied aerially in an emulsifiable concentrate spray. EPA Region V personnel will assist the Applicant in monitoring the program, which will begin in less than six weeks and will be completed within 10 days.

Economic statements provided by the Applicant have indicated that the 25,000 acre commercial wild rice crop is expected to yield a total of 4 to 5 million pounds of green rice valued at 4 to 5 million dollars. Without the use of Malathion, the economic loss to this crop attributable to the wild rice worm is estimated at 80 percent, i.e., as much as four (4) million dollars. A loss of this magnitude would constitute complete crop failure.

The proposed use of Malathion EC should not cause any irreversible short term or long term adverse effects on the environment. The Fish and Wildlife Service, U.S. Department of the Interior, has reported that one endangered species, the Timber Wolf (*Canis lupus lycaon*), is found occasionally in the counties listed. In addition, two endangered migratory avian species, the Whooping Crane (*Grus americana*) and the Arctic Peregrine Falcon (*Falco peregrinus tundrius*), pass through the area; however, both species will be located north of Minnesota during the rice growing season.

After reviewing the application and other available information, EPA has determined that (a) a pest outbreak of wild rice worms has occurred; (b) there is no pesticide presently registered and available for use to control the wild rice worm in Minnesota; (c) there are no alternative means of control, taking into account the efficacy and hazard; (d) significant economic problems may result if the wild rice worms are not controlled; and (e) the time available for action to mitigate the problems posed is insufficient for a pesticide to be registered for this use. Accordingly, the Applicant has been granted a specific exemption to use the pesticide listed above to the extent and in the manner set forth in the application. The exemption is also subject to the following restrictions:

(1) A Malathion EC product bearing labeling appropriate to aerial application will be used;

(2) A maximum of 35,000 pounds of actual Malathion will be used;

(3) The dosage rate shall not exceed one (1) pound of actual Malathion per acre per application;

(4) The counties to be treated are limited to the ones listed in this notice;

(5) Applications of Malathion are prohibited within seven (7) days of harvest;

(6) Wild rice grains with residue levels not exceeding 8.0 ppm may be offered in interstate commerce;

(7) Personnel of the Entomology Extension Service, University of Minnesota, will collect efficacy and residue data pursuant to seeking registration for this insect and use pattern under section 3 of the amended FIFRA; and

(8) The Applicant will avoid spraying over fish-bearing waters.

It should be noted that if the Administrator determines that the Applicant is not complying with the requirements set forth or if such action is necessary to protect man or the environment, the exemption shall be immediately withdrawn.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23078 Filed 8-29-75;8:45 am]

[OPP—180048; FRL 422-5]

SOUTH DAKOTA STATE UNIVERSITY

Issuance of Specific Exemption To Control Grasshoppers

Pursuant to the provisions of section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), notice is hereby given that the Environmental Protection Agency (EPA) has granted a specific exemption to South Dakota State University (hereafter referred to as the "Applicant") to use toxaphene to treat 20,000 acres of the commercial sunflower crop in South Dakota to control grasshopper populations. This exemption was granted in accordance with, and is subject to, the provisions of 40 CFR Part 166, issued December 3, 1973 (38 FR 33303), which prescribes requirements for exemption of Federal and State agencies for use of pesticides under emergency conditions.

This notice contains a summary of certain information set forth in the application. For more detailed information, interested parties are referred to the application on file in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Room E-347, Washington, D.C. 20460.

The State of South Dakota, through the Applicant, has requested permission from EPA to treat 20,000 acres of the commercial sunflower crop with toxaphene to control various species of grasshopper populations which are significantly reducing the stand density of the crop; twenty-five (25) counties are involved. There appear to be no viable alternative efficacious registered pesticides nor alternative methods of control available to control this pest.

The counties in which treatment may occur are: Beadle, Brookings, Brown, Campbell, Clark, Codington, Davison, Day, Deuel, Edmunds, Faulk, Grant, Hamlin, Hand, Hughes, Hyde, Kingsbury, Marshall, McPherson, Perkins, Potter, Roberts, Spink, Sully, and Walworth. The pesticide is to be applied by air and ground equipment by spray operators licensed by the State. The spray application will occur under the direction of State Extension Service entomologists. Economic analyses based on projected figures from the U.S. Department of Agriculture indicate that, without the exemption, damage attributable to grasshopper feeding would constitute a complete crop failure on the affected 20,000 acres.

The proposed use of toxaphene, with the restriction against applications on or near water reserviors, rivers, streams, or wetland areas, should not cause any irreversible short-term or long-term effects on the environment; the Office of Endangered Species, U.S. Department of the Interior (USDI), reports that no endangered species are known to be present in the proposed pesticide treatment area. However, it should be noted that, according to the Fish and Wildlife Service, USDI, the proposed treatment area contains 700,000 acres of wetlands which comprise a major breeding area for migratory waterfowl. The Fish and Wildlife Service (FWS) estimates that there are 1.5 million breeding ducks currently in the treatment area. There are also two National Waterfowl Sanctuaries (Waubay in Day County and Sand Lake in Brown County) and an area where the FWS is attempting to establish a resident population of Canadian geese. Consultations with the Applicant have indicated that the restriction against spraying in or near wetland areas will be likely to minimize possible adverse impact on these waterfowl.

After reviewing the application and other available information, EPA has determined that (a) a pest outbreak of grasshoppers on sunflowers has occurred; (b) there is no pesticide presently registered and available for use to control the grasshopper populations in South Dakota; (c) there are no alternative means of control, taking into account the efficacy and hazard; (d) significant economic loss to the commercial sunflower crop is likely to occur if the grasshoppers are not controlled, and (e) the time available for action to mitigate the problem posed is insufficient for a pesticide to be registered for this use. Accordingly, the Applicant has been granted a specific exemption to use the pesticide noted above until September 1, 1975, to the extent and in the manner set forth in the application. The specific exemption is also subject to the following restrictions:

(1) The dosage rate shall not exceed 2.0 pounds per acre actual toxaphene;

(2) The treated acreage shall not exceed 20,000 acres;

(3) The counties to be treated are limited to those listed in this notice;

(4) Leaves and stalks of the treated sunflower crops are not to be used for livestock feed;

(5) The Applicant must supervise any aerial application to avoid or minimize drift to non-target areas;

(6) The Applicant is responsible for collecting data on the efficacy of the toxaphene spray program and will submit a report of the results to the Registration Division by December 1, 1975;

(7) Personnel of EPA Region VIII shall be informed of the times and places of toxaphene applications so that monitoring activities of EPA can be coordinated with those of the Applicant; and

(8) A residue level not to exceed 7.0 ppm in or on sunflower seeds has been determined to be adequate to protect the public health. The Food and Drug Administration, U.S. Department of Health, Education and Welfare, has been advised of the action. Sunflower seeds not exceeding this level may be offered in interstate commerce.

It should be noted that if the Administrator determines that the Applicant is not complying with the requirements set forth or if such action is necessary to protect man or the environment, the exemption shall be immediately withdrawn.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc. 75-23079 Filed 8-29-75;8:45 am]

[OPP—180049; FRL 422-6]

TEXAS PARKS AND WILDLIFE DEPARTMENT

Issuance of Specific Exemption To Control Water Hyacinths and Alligatorweed

Pursuant to the provisions of section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), notice is hereby given that the Environmental Protection Agency (EPA) has granted a specific exemption to the Texas Parks and Wildlife Department (hereafter referred to as the "Applicant") to use 2,4-D (2,4-Dichlorophenoxyacetic acid) herbicide to control water hyacinths and alligatorweed infesting nonmoving waters in the North Coastal area of Texas. This exemption was granted in accordance with, and is subject to, the provisions of 40 CFR Part 166, issued December 3, 1973 (38 FR 33303), which prescribes requirements for exemption of Federal or State agencies for use of pesticides under emergency conditions.

This notice contains a summary of certain information set forth in the application. For more detailed information, interested parties are referred to the application on file in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Room E-347, Washington, D.C. 20460.

. Water hyacinth, *Eichhornia crassipes* (Mart) Solms, and alligatorweed, *Alternanthera philoxeroides* (Mart) Griesh, infestations adversely affect navigation, drainage, irrigation, recreation, and public health. Numerous complaints concerning these infestations have been brought to the attention of State representatives by local communities and individuals. The weed infestations result in the inaccessability of boat docking facilities and fishing waters and introduce boating hazards. The weeds clog irrigation and drainage channels as well. There are indications that high densities of these aquatic weeds provide habitat for large populations of Anopheline mosquitoes which are potential disease vectors. Aquatic weeds in these waters are a problem because the warm climate provides for nearly continuous plant growth.

The herbicide 2,4-D appears to be the most efficient means of controlling water hyacinth; the *Agasicles* flea beetle has not effected control of alligatorweed when used alone, but exerts some control when integrated with a chemical control program. The butoxyethanol ester (B.E.E.) formulation of 2,4-D is the only chemical that will be used. The formulation does not require surfactants, antifoam agents, or oil-based "spreader-sticker" additives.

The formulation will be applied by tank-equipped boats with the required amount of 2,4-D B.E.E. The material will be applied at low pressure and low volume to reduce the amount of rapidly biodegradable material of this 0.5–0.75% formulation getting into the water. Approximately 200 gallons (800 pounds acid equivalent) will be required to control some 266 acres of water hyacinths and 500 gallons (2,000 pounds acid equivalent) to treat 675 acres of alligatorweed. The alligatorweed suppression program will utilize the *Agasicles* flea beetle in an integrated chemical and biological control program. Areas to be treated are nonmoving waters of lakes, ponds, marsh areas, coastal bayous, and ox-bow lakes or sloughs in the North Coastal area of Texas. The principal areas proposed for treatment are Lake Corpus Christi, Guadalupe River at Port Lavaca, and Lake Livingston on the Trinity River. All of these areas are nonmoving waters and are finalized by saltwater barriers or dams. The Applicant will conduct the herbicide applications under contract with the U.S. Corps of Engineers, Galveston District.

The Applicant alleged that annual economic benefits in the interest of recreation, restoration of waterfront land values, and restoration of lost water caused by transpiration of the weeds is approximately $194,000.

The personnel performing the field work under contract to the U.S. Corps of Engineers have been highly trained in aquatic plant control work. No short-term or long-term irreversible environmental effects are anticipated as a result of this control program, which will commence upon notification of approval by the EPA.

After reviewing the application and other available information, EPA has determined that (a) a pest outbreak of water hyacinths and alligatorweed has occurred; (b) there is no pesticide presently registered and available for use to control water hyacinths and alligatorweed in these areas in Texas; (c) there are no alternative means of control, taking into account the efficacy and hazard; (d) significant economic, environmental or health problems may result if the pests are not controlled; and (e) the time available for action to mitigate the problems posed is insufficient for a pesticide to be registered for this use. Accordingly, the Applicant has been granted a specific exemption to use the pesticide noted above until December 31, 1975, to the extent and in the manner set forth in the application. The specific exemption is also subject to the following restrictions:

(1) A butoxyethanol ester formulation (4 pounds acid equivalent) of 2,4-D will be applied from boats at the rate of 2.0 to 3.0 pounds acid equivalent per acre;

(2) The treatment areas are limited to those listed in this notice;

(3) Personnel of the Texas Parks and Wildlife Department experienced in aquatic weed control will supervise all control operations;

(4) No waters intended for human drinking supplies may be treated;

(5) Rice grain harvested from paddies irrigated with 2,4-D treated water may be offered in interstate commerce, provided that the interim tolerance of 0.1 ppm for 2,4-D residues is not exceeded; and

(6) A maximum of 2,800 pounds acid equivalent of the butoxyethanol ester of 2,4-D will be used.

It should be noted that if the Administrator determines that the Applicant is not complying with the requirements set forth or if such action is necessary to protect man or the environment, the exemption shall be immediately withdrawn.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23080 Filed 8-29-75;8:45 am]

[OPP-180050; FRL 422-7]

WASHINGTON STATE DEPARTMENT OF AGRICULTURE

Issuance of Specific Exemption To Control Twospotted Spider Mite

Pursuant to the provisions of section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), notice is hereby given that the Environmental Protection Agency (EPA) has granted a specific exemption to the Washington State Department of Agriculture (hereafter referred to as the "Applicant") to use TEPP (tetraethyl pyrophosphate) for the control of twospotted spider mites which are threatening to destroy the 22,000 acre commercial hop

crop in three (3) counties in Washington State. This exemption was granted in accordance with, and is subject to, the provisions of 40 CFR Part 166, issued December 3, 1973 (38 FR 33303), which prescribes requirements for exemption of Federal and State agencies for use of pesticides under emergency conditions.

This notice contains a summary of certain information set forth in the application. For more detailed information, interested parties are referred to the application on file in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Room E-347, Washington, D.C. 20460.

According to the Applicant, the two-spotted spider mite (*Tetranychus urticae* Koch) is normally present in Washington hop yards. Climatic and growing conditions are ideal for development of a mite infestation. Although several miticides are registered for use on hops, Washington State University entomologists alleged that none of the registered miticides were viable options for one or more of various reasons: (1) the spider mites were resistant to the other miticides; (2) aerial applications were precluded because of ineffectiveness or labeling restrictions; and/or (3) the required pre-harvest interval excluded application at the time required. Ground pesticide applications were not feasible because of damage to hop foliage, lodged hops, and irrigation equipment. TEPP has prevented economic damage to the hop crop by this pest in previous years. The Applicant has requested to treat the 22,000 acre commercial hop crop with two (2) pounds of actual TEPP per acre in a single aerial application to suppress populations of the twospotted spider mite which are threatening to destroy one-third (⅓) of the commercial crop in Benton, Pierce, and Yakima Counties. The pesticide will be applied by licensed aerial applicators under the Applicant's supervision between August 10 and September 30, 1975. The time interval is mandated by variation in maturation periods of the crops. A three-day pre-harvest interval will be maintained.

The State of Washington produces about two-thirds of the national hop crop, which is worth approximately 50 million dollars to the growers. Therefore, the anticipated loss attributable to the mites of one-third of the Washington crop represents an economic loss of ten (10) million dollars, or twenty (20) percent of the value of the U.S. hop crop.

The Applicant cited the following factors which contribute to a relatively low probability of exposure of man to harmful residues of TEPP from hops: (1) raw hops are never consumed by humans and hops are kiln-dried following harvest; (2) one-fourth pounds of hops are added to each thirty-one (31) gallons of beer, a 1:1,000 dilution by weight; and (3) fermentation in the brewing vats results in additional breakdown of pesticide residues. However, TEPP exhibits acute toxicity to fish and wildlife species, epecially avian species. Accordingly, the Fish and Wildlife Service, U.S. Department of the Interior (USDI), has suggested that the Applicant establish liaison with the Washington State Departments of Fisheries and Game. Additionally, the Office of Endangered Species, USDI, has reported that the American Peregrine Falcon, *Falco peregrinus anatum*, an endangered species, is endemic within the three counties proposed for treatment.

After reviewing the application and other available information, EPA has determined that (a) a pest outbreak of twospotted spider mites has or is about to occur; (b) there is no pesticide presently registered and available for use to control the twospotted spider mite in Washington State; (c) there are no alternative means of control, taking into account the efficacy and hazard; (d) significant economic problems may result if the two-spotted spider mites are not controlled; and (e) the time available for action to mitigate the problems posed is insufficient for a pesticide to be registered for this use. Accordingly, the Applicant has been granted a specific exemption to use the pesticide noted above until September 30, 1975, to the extent and in the manner set forth in the application. The specific exemption is also subject to the following restrictions:

(1) Aerial applications of TEPP are limited to one (1) at the rate of two (2.0) pounds of actual ingredient per acre;

(2) Total acreage treated shall not exceed 22,000 acres;

(3) A maximum of 44,000 pounds of actual TEPP will be applied;

(4) Treatment area is limited to the three counties listed in this notice;

(5) No applications may occur within three (3) days of harvest of the hops;

(6) The Applicant is responsible for supervising all aerial applications;

(7) The Applicant is advised that the American Peregrine Falcon, an endangered species, is endemic to the treatment area and is at risk. Therefore, liaison shall be established among the Applicant and the Washington State Departments of Fisheries and Game to minimize any adverse effects on fish and wildlife resources; and

(8) Hops with residue levels not exceeding 0.1 ppm of TEPP may be offered in interstate commerce.

It should be noted that if the Administrator determines that the Applicant is not complying with the requirements set forth or if such action is necessary to protect man or the environment, the exemption shall be immediately withdrawn.

Dated: August 26, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc. 75-23081 Filed 8-29-75;8:45 am]

[OPP-33000/310; FRL 421-6]

RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW., Washington, D.C. 20460.

On or before November 3, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after this November 3, 1975.

Dated: August 21, 1975.

JOHN B. RITCH, Jr.,
Director, Registration Division.

APPLICATIONS RECEIVED

EPA File Symbol 16887-RT. Agricultural Chemicals of Dallas, 3707 E. Kiest Blvd., Dallas TX 75203. ALDRIN 4 EMULSIBLE CONCENTRATE INSECTICIDE. Active ingredients: Aldrin 43.4%; petroleum hydrocarbons 50.6%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 35566-R. Amco Chemical Co., PO Box 14225, 6123 England, Houston TX 77021. AMOTOX NO. 7 INSECT SPRAY. Active Ingredients: O,O-diethyl O- (2-isopropyl -4-methyl-6-pyrimidinyl) phosphorothioate 0.50%; beta butoxy beta thiocyano diethyl ether 1.25%; deodorized mineral spirits 98.25%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 34973-E. Downeast Chemimid Co., Agricultural Div., PO Box 400, Princeton NJ 08540. CYPREX TECHNICAL FRUIT FUNGICIDE. Active Ingredients: Dodine (n-dodecylguanidine acetate) 95.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA Reg. No. 7969-45. BASF-Wyandotte Corp., 100 Cherry Hill Rd., Parsippany NJ 07054. BASAGRAN. Active Ingredients: Sodium salt of bentazon 44.3%. Method of Support: Application proceeds under 2(a) of interim policy. PM25

EPA File Symbol 34973-E. Downeast Chemical Corp., 233 Oxford St., Portland ME 04111. ALGE-X. Active Ingredients: Alkyl (C14 60%, C12 25%, C16 15%) dimethyl benzyl ammonium chloride 10%. Method of Support: Application proceeds under 2(b) of interim policy. PM24

EPA File Symbol 35916-R. L. W. Gardiner and Son's, 1074 23rd St., Ogden UT 84401. GARDINER ROACH POWDER. Active Ingredients: 72% in the form of borax. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 37103-R. Hudson's Pest Control Products, 1754 Melburn St., Detroit MI 48238. HUDSON'S ROACH & INSECT KILLER. Active Ingredients: O,O-Diethyl O-(2-isopropyl-6-methyl-4- pyrimidinyl) phosphorothioate 0.500%; pyrethrins 0.052%; piperonyl butoxide, technical 0.261%; petroleum distillate 98.608%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 36724-R. Machemco, 60 Kathryn Dr., Marietta GA 30060. POOLSIDE 2001 CONCENTRATED SWIMMING POOL ALGAECIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5.0%; n-alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5.0%; ethyl alcohol 2.5%. Method of Support changed from 2(b) to 2(c) of interim policy. PM24

EPA File Symbol 3240-RO. Motomco, Inc., Terminal Ave., Clark NJ 07066. READY TO USE RAT AND MOUSE BAIT. Active Ingredients: 2-pivalyl-1, 3-indandione 0.025%. Method of Support: Application proceeds under 2(c) of interim policy. PM11

EPA File Symbol 22058-L. Sharp Chemical Co., 5921 Plainview, Houston TX 77017. SHARPCIDE L-75. Active Ingredients: Alkyl (C14 60%, C12 25%, C16 15%) dimethyl benzyl ammonium chloride 10%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

EPA Reg. No. 476-2158. Stauffer Chemical Co., 1200 S. 47th St., Richmond CA 94804. IMIDAN 70-WP. Active Ingredients: N-(mercaptomethyl) phthalimide, S-(O,O- dimethyl phosphoro-dithioate) 70%. Method of Support: Application proceeds under 2(b) of interim policy. PM15

EPA Reg. No. 148-549. Thompson-Hayward Chemical Co., PO Box 2383, Kansas City KS 66110. BHC W-12. Active Ingredients: Gamma isomer benzene hexachloride 12.0%; other isomers of benzene hexachloride 54.7%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 7631-RG. Walnut Grove Prod., Div. of W. R. Grace & Co., 201 Linn St., Atlantic IA 50022. WALNUT GROVE "4×4" BEEF SHAKE 31 (F). Active Ingredients: Phenothiazine 0.2939%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 7631-RU. Walnut Grove Products. WALNUT GROVE "4×4" BEEF SHAKE 32 (F). Active Ingredients: Phenothiazine 0.2939%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 7631-RA. Walnut Grove Products. WALNUT GROVE "4×4" BEEF SHAKE 31 (F)—LSL. Active Ingredients: Phenothiazine 0.2939%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

[FR Doc.75-22936 Filed 8-29-75;8:45 am]

[FRL 424-2; OPP-50027]

MONSANTO CO.

Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to Monsanto Company, St. Louis, Missouri 63166. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 173; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 524-EUP-18) allows the use of 73,950 pounds of glyphosine (*N,N*-bis(phosphonomethyl)glycine) on sugarcane. A total of 17,620 acres is involved; the program is authorized only in the States of Florida, Hawaii, Louisiana, Puerto Rico, and Texas. The experimental use permit is effective from July 24, 1975, to July 24, 1976. A tolerance has been established for residues of the pesticide chemical on the raw agricultural commodity to be treated.

Interested parties wish to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated: August 27, 1975.

EDWIN L. JOHNSON,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-23193 Filed 8-29-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

RADIO TECHNICAL COMMISSION FOR MARINE SERVICES

Notice of Meetings

In accordance with Public Law 92-463, "Federal Advisory Committee Act," Radio Technical Commission for Marine Services (RTCM) meetings scheduled for the future are as follows:

Special Committee No. 68
"Marine Radiotelephone Operator Education"
Notice of 8th Meeting
Wednesday, September 17, 1975—9:30 a.m.
Conference Room 752
1919 M Street, N. W.
Washington, D. C.

AGENDA

1. Call to Order; Chairman's Report.
2. Adoption of Agenda; Confirmation of Secretary.
3. Acceptance of SC-68 Summary Records.
4. Report on MRT Handbook Work Assignment.
5. Progress reports on incompleted Work Assignments.
6. Discussion of problem areas.
7. Solicitation of additional Work Assignments.
8. Other business.
9. Establishment of next meeting date.

A. Newell Garden, Chairman, SC-68
Raytheon Company
141 Spring Street
Lexington, Mass. 02173
Phone: (617) 862-6600 (Ext. 414)

SC-65

SHIP RADAR
Washington, D.C.

Wednesday, September 17, 1975

Members of Special Committee No. 65
"SHIP RADAR"
Notice of 40th Meeting
Wednesday, September 17, 1975—1:30 p.m.
Conference Room 8210
2020 M Street, N.W.
Washington, D.C.

Agenda for SC-65 Committee Meeting appears on *reverse* side of this sheet.

Formal Meeting Schedule for SC-65 Working Groups to be held at 2025 M Street, N.W., Washington, D.C.

Working Group	Room	Date	Time
Collision avoidance (all day).	8210	Sept. 16	9:30 a.m.
Small boat specifications.....	8210	Sept. 17	Do.

If other Working Group meetings are scheduled, Group Members will be notified.

AGENDA

1. Call to Order; Chairman's Report; Adoption of Agenda
2. Acceptance of SC-65 Summary Records; Appointment of Rapporteur. 16 July 1975—Paper 114-75/SC 65-195
3. Progress Reports of Working Groups on:
   a. Collision Avoidance Systems
   b. Small Boat Specifications
4. Status Reports on Other Working Groups
5. Other business
6. Establishment of next meeting date (Proposed November 19, 1975)
7. Transponder Specifications—Paper 109-74/SC 65-168, Rev. E. Irvin Hurwitz, Chairman, SC-65, Federal Communications Commission, Washington, D.C. 20554. Phone: (202) 632-7197

EXECUTIVE COMMITTEE MEETING

Thursday, September 18, 1975

The next Executive Committee Meeting will be on Thursday, September 18, 1975, at 1:45 p.m. in Conference Room 847, 1919 M Street, N.W., Washington, D.C.

AGENDA

1. Call to Order; Chairman's Report.
2. Introduction of Attendees; Adoption of Agenda.
3. Approval of the Minutes of Executive Committee Meetings.
4. Progress Reports on Currently Active Committees.
5. Administrative Action Items.
6. Summary Reports and Announcements.
7. New business.
8. Establishment of next meeting date.

To comply with the advance notice requirements of Public Law 92-463, a comparatively long interval of time occurs between publication of this notice and the actual meeting. Consequently, there is no absolute certainty that the listed meeting room will be available on the day of the meeting. Those planning to attend the meeting should report to the room listed in the notice. If a room substitution has been made, the new meeting room location will be posted at the room listed in this notice.

Agendas, working papers, and other appropriate documentation for the meeting is available at that meeting. Those desiring more specific information may contact either the designated Chairman or the RTCM Secretariat. (Phone (202) 632-6490).

The RTCM has acted as a coordinator for maritime telecommunications since its establishment in 1947. Problems are studied by Special Committees and the final report is approved by the RTCM Executive Committee. All RTCM meetings are open to the public. Written statements are preferred but by previous arrangement, oral presentations will be permitted within time and space limitations.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-23138 Filed 8-29-75;8:45 am]

[Docket No. 20570, File No. BPH-8721, etc.]

SHERWOOD BROADCASTING, INC., ET AL.

Applications for Construction Permits; Consolidated Hearing

In re applications of Sherwood Broadcasting, Inc., Flint, Michigan, Docket No. 20570, File No. BPH-8721; requests: 92.7 MHz; Channel No. 224; 3 kW (H&V); 300 feet; WAMM, Inc., Flint, Michigan, Docket No. 20571, File No. BPH-8789; requests: 92.7 MHz; Channel No. 224; 3 kW (H&V); 300 feet; Flint Family Radio, Inc., Flint, Michigan, Docket No. 20572, File No. BPH-8855; requests: 92.7 MHz; Channel No. 224; 3 kW (H&V); 300 feet; Fuqua Communications, Inc., Flint, Michigan, Docket No. 20573, File No. BPH-9063; requests: 92.7 MHz; Channel No. 224; 3 kW (H&V); 300 feet; Flint Metro Mass Media, Inc., Flint, Michigan, Docket No. 20574, File No. BPH-9174; requests: 92.7 MHz; Channel No. 224; 3 kW (H&V); 300 feet, for construction permits.

1. The Commission, by the Chief of the Broadcast Bureau, acting pursuant to delegated authority, has before it the above-captioned applications for construction permits for a new FM radio station in Flint, Michigan. Also before the Commission are an informal objection to the application of Flint Family Radio, Inc. (Family), filed by Reverend Donald L. Eder, and an informal objection to the same application, filed by the Task Force on FM Applicants of the Interfaith Metropolitan Agency for Planning (Interfaith). Family has filed responsive comments to both objections.

2. Both informal objections to the Family application challenge that application on the basis of Family's religious nature. Reverend Eder, citing a newspaper article concerning the Family application, suggests that the applicant would discriminate against Catholics and Jews in the station's programming. This, Reverend Eder asserts, raises "serious questions" about the application. In response, Family states that the newspaper report "does not represent the presently proposed religious programming policies" of the applicant. Further, personnel changes within the applicant's board of trustees have resulted in amendments to the proposal which emphasize that "religious programs will be designed to serve all religious faiths" and that "representatives of (the Catholic and Jewish) faiths will be sought for panel discussions on religious topics so as to have a broad representation of viewpoints." It appears, therefore, that Reverend Eder's questions have been satisfactorily answered. Interfaith's objection is similar to Reverend Eder's although more general. In brief, it asserts that Family's operation will be dominated by a "sectarian viewpoint of Christianity to the exclusion of views other than its own." No supporting facts are cited in support of this claim. In response, Family reaffirms its policy of diversified religious programming and specifically states that "no one particular church or denomination shall be permitted to monopolize existing radio time." In addition, Family indicates that it will rely on an Advisory Council of area residents "with diversity of communities, church affiliations and occupations" to provide input with respect to programming. Thus, it appears that Interfaith's objections have also been answered and no purpose would be served by further inquiry into the matter. Accordingly, both informal objections will be denied.

3. With respect to the application of Sherwood Broadcasting, Inc. (Sherwood), the applicant indicates that its general public survey was conducted by individuals who "were paid by the applicant." It appears from this statement that the interviewers were hired exclusively for the purpose of conducting the survey. Such a practice has been determined to be invalid. *Voice of Dixie, Inc.*, 47 F.C.C. 2d 526 (1974); see also question and answer 11(b), *Primer on the Ascertainment of Community Problems by Broadcast Applicants*, 27 FCC 2d 650 (1971). Thus, an issue against Sherwood will be added to permit inquiry into the extent of Sherwood's compliance with the Commission's ascertainment policy.

4. With respect to the application of WAMM, Inc. (WAMM), the list of community leaders interviewed includes only one labor leader, one industrial leader, and no students.[1] WAMM's demographic showing indicates that these are significant groups in the Flint area. Although no fixed number or formula has been established regarding the necessary representation of community groups, it does not appear that WAMM's list of community leaders adequately reflects the composition of Flint. In addition, the applicant has not indicated the specific problems and needs to which its proposed programming will be responsive. Further, the time segment and frequency of one of the two proposed programs are not indicated. This information is required by question and answer 29 of the *Primer*. Accordingly, an appropriate issue will be added.

5. Fuqua Communications, Inc. (Fuqua), proposes to locate its main studio at the site of standard broadcast station WTAC, Flint, Michigan, of which Fuqua is the licensee. The WTAC studio is located approximately 2.5 miles outside the Flint city limits, and thus Fuqua must make a showing of good cause in support of its proposal. See section 73.210(a)(3) of the rules. In its statement regarding its proposed studio location, Fuqua indicates that the WTAC site is readily accessible and serviceable. In addition, it appears that the rule in question generally endorses such colocation of commonly owned AM and FM stations. *Id.*; see also, *FM-TV Main Studio Moves*, 27 F.C.C. 2d 851, 854 (1971). Accordingly, we find that good cause has been demonstrated, pursuant to section 73.210(a)(3), for the location of the studio as proposed by Fuqua.

6. Sherwood proposes a program format of "standard pops," while Fuqua proposes general "contemporary" programming. Metro and WAMM, on the other hand, propose operations which will be "Black-oriented" or "directed primarily toward the Black community." Finally, Family proposes to present religious music and inspirational programming during approximately 70 percent of its broadcast time. The relative need for these different types of programming will be considered under the standard comparative issue. *Ward L. Jones*, FCC 67-82 (1967); *Policy Statement on Comparative Broadcast Hearings*, 1 F.C.C. 2d 393, 397, n. 9 (1965).

7. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated

---

[1] Although an amendment to the application includes several representatives from these groups, the individuals who conducted these interviews are not identified. Since compliance with the requirements of the Commission's *Primer* is thus unclear, these additional interviews cannot be deemed valid. See question and answer 11(a) of the *Primer*.

for hearing in a consolidated proceeding on the issues specified below.

8. Accordingly, IT IS ORDERED, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications ARE DESIGNATED FOR HEARING IN A CONSOLIDATED PROCEEDING, at a time and place to be specified in a subsequent Order, upon the following issues:

(1) To determine the efforts made by Sherwood Broadcasting, Inc., to ascertain the community problems of the area to be served and the means by which the applicant proposes to meet those problems.

(2) To determine the efforts made by WAMM, Inc., to ascertain the community problems of the area to be served and the means by which the applicant proposes to meet those problems.

(3) To determine which of the proposals would, on a comparative basis, best serve the public interest.

(4) To determine, in light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

9. IT IS FURTHER ORDERED, That the informal objections of Reverend Donald L. Eder and the Task Force on FM Applicants of the Interfaith Metropolitan Agency for Planning ARE DENIED.

10. IT IS FURTHER ORDERED, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to section 1.221(c) of the Commission's rules, in person or by attorney, shall, within 20 days of the mailing of this Order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this Order.

11. IT IS FURTHER ORDERED, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and section 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by section 1.594(g) of the rules.

Adopted: August 7, 1975.

Released: August 12, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.75-23135 Filed 8-29-75;8:45 am]

TV AND FM TRANSLATOR APPLICATIONS

Ready and Available for Processing

Notice is hereby given, pursuant to §§ 1.572(c) and 1.573(d) of the Commission's rules, that on October 16, 1975, the TV and FM translator applications listed in the attached Appendix will be considered as ready and available for processing. Pursuant to § 1.227(b)(1) and § 1.591(b) of the Commission's rules, an application, in order to be considered with any application appearing on the attached list or with any other application on file by the close of business on October 15, 1975, which involves a conflict necessitating a hearing with any application on this list, must be substantially complete and submitted for filing at the offices of the Commission in Washington, D.C., by the close of business on October 15, 1975.

The attention of any party in interest desiring to file pleadings concerning any pending TV and FM translator applications, pursuant to section 309(d)(1) of the Communications Act of 1934, as amended, is directed to § 1.580(i) of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

Adopted: August 25, 1975.

Released: August 27, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

FM TRANSLATOR APPLICATIONS

BPFT-170	New, Monticello and Blanding, Utah. Black Oil Company. Req: Channel 288A, 105.5 MHz, 10 watts. Primary: KSL-FM, Salt Lake City, Utah.
BPFT-193	New, Colstrip, Mont. Colstrip TV Club. Req: Channel 252A, 98.3 MHz, 10 watts. Primary: KURL-FM, Billings, Mont.
BPFT-198	New, Prescott, Ariz. Prescott Area Antenna Television, Inc. Req: Channel 261A, 100.1 MHz, 10 watts. Primary: KOOL-FM, Phoenix, Ariz.
BPFT-199	New, Prescott, Ariz. Prescott Area Antenna Television, Inc. Req: Channel 276A, 103.1 MHz, 10 watts. Primary: KBBC(FM), Phoenix, Ariz.
BPFT-200	New, Prescott, Ariz. Prescott Area Antenna Television, Inc. Req: Channel 288A, 105.5 MHz, 10 watts. Primary: KHEP-FM, Phoenix, Ariz.
BPFT-201	New, Prescott, Ariz. Prescott Area Antenna Television, Inc. Req: Channel 296A, 107.1 MHz, 10 watts. Primary: KNIX(FM), Phoenix, Ariz.
BPFT-211	New, San Bernardo, Calif. KFAC, Inc. Req: Channel 272A, 102.3 MHz, 1 watt. Primary: KFAC-FM, Los Angeles, Calif.
BPFT-213	New, Thousand Oaks, Calif. KFAC, Inc. Req: Channel 269A, 101.7 MHz, 1 watt. Primary: KFAC-FM, Los Angeles, Calif.
BPFT-215	New, Boulder, Mont. Boulder Television Association. Req: Channel 296A, 107.1 MHz, 1 watt. Primary: KBOW-FM, Butte, Mont.
BPFT-216	New, Hawthorne, Nev. Western Inspirational Broadcasters, Inc. Req: Channel 240A, 95.9 MHz, 10 watts. Primary: KNIS(FM), Carson City, Nev.
BPFT-218	New, Olympia, Wash. KIXI, Inc. Req.: Channel 285A, 104.9 MHz, 10 watts. Primary: KIXI-FM, Seattle, Wash.
BPFT-221	New, Toole, Glacier, and Liberty Counties, Mont. East Butte TV Club. Req: Channel 269A, 101.7 MHz, 10 watts. Primary: KOPR-FM, Great Falls, Mont.
BPFT-222	New, Resort area near the mouth of the west fork of the Gallatin River and resort area above the middle fork of the Gallatin River, Mont. Big Sky of Montana, Inc. Req: Channel 257A, 99.3 MHz, 1 watt. Primary: KBOW-FM, Butte, Mont.
BPFT-223	New, Rhinelander, Wis. Headwaters Christian Youth. Req: Channel 288A, 105.5 MHz, 1 watt. Primary: WWIB(FM), Ladysmith, Wis.
BPFT-224	New, Mammoth Hot Springs, Wyo. Mammoth Community TV and FM. Req: Channel 288A, 105.5 MHz, 10 watts. Primary: KURL-FM, Billings, Mont.
BPFT-225	New, Delta, Utah. Millard County, Utah. Req: Channel 292A, 106.3 MHz, 10 watts. Primary: KLUB-FM, Salt Lake City, Utah.
BPFT-226	New, Soda Springs, Grace, and Bancroft, Idaho. Caribou County TV Association. Req: Channel 272A, 102.3 MHz, 10 watts. Primary: KLUB-FM, Salt Lake City, Utah.
BPFT-227	New, Soda Springs, Grace, and Bancroft, Idaho. Caribou County TV Association. Req: Channel 292A, 106.3 MHz, 10 watts. Primary: KRSP-FM, Salt Lake City, Utah.
BPFT-228	New, Soda Springs, Grace, and Bancroft, Idaho. Caribou County TV Association. Req: Channel 296A, 107.1 MHz, 10 watts. Primary: KSOP-FM, Salt Lake City, Utah.

BPFT-229 New, Seattle, Wash.
Dena Pictures, Inc. and Alexander Broadcasting Co., a Joint Venture d/b/a Kaye-Smith Enterprises.
Req: Channel 283C, 104.5 MHz, 10 watts.
Primary: KISW(FM) Seattle, Wash.

BPFT-230 New, Everett, Wash.
Dena Pictures, Inc. and Alexander Broadcasting Co., a Joint Venture d/b/a Kaye-Smith Enterprises.
Req: Channel 278C, 103.5 MHz, 10 watts.
Primary: KISW(FM), Seattle, Wash.

BPFT-231 New, Tacoma, Wash.
King's Garden, Inc.
Req: Channel 284C, 104.7 MHz, 10 watts.
Primary: KBIQ(FM), Edmonds, Wash.

BPFT-232 New, Everett, Wash.
King's Garden, Inc.
Req: Channel 284C, 104.7 MHz, 10 watts.
Primary: KBIQ(FM), Edmonds, Wash.

BPFT-233 New, Kayenta, Ariz.
Kayenta Television Association.
Req: Channel 292A, 106.3 MHz, 1 watt.
Primary: KOB-FM, Albuquerque, N. Mex.

BPFT-234 New, Imlay and Lovelock, Nev.
Western Inspirational Broadcasters, Inc.
Req: Channel 249A, 97.7 MHz, 10 watts.
Primary: KNIS(FM), Carson City, Nev.

BPFT-235 New, Cokeville and area South to Randolph, Utah.
Cokeville Television Corp.
Req: Channel 296A, 107.1 MHz, 1 watt.
Primary: KSOP-FM, Salt Lake City, Utah.

BPFT-236 New, Mammoth Hot Springs, Wyo.
Mammoth Community TV and FM Association.
Req: Channel 280A, 103.9 MHz, 10 watts.
Primary: KMTN(FM), Jackson, Wyo.

BPFT-237 New, Richfield and Monroe, Utah.
Sevier County, Utah.
Req: Channel 292A, 106.3 MHz, 10 watts.
Primary: KLUB-FM, Salt Lake City, Utah.

BPFT-238 New, Beaver, Utah.
Beaver Lions Club Television Committee.
Req: Channel 296A, 107.1 MHz, 10 watts.
Primary: KALL-FM, Salt Lake City, Utah.

BPFT-239 New, Appleton and Neenah, Wis.
Fox Cities Christian Radio, Inc.
Req: Channel 237A, 95.3 MHz, 1 watt.
Primary: WRVM-FM, Suring, Wis.

FM Booster Applications

BPFTB-6 New, San Pedro, Calif.
Jack Barry d/b/a KKOP-FM.
Req: Channel 228A, 93.5 MHz, 10 watts.
Primary: KKOP-FM, Redondo Beach, Calif.

UHF TV Translator Applications

BPTT-2450 New, Fajardo, P.R.
WSTE-TV, Inc.
Req: Channel 56, 100 watts.
Primary: WSTE-TV, Fajardo, P.R.

BPTT-2487 New, New York, N.Y.
Blonder-Tongue Broadcasting Corp.
Req: Channel 66, 1,000 watts.
Primary: WBTB-TV, Newark, N.J.

BPTT-2744 New, Apalachin, N.Y.
Board of Cooperative Educational Services of Broome-Delaware-Tioga Counties, N.Y.
Req: Channel 69, 1 watt.
Primary: WSKG(TV), Binghamton, N.Y.

BPTT-2747 New, Maine, N.Y.
Board of Cooperative Educational Services of Broome-Delaware-Tioga Counties, N.Y.
Req: Channel 62, 1 watt.
Primary: WSKG(TV), Binghamton, N.Y.

BPTT-2752 New Kattelville, N.Y.
Board of Cooperative Educational Services of Broome-Delaware-Tioga Counties, N.Y.
Req: Channel 59, 10 watts.
Primary: WSKG(TV), Binghamton, N.Y.

BPTT-2753 New, Endicott, N.Y.
Board of Cooperative Educational Services of Broome-Delaware-Tioga Counties, N.Y.
Req: Channel 69, 10 watts.
Primary: WSKG(TV), Binghamton, N.Y.

BPTT-2754 New, East Binghamton, N.Y.
Board of Cooperative Educational Services of Broome-Delaware-Tioga Counties, N.Y.
Req: Channel 63, 10 watts.
Primary: WSKG(TV), Binghamton, N.Y.

BPTT-2764 K82AR, Durango, Colo.
Durango Television Translator, Durango Junior Chamber of Commerce, Inc.
Req: Channel 55, 20 watts.
Add Animas Valley, Colo., as Principal community.
Primary: KGGM-TV, Albuquerque, N. Mex.

BPTT-2790 New, Twin Falls, Idaho.
KTVB, Inc.
Req: Channel 57, 100 watts.
Primary: KTVB(TV), Boise, Idaho.

BPTT-2794 New, Bastian, Va.
Blue Ridge ETV Association.
Req: Channel 69, 10 watts.
Primary: WBRA-TV, Roanoke, Va.

BPTT-2820 New, Arrey and Lower Caballo Dam Area, New Mexico.
New Mexico Broadcasting Co.
Req: Channel 64, 100 watts.
Primary: KGGM(TV), Albuquerque, N. Mex.

BPTT-2823 New, Sterling, interfacing with Clam Gulch, Alaska.
State of Alaska Department of Public Works.
Req: Channel 61, 10 watts.
Primary: KENI(TV), Anchorage, Alaska.

BPTT-2824 New, Sterling interfacing with Clam Gulch, Alaska.
State of Alaska Department of Public Works.
Req: Channel 69, 10 watts.
Primary: KTVA(TV), Anchorage, Alaska.

BPTT-2844 New, Lone Pine, Calif.
Lone Pine Television, Inc.
Req: Channel 56, 20 watts.
Primary: KTLA(TV), Los Angeles, Calif.

BPTT-2845 New, Rawlins and Rural Carbon County, Wyo.
Jeffrey City Community TV Association, c/o Sweetwater Community Council.
Req: Channel 58, 100 watts.
Primary: KOA(TV), Denver Colo.

BPTT-2846 New, Horse Springs Store and Ranch Area, New Mexico.
Hubbard Broadcasting, Inc.
Req: Channel 69, 100 watts.
Primary: KOB-TV, Albuquerque, N. Mex.

BPTT-2849 New, Hagerman, Idaho.
Hagerman Translator District.
Req: Channel 63, 100 watts.
Primary: KBCI(TV), Boise, Idaho.

BMPTT-801 W32A, Aguadilla, P.R.
Telemundo Inc.
Req: Add Aguada, P.R., as principal community.

VHF TV Translator Applications

BPTTV-4920 New, Wells, Nev.
Washoe Empire.
Req: Channel 8, 10 watts.
Primary: KEKO-TV, Elko, Nev.

BPTTV-5022 New, Murry Canyon and Campton Street Areas in Ely and McGill, Nev.
White Pine Television District #1.
Req: Channel 13, 10 watts.
Primary: KLVX(TV), Las Vegas, Nev.

BPTTV-5107 KØ7GA, Soldatna, Kasilof, and Kenai, Alaska.
Northern Television, Inc.
Req: Channel 9, 10 watts.

BPTTV-5182 New, Inkom and Blackrock, Idaho.
Inkom TV Association.
Req: Channel 7, 1 watt.
Primary: KPVI(TV), Pocatello, Idaho.

BPTTV-5248 New, Crawford and Lazear, Colo.
Grand Mesa Television.
Req: Channel 9, 1 watt.
Primary: KOAA-TV, Pueblo, Colo.

BPTTV-5259 New, Gallup, N. Mex.
Hubbard Broadcasting, Inc.
Req: Channel 6, 100 watts.
Primary: KOB-TV, Albuquerque, N. Mex.

BPTTV-5262 New, Silver City, N. Mex.
New Mexico Broadcasting Company.
Req: Channel 10, 100 watts.
Primary: KGGM-TV, Albuquerque, N. Mex.

BPTTV-5266 New, Beowawe and Crescent Valley, Nev.
Carlin TV District.
Req: Channel 9, 10 watts.
Primary: KTVB-TV, Boise, Idaho.

BPTTV-5275 New, unincorporated villages of Riverside and Raymond, Colo.
Platte Valley Farm Supply Company d/b/a Translator TV, Inc.
Req: Channel 3, 1 watt.
Primary: KMGH-TV, Denver, Colo.

BPTTV-5276 New, unincorporated villages of Riverside and Raymond, Colo.
Platte Valley Farm Supply Company d/b/a Translator TV, Inc.
Req: Channel 8, 1 watt.
Primary: KOA-TV, Denver, Colo.

BPTTV-5277 New, unincorporated villages of Riverside and Raymond, Colo.
Platte Valley Farm Supply Company d/b/a Translator TV, Inc.
Req: Channel 10, 1 watt.
Primary: KWGN-TV, Denver, Colo.

BPTTV-5278 New, unincorporated villages of Riverside and Raymond, Colo.
Platte Valley Farm Supply Company d/b/a Translator TV, Inc.
Req: Channel 12, 1 watt.
Primary: KBTV(TV), Denver, Colo.

BPTTV-5279 New, Hoopa Valley, Calif.
Hoopa Valley Chamber of Commerce.
Req: Channel 2, 5 watts.
Primary: KBHK-TV, Oak-Calif.

BPTTV-5284 New, Potter Valley, Calif.
Potter Valley Television Association.
Req: Channel 4, 1 watt.
Primary: KBHK-TV, Oakland, Calif.

BPTTV-5291 New, Kayenta, Ariz.
Kayenta TV Association.
Req: Channel 4, 1 watt.
Primary: KGGM-TV, Albuquerque, N. Mex.

BPTTV-5292 New Kayenta, Ariz.
Kayenta TV Association.
Req: Channel 13, 1 watt.
Primary: KOAI-TV, Flagstaff, Ariz.

BPTTV-5295 New, Paradise Valley, Nev.
Humboldt County Television Maintenance Board.
Req: Channel 9, 5 watts.
Primary: KBCI-TV, Boise, Idaho.

BPTTV-5296 New, Paradise Valley, Nev.
Humboldt County Television Maintenance Board.
Req: Channel 11, 5 watts.
Primary: KTVB(TV), Boise, Idaho.

BPTTV-5301 New, Saratoga and Rural County, Wyo.
Jeffrey City Community TV Association.
Req: Channel 7, 5 watts.
Primary: KOA-TV, Denver, Colo.

BPTTV-5302 New, Jeffrey City and Rural Area, Wyo.
Jeffrey City Community TV Association.
Req: Channel 13, 10 watts.
Primary: KOA-TV, Denver, Colo.

[FR Doc.75-23136 Filed 8-29-75;8:45 am]

FEDERAL ELECTION COMMISSION

[Notice 1975-38]

NEW HAMPSHIRE SENATE ELECTION

Request for Opinion of Counsel; Solicitation of Public Comments

The Federal Election Commission today publishes an inquiry from the campaign manager for Mr. Louis Wyman in connection with the September 16, 1975 special Senatorial election in New Hampshire. Because of the imminence of that election, the Commission will respond to this inquiry on September 4, 1975. The Commission wishes to receive as much public response as is possible with regard thereto. Comment may be submitted in writing or by telephone to Mr. Bradley Litchfield, Assistant General Counsel, Federal Election Commission, 1325 K Street, N.W. Washington, D.C. 20463, telephone Area Code (202) 382-5657. The letter follows:

Dear Mr. Murphy:

This letter is our request for the Counsel's opinion on a series of questions. These arise from anticipated circumstances in the campaign to elect Mr. Louis Wyman in the special Senate Election in New Hampshire on September 16, 1975.

President Ford and former Governor Reagan may travel to New Hampshire. While here they may hold rallies, press conferences and attend public meetings. On these occasions they may appear with Louis Wyman and endorse his candidacy. Their expenses will not be paid by the Wyman-For Senate Committee which is the principal campaign committee for him.

Our questions are:

1. Does this constitute a contribution in kind to the Wyman campaign?

If so:

2. How is that contribution to be computed?

3. Does their travel to and from New Hampshire count?

4. What does a candidate do to avoid accepting this kind of contribution under the law?

We would appreciate your prompt response since decisions are being made daily which affect the points raised in this letter.

GEORGE YOUNG,
Campaign Manager.

Source: Wyman for Senate, by George Young, Campaign Manager, P.O. Box 1457, Concord, New Hampshire 03301 (August 12, 1975).

Dated: August 28, 1975.

THOMAS B. CURTIS,
Chairman, for the Federal Election Commission.

[FR Doc.75-23273 Filed 8-29-75;8:45 am]

[Notice 1975-39]

NEW HAMPSHIRE

10-Day Pre-Election Report; Extended Office Hours

The Federal Election Commission announces extended office hours for assistance to the public on Saturday, September 6, 1975. This is the filing date for the 10-Day Pre-Election Report in the special election being held on September 16, 1975 to fill the vacancy in the United States Senate for the State of New Hampshire.

The Federal Election Commission, located at 1325 K Street, N.W., Washington, D.C. (202-382-5162 or Public Records Division 202-382-7012) will be open on September 6, 1975 from 10 a.m. to 4:00 p.m. These extended hours are provided in order that statements and reports may be filed with the Commission and be made available to the public as soon as practicable after receipt.

NEIL STAEBLER,
Vice Chairman, Federal Election Commission.

[FR Doc.75-23378 Filed 8-29-75;12:56 pm]

FEDERAL ENERGY ADMINISTRATION

TRANSPORTATION ADVISORY COMMITTEE

Notice of Establishment

This notice is published in accordance with the provisions of Section 9(a)(2) of the Federal Advisory Committee Act (PL 92-463). Following consultation with the Office of Management and Budget, notice is hereby given that it is in the public interest, in connection with the performance of the duties imposed on the Federal Energy Administration by law, to establish the Transportation Advisory Committee.

A description of the nature and purpose of this Committee is contained in its Charter which is published below.

Dated: August 25, 1975.

FRANK G. ZARB,
Administrator.

[FR Doc.75-23232 Filed 8-28-75;10:56 am]

TRANSPORTATION ADVISORY COMMITTEE

Charter

A. ESTABLISHMENT

The Administrator, Federal Energy Administration (FEA), having determined after consultation with the Director, Office of Management and Budget, that the establishment of an advisory committee to provide FEA with advice on energy use in the national transportation sector is in the public interest in connection with the duties imposed on the FEA by law, hereby establishes the Transportation Advisory Committee pursuant to the Federal Advisory Committee Act (PL 92-463).

B. DUTIES, FUNCTIONS, AND ADMINISTRATIVE PROVISIONS

1. *Objectives and Scope.* The objectives of the Transportation Advisory Committee is to advise the Administrator, FEA, with respect to general transportation aspects of interests and problems related

to the policy and implementation of programs to meet the continuing energy crisis.

2. *Committee Tenure.* In view of the goals and purposes of the Committee, it will be expected to continue for the duration of FEA.

3. *Official to Whom Committee Reports.* The Committee will report to the Administrator, FEA.

4. *Support Services.* Necessary support for the Committee will be furnished by the FEA.

5. *Committee Duties.* The duties of the Committee are solely advisory as stated in Paragraph 1 above.

6. *Estimated Annual Operating Costs.* The estimated annual operating costs for the Committee are $45,000.00 and involve approximately one-half man-year of staff support.

7. *Meetings.* The Committee will meet approximately four times a year.

8. *Termination Date.* The Committee will terminate on June 30, 1976, or if the Federal Energy Administration Act of 1974 is amended to extend the duration of FEA beyond that date, the Committee will terminate on such later date or one year from the date of this Charter, whichever occurs earlier.

Dated: August 25, 1975.

FRANK G. ZARB,
Administrator.

[FR Doc.75-23233 Filed 8-29-75;10:57 am]

FEDERAL MARITIME COMMISSION

ATLANTIC AND GULF-INDONESIA CONFERENCE ET AL.

Notice of 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, N.W., 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 September 22, 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 statemnt 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:

Wade S. Hooker, Jr., Esquire
Casey, Lane & Mittendorf
26 Broadway
New York, New York 10004

The member lines of the Atlantic and Gulf-Indonesia Conference and the Atlantic and Gulf-Singapore, Malaya and Thailand Conference have filed identical amendments to their Conference agreements. These amendments, Agreements Nos. 8080-14 and 8240-11, respectively, modify each of the approved conference agreements by adding a new Article 11, which shall read as follows:

11. Subject to all applicable provisions of law and of this Agreement, the Conference or the members as a group may enter into arrangements or agreements with carriers, other conferences of carriers, or other persons.

By order of the Federal Maritime Commission.

Dated: August 27, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-23163 Filed 8-29-75;8:45 am]

CITY OF LOS ANGELES, ET AL.

Notice of 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, N.W., 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 September 22, 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:

Jack L. Wells, Esq., Senior Assistant City Attorney, Harbor Division, P.O. Box 151, San Pedro, California 90733.

Agreement No. T-2849-1, between City of Los Angeles (City) and Japan Line, Ltd., Kawasaki Kisen Kaisha, Ltd., Mitsui O.S.K. Lines, Ltd., Yamashita-Shinnihon Steamship Co., Ltd., (the Lines), modifies the parties' basic agreement providing for the nonexclusive preferential use of a berth and certain terminal property. The purpose of the modification is to extend the term of this agreement until such time as the superseding Agreement No. T-3071 can become effective.

By Order of the Federal Maritime Commission.

Dated: August 27, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-23168 Filed 8-29-75;8:45 am]

INDONESIAN DISCUSSION AGREEMENT

Notice of 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, N.W., 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 September 22, 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:

Wade S. Hooker, Jr., Esq., Casey, Lane & Mittendorf, 26 Broadway, New York, New York 10004 (Counsel for the Atlantic Conference)

and

F. Conger Fawcett, Esq., Graham & James, One Maritime Plaza, San Francisco, California 94111 (Counsel for the Pacific Conference)

Agreement 10175, between the Atlantic & Gulf-Indonesia Conference (the Atlantic Conference) and the Pacific/Indonesian Pacific Conference (the Conference), would permit the two Conferences to ". . . from time to time, discuss rates to be charged for the transportation (of cargoes moving from the United States to Indonesia) including rules and regulations governing such rates, with the intent to establish such rates, rules and regulations, as well as discuss other matters of mutual interest within the scope of activities permitted under the Conference Agreements."

By Order of the Federal Maritime Commission.

Dated: August 27, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-23167 Filed 8-29-75;8:45 am]

MALAYSIAN/STRAITS DISCUSSION AGREEMENT

Notice of 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, N.W., 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 September 22, 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:

Wade S. Hooker, Jr., Esq., Casey, Lane & Mittendorf, 26 Broadway, New York, New York 10004 (Counsel for the Atlantic Conference).

F. Conger Fawcett, Esq., Graham & James, One Maritime Plaza, San Francisco, California 94111 (Counsel for the Pacific Conference).

Agreement 10176, between the Atlantic & Gulf-Singapore, Malaya & Thailand Conference (the Atlantic Conference) and the Pacific-Straits Conference (the Pacific Conference), would permit the two Conferences to ". . . from time to time, discuss rates to be charged for the transportation (of cargoes moving from the United States to Singapore and Malaysia) including rules and regulations governing such rates, with the intent to establish such rates, rules and regulations, as well as discuss other matters of mutual interest within the scope of activities permitted under the Conference Agreements."

By Order of the Federal Maritime Commission.

Dated: August 27, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-23166 Filed 8-29-75;8:45 am]

PACIFIC WESTBOUND CONFERENCE

Notice of 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 September 22, 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. D. Day, Jr., Chairman, Pacific Westbound Conference, 635 Sacramento Street, San Francisco, California 94111.

Agreement No. 57-102 reflects a request for a change of membership status of Scindia Steam Navigation Co., Ltd. from that of a regular member to that of an associate member of the Pacific Westbound Conference.

By Order of the Federal Maritime Commission.

Dated: August 27, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-23164 Filed 8-29-75;8:45 am]

PORT OF ASTORIA AND WATERWAY TERMINALS CO.

Notice of 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, N.W., 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 September 22, 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:

Norman E. Sutherland, Esq., White, Sutherland, Parks & Allen, 1200 Jackson Tower, Portland, Oregon 97205.

Agreement No. T-2675-1, between the Port of Astoria (Port) and Waterway Terminals Company (Waterway), modifies the parties' basic agreement which provides for the lease of certain property at Astoria, Oregon, which Waterway will operate as a marine terminal. The purpose of the modification is to

discontinue the lease of House 4 and 5 of Pier 3, Astoria, Oregon, and to reduce the rental payments by approximately $1,800 per month.

By Order of the Federal Maritime Commission.

Dated: August 26, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-23165 Filed 8-29-75;8:45 am]

[No. 75-34]

CSC INTERNATIONAL, INC. AND ROYAL NETHERLANDS STEAMSHIP COMPANY

Notice of Filing of Complaint

AUGUST 27, 1975.

Notice is hereby given that a complaint filed by CSC International, Inc. against Royal Netherlands Steamship Company was served August 27, 1975. The complaint alleges that complainant has been subjected to payment of ocean freight rates which are unjust and unreasonable and in violation of section 18(b)(3) of the Shipping Act, 1916.

Hearing in this matter shall commence on or before February 27, 1976.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-23169 Filed 8-29-75;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. CP74-324]

CITIES SERVICE GAS CO.

Notice of Application

AUGUST 22, 1975.

Take notice that on August 11, 1975, Cities Service Gas Company (Petitioner), P.O. Box 25128, Oklahoma City, Oklahoma 73125, filed in Docket No. CP74-324 a petition to amend the order of the Commission of April 1, 1975, issued in said docket permitting and approving abandonment of facilities and granting a certificate of public convenience and necessity authorizing the construction of replacement facilities. Petitioner in the instant amendment requests permission and approval to abandon without replacement certain facilities that were previously authorized to be abandoned and replaced, all as more fully set forth in the petition to amend on file with the Commission and open to public inspection.

Petitioner states that subsequent to the filing of the application in the instant docket on June 17, 1974,[1] Petitioner received letters from the two direct sales customers served from the DeMalorie 5-inch pipeline in Greenwood County, Kansas, advising that gas service was no longer required and requesting that their service be discontinued. As a result of these requests, Petitioner states, service was discontinued and the DeMalorie 5-inch pipeline is no longer required to render any gas service. Petitioner was authorized to replace approximately 3.70 miles of 5-inch pipeline with approximately 3.70 miles of 2-inch pipeline, but because of the discontinuances of service requests the Commission to amend the authorization to allow the abandonment in place of the 5-inch DeMalorie pipeline without replacement. Petitioner states that the bare pipe employed in the construction of the pipeline was placed in service in 1937 and is now deteriorated.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before September 17, 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) and the Regulations under the Natural Gas Act (18 CFR 157.10). 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.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-23084 Filed 8-29-75;8:45 am]

[1] Notice published on March 25, 1974 (39 FR 11139).

[Docket No. RP76-5]

COLORADO INTERSTATE GAS CO.

Proposed Changes in FPC Gas Tariff

AUGUST 22, 1975.

Take notice that Colorado Interstate Gas Company, a division of Colorado Interstate Corporation (CIG), on August 4, 1975, tendered for filing Third Revised Volume No. 2, which supersedes and cancels Second Revised Volume No. 2, of its FPC Gas Tariff.

CIG states that the purpose of this filing is to update and reduce the size of Volume No. 2 of CIG's FPC Gas Tariff. The proposed changes include the deletion of reference to all canceled and unissued rate schedules and the repagination of all current rate schedules. It is emphasized that the content of the current rate schedules will remain unchanged and that no substantive changes are proposed. An effective date of September 8, 1975, is requested for the Third Revised Volume No. 2 of CIG's FPC Gas Tariff.

Copies of the filing were served upon the Company's jurisdictional customers and certain public bodies.

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, N.E., 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 September 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.75-23085 Filed 8-29-75;8:45 am]

[Docket Nos. RP73-86, RP73-85]

COLUMBIA GAS TRANSMISSION CORP. AND COLUMBIA GULF TRANSMISSION CO.

Further Extension of Procedural Dates

AUGUST 22, 1975.

On August 15, 1975, Columbia Gas Transmission Corporation and Columbia Gulf Transmission Company filed a motion to extend the procedural dates fixed by order issued August 1, 1975, 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 Company Supplemental Evidence, October 17, 1975.
Service of Staff Testimony, December 19, 1975.
Service of Intervenor Testimony, January 2, 1976.
Service of Company Rebuttal, January 16, 1976.
Hearing, February 2, 1976 (10 a.m., e.s.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-23086 Filed 8-29-75;8:45 am]

[Docket No. RP75-91]

CONSOLIDATED GAS SUPPLY CORP.

Extension of Procedural Dates

AUGUST 22, 1975.

On August 7, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued May 19, 1975, in the above-designated matter.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, December 5, 1975.
Service of Intervenor Testimony, January 9, 1976.
Service of Company Rebuttal, January 30, 1976.
Hearing, February 17, 1976 (10 a.m. e.s.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-23087 Filed 8-29-75; 8:45 am]

[Docket No. E-8978; Opinion No. 741]

DEPARTMENT OF THE INTERIOR, BONNEVILLE POWER ADMINISTRATION

Opinion and Order Confirming and Approving Rate Schedules

APPEARANCES

Robert E. Ratcliffe for the Secretary of the Interior.

Howard V. Golub for Pacific Gas and Electric Company.
Edward C. Farrell for the Department of Water and Power of the City of Los Angeles.
Douglas P. Beighle for Puget Sound Power & Light Company.
Richard M. Merriman, Peyton G. Bowman, III and Brian J. McManus for Southern California Edison Company.
Hugh Smith for Pacific Power and Light Company.
A. J. Benedetti for City of Tacoma and Seattle.
Henry G. Curtis for Public Power Council.
Robert Thomson for Bonneville Direct Service Industrial Customers.
Allan Hart for Bonneville Direct Service Industrial Customers.
Richard K. Pelz for the Secretary of the Interior.
Rollin E. Woodbury, Robert J. Cahall, William E. Marx and Richard K. Durant for Southern California Edison Company.
Jeffrey D. Goltz for Congressman Jim Weaver.
Norman A. Stoll for Public Power Council.
Daniel C. Lamke and Glen Ortman for the Federal Power Commission.

Per Curiam: On August 19, 1974, the Office of the Secretary of the Interior submitted seven wholesale rate schedules together with general rate schedule provisions and other data to the Federal Power Commission (Commission) on behalf of the Bonneville Power Administration (BPA) for confirmation and approval pursuant to Sections 5 and 6 of the Bonneville Project Act, 16 U.S.C. 832d and 832e, and Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s. The new schedules applicable to the five year period commencing December 20, 1974, would increase BPA's rates by 27%, or about $60,000,000 per year. After notice, the Commission, by order issued December 19, 1974, conditionally[1] confirmed and approved those rate schedules, as well as the general rate schedule provisions and two special applications of BPA's general rate schedule provisions which had previously been confirmed and approved in Docket Nos. E-7242 and E-8033, for the period commencing December 20, 1974, and ending not later than December 20, 1975, or such shorter period within which the Commission may take final action herein.

In addition, the Commission, on December 19, 1974, ordered a public administrative hearing to assist it in the discharge of its statutory duties and responsibilities. BPA objected to the hearing and, although it participated in the initial conferences, it refused to submit any evidence to support its proposed rate schedules and general rate schedule provisions and eventually declined to participate further. This Commission, on the other hand, believes that it is appropriate and in the public interest to discharge its duties and responsibilities under the Bonneville Project Act and the Flood Control Act of 1944 on the basis of evidentiary records which are developed during the course of public hearings in which BPA would carry the burden of supporting its rate proposals and the Commission staff, among others, would test those proposals. Accordingly, this Commission proposes to follow such a procedure in connection with future rate submissions by the Office of the Secretary of the Interior on behalf of BPA and other power administrations.

Although, as indicated above, BPA eventually declined to participate further, it promptly provided all information which was reasonably available; and the Commission staff at the hearing on May 15, 1975, presented the testimony of four witnesses and the documentary evidence which they sponsored. While numerous questions and issues had been raised as set forth in the Commission's order of December 19, 1974, the questions and issues were largely answered or resolved by the conclusion of the hearing. Accordingly, the parties other than the staff prepared and spread upon the record (Tr. 217-254, 256-261) a so-called "Settlement Proposal" consisting of a proposed form of opinion and order which the Commission might adopt in confirming BPA's rate schedules and general rate schedule provisions. On June 11, 1975, presiding Administrative Law Judge Ernst Liebman certified that "Settlement Proposal" to the Commission together with the transcript of the proceedings and the various filings and other documents comprising the record in this matter.

In Opinion No. 482 (*United States Department of the Interior, Bonneville Power Administration*, Docket Nos. E-6611, E-6905 and E-7242), issued December 14, 1965, 34 FPC 1465, the Commission elaborated upon the standards to be applied to its confirmation and approval of rates and charges under the Bonneville Project Act and the Flood Control Act of 1944 and concluded,

"Our role is to review the Secretary's proposal and confirm and approve it if we conclude, on the basis of our independent judgment, that it comports with the dual statutory standard of providing consumers with the benefits of power at the lowest possible price consistent with good business practices as well as protecting the interests of the United States in amortizing its investment in the projects within a reasonable period."

In applying that standard to the matter which is now before us, we conclude, from the staff's unrefuted evidence, that while BPA must increase its revenues by 24% to continue to meet its obligations to the United States Treasury for the government's costs of generating, purchasing and transmitting electric energy in the Federal Columbia River Power System, the additional 3% proposed by BPA for unforeseen contingencies is consonant with the "good business practices" standard of the statute. In considering the propriety of this allowance we are mindful of the fact that the rates proposed by BPA seem to be on the low side rather than too high in relation to current costs for reasons set forth at length in staff witness Cackowski's testimony. For example, the 3⅛% interest rate currently being utilized for construction of the third power plant at Grand Coulee Dam, although specified by statute, is obviously far less than the current cost of new money to the Federal government.

In Opinion No. 482, supra, the Commission concluded that 40 years represented a reasonable period for amortizing the government's investment in transmission facilities and that 50 years represented a reasonable period, consistent with Congressional suggestion, for amortizing its investment in other facilities. On the basis of the record which is before us, we see no reason for departing from those amortization periods which appear reasonable at this time.

The Federal Columbia River Power System consists of 31 Federal multipurpose dams, of which four were under construction as of June 30, 1974, which will have a total nameplate rating of 18,813 megawatts. BPA markets the power generated at those dams through a 12,000 circuit-mile high-voltage transmission grid covering 300,000 square miles in Oregon, Washington and Idaho and portions of Montana, California, Wyoming, Utah and Nevada. To meet its growing power requirements that Pacific Northwest region is beginning to shift from an almost entire reliance on hydroelectric generation to both hydro and thermal-electric generation under a cooperative plan known as the Hydro-Thermal Power Program which was developed jointly by 104 public and four private utilities and BPA. In view of the changed conditions in that region and BPA's anticipated role in that program the seven rate schedules involved herein represent a major redesign and not just a modification of prior schedules.

BPA's new rate schedules eliminate promotional features associated with its prior abundance of power, such as irrigation and developmental discounts. They tend to move from "postage stamp" rates[2] which are authorized by the Bonneville Project Act, first, by identifying and assigning certain costs to customers,[3] and second, by instituting a seasonal

[1] The Commission imposed a condition that BPA agree "to refund or credit to its customers such portions of the proposed rates and charges as may result from Commission disapproval in any action of the Commission finally confirming and approving the rates and charges for BPA." BPA thereupon notified its customers that "any adjustments or credits which might be determined to be lawfully owing to either party will be reflected in future billings", and the Commission construed such notification as acceptance of its condition.

[2] At Tr. 29:

PRESIDING JUDGE. You say a postage stamp rate, what do you mean?

Mr. RATCLIFFE (Counsel for BPA). We charge a group of customers the same cost for power regardless of whether they are one mile, 10 miles or 15 miles or whatever the distance is from the source of generation. We charge all those customers in the same class the same power rates.

PRESIDING JUDGE. The transmission charges are averaged in the rate?

Mr. RATCLIFFE. That is right.

[3] For example, the new rate schedules for firm power and firm capacity to utility customers include separate charges to recover costs associated with transformation and other substation services provided by BPA.

rate differential.[4] BPA's new rate schedule EC–6 establishes a uniform demand-energy rate for firm power for all of its nonindustrial customers, superseding its C–5 demand-only rate (with no associated energy limit) and its E–5 demand-energy rate. Its new rate schedule MF–1 covers BPA's C–5 industrial customers who choose to purchase the same grade of power at a higher rate, while its new rate schedule IF–1 covers those C–5 industrial customers who choose to purchase a new lower grade of power subject to certain restrictions and credits. BPA's other new rate schedules are: EC–7, which permits its utility customers to purchase limited amounts of firm power at a significantly higher cost to meet unanticipated load growth; F–6, which provides firm capacity without energy for utility customers on an annual or seasonal basis; H–5, which provides nonfirm energy for thermal displacement, reservoir filling and emergency use; and J–1, which provides firm energy for utility customers for thermal plant startup and reservoir filling.

In the course of his testimony in this proceeding staff witness Uhler stated in response to a question involving peak load pricing that he understood that while BPA plans to work with the Special Retail Rate Committee of the Northwest Public Power Association to examine the concept of time of day pricing, BPA considers such a change in rate design as being effective only if implemented at the retail level. Mr. Uhler recommended that BPA be urged to examine on an expedited basis time of day pricing as an adjunct to the rate design changes already adopted, and we endorse his recommendation. Careful consideration of rate designs directed toward bringing rates more closely into alignment with costs by agencies such as BPA with its considerable expertise and resources would clearly be in the public interest.

Congressman Jim Weaver, an intervenor herein from the Fourth Congressional District in Oregon, asks the Commission to reject BPA's new rate schedule IF–1 or, if it is not possible to reject that one alone, to reject all seven rate schedules. Otherwise, he takes no position with respect to the other rate schedules. Congressman Weaver calls attention to the preferential status granted to "public bodies and cooperatives" by Section 4 of the Bonneville Project Act and to the twenty-year limitation on contracts, including renewal and extension periods, imposed by Section 5 of that Act. He also calls attention to BPA's forecasts of power deficits beginning in the late 1970's and ending in the mid 1980's when thermal plants begin to come on line; and he asserts that many of BPA's C–5 contracts which would have expired in the 1980's will be replaced by IF–1 contracts which will not expire until the 1990's, and the effect of such replacement will be to commit BPA power to its industrial customers for periods in excess of twenty years and to the exclusion of potential preferential customers. Furthermore, he contends, while twenty-year contracts are permissible under the Bonneville Project Act, they are not required and are not currently consistent with the statutory goals of "sound business principles" under the Flood Control Act of 1944 and attainment of " 'the greatest benefit to the general public from this hydro-electric power' ". While BPA's rates to public agencies under rate schedule EC–6 and to industrial firms under rate schedule IF–1 will be approximately the same during periods of 100% availability, Congressman Weaver asserts, and lower for industrial firms under rate schedule IF–1 during periods of lesser availability, it would be a sound business principle to encourage the conservation of electric energy by causing energy-intensive industries to pay higher rates, even for lower grade power.

Intervenors Industrial Customers Committee,[5] Pacific Power & Light Company, The Montana Power Company, Puget Sound Power & Light Company, The Washington Water Power Company and Public Power Council[6] respond collectively that Congressman Weaver's argument that the IF–1 contracts might collide with the preference provision and his assertion that BPA should not enter into twenty-year contracts go to administration of the Bonneville Project Act and have nothing to do with BPA's rate structure. They assert, additionally, that if rate schedule IF–1 is adjusted upward BPA would realize overall rates in excess of the statutory level. (Of course, this assumes that there are no offsetting changes in other schedules.)

This Commission agrees with the foregoing intervenors that Congressman Weaver's apprehension goes to the administration of the Bonneville Project Act as distinguished from the schedules of rates and charges which we are being asked to confirm and approve. In addition, this Commission believes that there is no merit to Congressman Weaver's approach since BPA's former rate schedule C–5 industrial customers may now continue to receive under existing contracts the same grade or essentially the same grade of power at an increased rate under BPA's new rate schedule MF–1. In any event, there is no actual case or controversy before the Commission contesting a collision between the preferential status and contractual limitation provisions of the Bonneville Project Act.

The Commission has been asked to pass upon BPA's seven rate schedules which have been admitted into the record as Exhibit I of its submission of August 19, 1974, as well as its general rate schedule provision which have been so admitted as Exhibit II of that submission, and the Commission concludes that the foregoing rate schedules and rate schedule provisions should be confirmed and approved for the period requested by BPA.

Additionally, BPA requests Commission approval of the continuation of special contractual rates and rate schedule provisions as previously approved (1) in Docket No. E–8033 on May 15, 1973, providing a special rate to the Bureau of Reclamation for exchange energy delivered to its Mead Substation in Nevada by the City of Los Angeles, California, or by Southern California Edison Company in lieu of obligations to deliver exchange energy to BPA, and (2) in Docket No. E–7242 (order of December 5, 1969, in Docket No. E–7508) modifying Section 7.1 of BPA's new general rate schedule provisions with respect to its contracts with the Cities of Los Angeles, Burbank, Glendale, Pasadena and Sacramento, California, the State of California, Pacific Gas & Electric Company, San Diego Gas & Electric Company and Southern California Edison Company, for the sale of power and energy over the Pacific Northwest-Pacific Southwest Intertie to change the method of measuring the grace period for the payment of bills under specified conditions and eliminate BPA's right to cancel a contract resulting from a delinquency in the payment of a power bill.

The staff would recommend Commission approval of BPA's rate schedules and general rate schedule provisions and the foregoing special applications if, as we understand, we are satisfied with the fact that the information provided by BPA and, consequently, the evidence which is before us does not include fully distributed cost studies such as are filed in ratemaking proceedings under the Federal Power Act. The answer is that we are not considering rates under the mandates of the Federal Power Act. We are, on the other hand, considering rates under a different combination of Congressional mandates set out in the Bonneville Project Act and the Flood Control Act of 1944, including the requirement that the power and energy be sold in such a manner "as to encourage the most widespread use thereof at the lowest possible rates to consumers consistent with sound business principles". Although we share the staff's discomfort in not having before us all of the usual studies under the Federal Power Act which attempt to identify costs and assign them to different classes of customers, we do not need all of these studies to confirm and approve rates under the standards of the Bonneville Project Act and the Flood Control Act

[4] The new rate schedules for firm power and nonfirm energy contain higher charges for the winter peak period than for the summer off-peak period which are presumably related to the costs of supplying electricity during those respective periods.

[5] Aluminum Company of America, Anaconda Aluminum Company, Carborundum Co., Cominco American Inc., Crown Zellerbach Corporation, Georgia-Pacific Corporation, Hanna Nickel Smelting Co., Intalco Aluminum Co., ITT Rayonier, Inc., Kaiser Aluminum and Chemical Corporation, Martin Marietta Aluminum Corporation, Oregon Metallurgical Corporation, Pacific Carbide & Alloys, Pennwalt Corporation, Reynolds Metals Company, Stauffer Chemical Works and Union Carbide Corporation.

[6] Consisting of 108 utilities comprising municipalities, public utility districts and rural electric cooperatives served by BPA.

of 1944, where rates such as those which are before us are designed essentially on the "postage stamp" principle as authorized by Section 6 of the Bonneville Project Act which states that "rate schedules may provide for uniform rates or rates uniform throughout prescribed transmission areas in order to extend the benefits of an integrated transmission system and encourage the equitable distribution of the electric energy developed at the Bonneville project".

Nevertheless, in order to utilize more fully our ratemaking expertise in the discharge of our statutory duties and responsibilities to review rate schedules which are proposed on behalf of BPA and other agencies of the Department of the Interior for our "confirmation and approval", we shall in the future require complete cost studies in support of such proposed rate schedules. It is our intention to promulgate as promptly as possible proposed regulations prescribing the nature and form of the cost studies to be provided for these purposes.

On October 18, 1974, the President signed into law the Federal Columbia River Transmission System Act (Public Law 93-454) which authorizes BPA to finance future construction through the sale of revenue bonds to the United States Treasury at interest rates to be determined by the Treasury. While BPA cannot as yet determine the extent to which that new law will affect the interest rates which it projected in its revenue requirements studies, BPA expects that it will not have to sell long-term revenue bonds to the Treasury until fiscal 1977, and further, that the amounts so sold during the remaining effective period of the rate schedules confirmed and approved herein will not be material in relation to its total investment.

Public Law 93-454 authorizes this Commission to confirm and approve schedules of rates and charges "for the transmission of non-Federal electric power over the Federal transmission system". Pacific Power & Light Company, Puget Sound Power & Light Company, The Montana Power Company, The Washington Water Power Company and BPA have stipulated in connection therewith, and the staff recommends Commission approval of the stipulation, that confirmation and approval of the rate schedules herein would

". . . in no way adversely affect or cause prejudice to any party in a later proceeding with respect to wheeling rates. In such later proceeding, the total costs of the Federal transmission system and the portion of the transmission system costs that should be equitably allocated to and borne by the users of such system shall be determined pursuant to the principles discussed in this stipulation. In such determination, the costs of the transmission system will be established, the equitable allocation between Federal and non-Federal users of the system will be determined and that determination will govern the non-Federal wheeling charges. The power rates established in this docket will be assumed to include the entire transmission costs such allocation assigns to Federal power utilizing the system and thereafter BPA shall account for revenues from wheeling on that basis, including the amortization of the investment in the transmission system."

The Commission further finds. (1) In view of Ordering Paragraph (A), the motions filed by Southern California Edison Company on February 18, 1975, and by the Department of Water and Power of the City of Los Angeles, California, on March 3, 1975, for leave to withdraw their interventions herein, have become moot.

(2) It is appropriate for the purposes of the Bonneville Project Act and the Flood Control Act of 1944 that the Bonneville Power Administration's wholesale rate schedules EC-6, EC-7, F-6, H-5, J-1, MF-1 and IF-1 be confirmed and approved together with its general rate schedule provisions for the period which began on December 20, 1974, and will end on December 20, 1979.

(3) It is appropriate for the purposes of the Bonneville Project Act and the Flood Control Act of 1944 that the specil applications of the Bonneville Power Administration's rates and charges embodied in Docket Nos. E-8033 and E-7242 be likewise confirmed and approved for the additional period to end on December 20, 1979.

(4) It is appropriate for the purposes of the Bonneville Project Act, the Flood Control Act of 1944 and the Federal Columbia River Transmission System Act to accept without confirmation and approval the stipulated procedures herein to be followed with respect to allocating transmission costs equitably in connection with a filing of wheeling rates by the Office of the Secretary of the Interior on behalf of the Bonneville Power Administration under the Federal Columbia River Transmission System Act.

The Commission orders. (A) The wholesale rate schedules, general rate schedule provisions and special applications of rates and charges specified in Finding Paragraphs (2) and (3) are confirmed and approved for the period which began on December 20, 1974, and will end on December 20, 1979.

(B) The stipulated procedures herein to be followed with respect to allocating transmission costs equitably in connection with a filing of wheeling rates by the Office of the Secretary of the Interior on behalf of the Bonneville Power Administration under the Federal Columbia River Transmission System Act is accepted without confirmation and approval.

(C) The Secretary of this Commission shall cause prompt publication of this opinion and order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-23095 Filed 8-29-75;8:45 am]

[Docket Nos. CP75-76, etc.]

EL PASO ALASKA CO., ET AL.

Applications and Consolidation

AUGUST 22, 1975.

In the matter of El Paso Alaska Co., et al. Docket No. CP75-96, et al.; Columbia Gas Transmission Corp., Docket No. CP76-42; Michigan Wisconsin Pipe Line Co., Docket No. CP76-43; Natural Gas Pipeline Co. of America, Docket No. CP76-44; Northern Natural Gas Co., Docket No. CP76-45; Texas Eastern Transmission Corp., Docket No. CP76-48; Panhandle Eastern Pipe Line Co., Docket No. CP76-54.

Take notice that on August 7, 1975, Columbia Gas Transmission Corporation (Columbia), 1700 MacCorkle Avenue, S.E., Charleston, West Virginia 25314, Michigan Wisconsin Pipe Line Company (Michigan Wisconsin), One Woodward Avenue, Detroit, Michigan 48226, Natural Gas Pipeline Company of America (Natural), 122 South Michigan Avenue, Chicago, Illinois 60603, and Northern Natural Gas Company (Northern), 2223 Dodge Street, Omaha, Nebraska 68102, that on August 8, 1975, Texas Eastern Transmission Corporation (Texas Eastern), P.O. Box 2521, Houston, Texas 77001, and that on August 11, 1975, Panhandle Eastern Pipe Line Company (Panhandle Eastern), P.O. Box 1642, Houston, Texas 77001, jointly Applicants, filed in Docket Nos. CP76-42, CP76-43, CP76-44, CP76-45, CP76-48, and CP76-54, respectively, applications pursuant to Section 7(c) of the Natural Gas Act for certificates of public convenience and necessity authorizing the construction and operation of facilities to connect their interstate natural gas pipeline systems with the proposed facilities of Northern Border Pipeline, Company (Northern Border), certificate applicant in Docket No. CP74-290, all as more fully set forth in the applications on file with the Commission and open to public inspection.

Natural in its application in Docket No. CP76-44, requests certification for the construction of two taps and appurtenant facilities in Kankakee and LaSalle Counties, Illinois. Natural states that the proposed tap in Kankakee County, would be installed on Natural's existing 36-inch Herscher-Dyer Road pipelines; and the LaSalle County delivery point, proposed as a point for alternate deliveries of natural gas, would be located in LaSalle County on Natural's 36-inch pipeline. The estimated cost of the proposed facilities is stated to be approximately $63,800.

The application of Natural indicates that the initial deliveries of gas from the Arctic by Northern Border would commence in 1980, and that estimated deliveries would be 28,336,000 Mcf of gas at 14.73 psia in 1980, out of a total system gas supply in 1980 of 737,835,000 Mcf. Natural states that its gas supply data for delivery through the proposed delivery points are more fully set forth in its FPC Form No. 15 that was filed with

the Commission on March 31, 1975, and is incorporated by reference herein. Natural further states that it has received the sole and exclusive right to negotiate for a long-term contract for the purchase of the natural gas production attributable to twenty percent of Exxon Corporation's (Exxon) interest in the Prudhoe Oil Pool and that the agreement between Exxon and Natural has been filed in Docket No. CP75–257.

Northern requests in its application in Docket No. CP76–45, the certification for the construction and operation of three delivery points, including tees, side valves, blow off valves and tieovers between Northern Border and Northern in Brown County, South Dakota, Martin County, Minnesota, Hancock County, Iowa, and Buchanan County, Iowa. The first three proposed delivery points are stated to be primary delivery points, and the fourth delivery point is stated to be an emergency interconnection. The estimated cost of the proposed facilities is stated to be $630,000.

Northern states that it has entered into agreements with BP-Alaska, Inc. (BP-Alaska), and Exxon dated January 1, 1972, and January 30, 1975, respectively. Northern states further that all gas up to 3 billion Mcf that is available to BP-Alaska is dedicated to Northern. Northern estimates that by its agreement with Exxon, up to 2.0 billion Mcf of gas will become available to it. Northern further estimates that from 100,000 to 450,000 Mcf of natural gas per day would become available to it from its agreement with BP-Alaska, and 198,000 Mcf of gas per day would become available to it from its agreement with Exxon. The application indicates that the estimated deliveries of Alaskan gas in 1980 would be 166,625,000 Mcf.

Columbia in its application in Docket No. CP76–42, requests the certification of three points of interconnection with Northern Border to accept the delivery of natural gas. The proposed facilities would be located at Treat in Licking County, Ohio, and at Tannehill located in Washington and at Delmont located in Westmoreland Counties, Pennsylvania. The estimated cost of the proposed facilities is stated to be approximately $796,800.

Columbia's application indicates that it would receive approximately 78,800,000 Mcf of natural gas from the Alaskan sources in 1980. Columbia states further that it signed an agreement with B.P. Oil Corporation (now Sohio Petroleum Corporation) dated August 3, 1971.

Michigan Wisconsin in its application in Docket No. CP76–43 requests the certification of one delivery point for Alaskan natural gas in Bureau County, Illinois. The estimated cost of the proposed 24-inch lateral pipeline and meter station would be approximately $215,960.

Michigan Wisconsin states that it expects to receive from the Prudhoe Bay, Alaska, sources, approximately 190,000 Mcf of natural gas per day. The application further indicates that in 1980, Michigan Wisconsin projects the delivery of 34,960,000 Mcf of natural gas at 14.73 psia from Alaskan sources, and that additional gas may become available from Alaska or Canada.

Michigan Wisconsin's application indicates that it has received the sole right to negotiate for the gas production attributable to an undivided 25 percent interest in Exxon's interest in the gas reserves in the Prudhoe Oil Pool. Michigan Wisconsin further indicates in its application that it has entered into a contract with Imperial Oil Limited and Imperial Oil Enterprises Ltd. for gas from the Northwest and Yukon Territories of Canada, subject to authorizations by Canada and the United States to export and import the natural gas produced.

Texas Eastern in its application in Docket No. CP76–48, requests certification of construction and operation of a tap and valve in Westmoreland County, Pennsylvania, to interconnect its 24-inch Line No. 12 loop with Northern Border. The estimated cost of the proposed facility is stated to be approximately 197,700.

Texas Eastern further states that it has entered into an advance payment agreement with Atlantic Richfield Company (ARCO) dated June 30, 1975, and that such agreement gives Texas Eastern the exclusive right to purchase an undivided 20 percent of ARCO's working interest in the gas produced in the Prudhoe Oil Pool. Texas Eastern further states that it has assigned 25 percent of its interest in the advance payment agreement to its subsidiary, Transwestern Pipeline Company. Texas Eastern states that based on current estimates it expects to receive about 114,000 Mcf of gas per day from its remaining interest in ARCO's Prudhoe Bay production.

Panhandle Eastern in its application in Docket No. CP76–54, requests authorization for the construction and operation of one interconnection with Northern Border near Bluffton, Indiana. The estimated cost of the proposed facility is stated to be $84,000, to be financed from funds on hand.

Panhandle Eastern also states that it has entered into an agreement with ARCO covering 20 percent of ARCO's gas reserves in the Prudhoe Bay Field. It is stated that Panhandle Eastern believes that approximately 150,000 Mcf of natural gas per day will become available under this agreement.

The instant applications may involve common questions of law or fact with those pending in the proceeding in Docket No. CP75–96, et al. Therefore, they are consolidated for hearing in said proceeding.

Any person desiring to be heard or to make any protest with reference to said applications should on or before September 15, 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) and the Regulations under the Natural Gas Act (18 CFR 157.10). 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.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-23088 Filed 8-29-75;8:45 am]

[Docket No. RP72-155; PGA 76-1]

EL PASO NATURAL GAS CO.

Proposed Change in Rate Pursuant to Purchased Gas Cost Adjustments

AUGUST 21, 1975.

Take notice that El Paso Natural Gas Company (El Paso) on August 15, 1975, tendered for filing a notice of a change in rates for jurisdictional gas service rendered to customers served by its interstate gas system. Such service is rendered under rate schedules affected by and subject to Article 19, Purchased Gas Cost Adjustment Provision (PGAC), contained in the General Terms and Conditions applicable to El Paso's FPC Gas Tariff, Original Volume No. 1, Third Revised Volume No. 2 and Original Volume No. 2A, and under rate schedules affected by and subject to the PGAC—Clean High Pressure Gas Provision (PGAC–CHPG) contained in El Paso's FPC Gas Tariff, Original Volume No. 2A.

El Paso states the instant notice of change in rates is occasioned solely by, and will compensate El Paso only for, increases in the cost of purchased gas (including gas produced from leases acquired after October 7, 1969) which will become effective on or before September 30, 1975, applied to volumes purchased for the twelve (12) month period ending June 30, 1975.

The annualized increase in purchased gas costs as to the PGAC adjustments applicable to all rate schedules contained and those special rate schedules contained in El Paso's Original Volume No. 1 tariff in El Paso's Third Revised Volume No. 2 and Original Volume No. 2A[1] is $8,930,459 based upon adjusted purchased gas volumes for the twelve (12) month period ending June 30, 1975. When applied to El Paso's interstate system total volumes for the same period, the purchased gas cost increase equates to 0.73¢ per Mcf.

In addition, El Paso states that its Account 191, Unrecovered Purchased Gas Cost, contains a balance of $23,703,511, applicable to increases in purchased gas cost, as of June 30, 1975. Such costs, when applied to El Paso's jurisdictional sales volumes for the same period, produce an additional adjustment in rates of 4.22¢ per Mcf to be applied as a sur-

[1] The special rate schedules subject as to this PGAC adjustment are Rates Schedules X-7, X-14, X-25, X-30 and X-35 of El Paso's FPC Gas Tariff, Third Revised Volume No. 2, and Rate Schedules FS-25, FS-26, FS-27, FS-28, FS-30, FS-35 and FS-45 of El Paso's FPC Gas Tariff, Original Volume No. 2A.

charge to all rate schedules affected by such PGAC. However, El Paso states that as a result of eliminating its currently effective surcharge rate, the net adjustment to its currently effective rates attributable to this instant PGAC notice of change is a decrease of 3.92¢ per Mcf.

El Paso states that the Account 191 balance includes excess amounts attributable to small producer and emergency purchases made during the six month period ending June 30, 1975 at rate levels above the Commissions Opinion No. 699-H national rate level in the amount of $1,925,995. Further, El Paso states that the portion of small producer and emergency purchases above such rate level included in El Paso's PGAC adjustment is $1,424,575.

El Paso states further that by Commission orders issued February 24, 1975, at Docket Nos. RP73-104, et al., and March 31, 1975, at Docket Nos. RP72-155, et al., El Paso was granted permission to collect an amortization charge of 1.39¢ per Mcf during the period April 2, 1975, through September 30, 1975, for the recovery of increased special overriding royalty costs incurred during the period July 10, 1974, through December 1, 1974. In compliance with the provisions of said February 24, 1975, order, El Paso states that the 1.39¢ per Mcf amortization charge has been eliminated from the rates proposed to be made effective on October 1, 1975. El Paso states that the elimination of said amortization charge, together with the aforementioned net decrease under the PGAC will result in a total decrease of 5.31¢ per Mcf in El Paso's currently effective rates.

El Paso states the current adjustment applicable to those Original Volume No. 2A special rate schedules affected by the PGAC-CHPG[1] is an increase of 3.3085c per Mcf. Such current adjustment is comprised of a decrease in the weighted average purchased cost of clean, high-pressure gas equating to 1.0055c per Mcf and a surcharge adjustment of 4.3140c per Mcf, representing the unrecovered purchase gas cost balance contained in Account 191 as of June 30, 1975. Based upon sales volumes under such special rates schedules for the twelve months ended June 30, 1975, said decrease of 1.0055c per Mcf will reduce revenues by $12,577 and based upon the gas sales volumes under the special rates schedules subject to the PGAC-CHPG for the six months period ending June 30, 1975, the surcharge adjustment of 4.3140c per Mcf will recover during the six month period subsequent to October 1, 1975, $24,930 of the unrecovered purchased gas cost recorded in Account 191. El Paso states that the net adjustment to the currently effective rates applicable to the affected special rate schedules is an increase of 1.1663c per Mcf.

El Paso states copies of the filing and attachments have been served upon all parties of record in Docket Nos. RP72-155 and RP75-39 and, otherwise, upon all affected customers and interested state regulatory commissions.

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 September 9, 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.75-23093 Filed 8-29-75;8:45 am]

[Docket No. ID-1765]

ELIO ARGENTATI

Notice of Initial Application

AUGUST 21, 1975.

Take notice that on July 18, 1975, Elio Argentati (Applicant) filed an initial application with the Federal Power Commission. Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following positions:

Vice President-Operations Upper Peninsula Power Company, Public Utility.
Vice President and Director, Upper Peninsula Generating Company, Public Utility.

Upper Peninsula Power Company, 616 Shelden Avenue, Houghton, Michigan, is engaged in the electric utility business in the upper peninsula of Michigan. In addition to its own generating facilities, Upper Peninsula Power Company owns 19% of the outstanding Common (Voting) stock of Upper Peninsula Generating Company with Cliffs Electric Service Company owning the other 81%. Upper Peninsula Power Company employees operate Upper Peninsula Generating Company's generating units.

Upper Peninsula Generating Company, 616 Shelden Avenue, Houghton, Michigan, is engaged in the generation of electric energy for sale to its two owners, Cliffs Electric Service Company having the right to purchase 50% and Upper Peninsula Power Company 50% of the energy generated from Units 1 through 4 with Cliffs Electric Service Company having the right to purchase all energy generated from Units 5 and 6. All the facilities of Upper Peninsula Generating Company are located at Marquette, Michigan.

Any person desiring to be heard or to make any protests with reference to said application should on or before September 4, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission' 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. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-23091 Filed 8-29-75;8:45 am]

[Rate Schedule Nos. 3, et al.]

R & G DRILLING CO., ET AL.

Rate Change Filings Pursuant to Commission's Opinion No. 699-H

AUGUST 22, 1975.

Take notice that the producers listed in the Appendix attached hereto have filed proposed increased rates to the applicable new gas national ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 699-H, issued December 4, 1974. Pursuant to Opinion No. 699-H the rates, if accepted, will become effective as of the date of filing.

The information relevant to each of these sales is listed in the Appendix.

Any person desiring to be heard or to make any protest with reference to said filings should on or before September 2, 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). A protest will not serve to make the protestant a party to the proceeding. Any party wishing to become a party to a proceeding must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
Secretary.

APPENDIX

Filing date	Producer	Rate Schedule No.	Buyer	Area
Aug. 4, 1975	R & G Drilling Co., 1775 Broadway, New York, N.Y. 10019.	3	El Paso Natural Gas Co.	Hugoton-Anadarko.
Aug. 7, 1975	Pennzoil Co., 900 Southwest Tower, Houston, Tex. 77002.	12	Equitable Gas Co.	Appalachian and Illinois basin.
Aug. 8, 1975	Burmah Oil & Gas Co., 2800 North Loop West, Houston, Tex. 77018.	33	Lone Star Gas Co.	Other Southwest.

[FR Doc.75-23098 Filed 8-29-75;8:45 am]

[1] The special rate schedules subject to PGAC-CHPG are Rate Schedules FS-3, FS-6, FS-7, FS-10 and FS-32.

[Docket No. RI75-6]

SUN OIL CO.

Notice of Settlement Proposal

AUGUST 21, 1975.

Take notice that on August 11, 1975, Sun Oil Company (Petitioner), Southland Center, Post Office Box 2880, Dallas, Texas 75221, filed a Settlement Proposal in Docket No. RI75-6, pursuant to Section 1.18 of the Commission's Rules of Practice and Procedure (18 CFR Chapter I, Subchapter A, Part 1).

Petitioner states that an informal Settlement Conference was convened to discuss a settlement of the price which would be acceptable to Petitioner with respect to sales of natural gas produced from eight wells in the Bradshaw Field, Hamilton County, Kansas, to the purchaser, Kansas-Nebraska Natural Gas Company. Based on these discussions, the Commission Staff's review of Petitioner's workpapers and records in its offices at Tulsa, Oklahoma, and the filing of certain additional data and information, Petitioner proposes and would agree to accept as settlement of the special relief sought for the sale of Petitioner's share of gas from the aforesaid units, a price of 19.5 cents per Mcf for the Stanley, Eddy, Jerry Webb, 2631, 2431, 2230 and 2930 units operated by Ladd Petroleum Company, and a price of 35 cents per Mcf for the Kincheloe "B" unit operated by Texaco, Inc., which would become effective upon a proper order issued by the Commission accepting this offer of settlement.

Any person desiring to comment on the proposed settlement should submit the comment to the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, on or before September 4, 1975. Comments will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make the person commenting a party to this proceeding.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-23094 Filed 8-29-75;8:45 am]

[Docket No. RP73-35, PGA75-1]

TRUNKLINE GAS CO. AND SOHIO PETROLEUM CORP.

Order Granting Motion To Dismiss and Substituting New Respondent

AUGUST 22, 1975.

By order dated July 7, 1975, we set a date for hearing in this proceeding to determine whether the increased costs claimed by Trunkline Gas Company (Trunkline) in its rate increase filings in the instant docket relating to 180-day emergency gas purchases at rates in excess of Opinion No. 699-H levels are justified. In so doing we also made those selling to Trunkline respondents so that they could present cost evidence to demonstrate that the rates charged by them are in the public interest. Among the respondents listed in the Appendix to the July 7 order was Sun Oil Company (Sun).

On July 21, 1975, Sun petitioned the Commission to dismiss it from this proceeding. In its motion to dismiss, Sun avers that it has erroneously been made a respondent to this proceeding inasmuch as it has not made a 180-day sale to Trunkline covering its interest. Sun states that the sale in question was made by Sohio Petroleum Corporation (Sohio) and that in this transaction Sun simply acted as agent to receive monies from Trunkline.

Since Sun was not the party whose interest was covered by the 180-day emergency sale to Trunkline, we shall dismiss it as a respondent to this proceeding and substitute in its place Sohio.

The Commission orders:

(A) Sun's motion to dismiss filed herein on July 21, 1975, is granted.

(B) The Appendix to the July 7 order issued in this proceeding is hereby amended by removing Sun as a respondent and substituting in its place Sohio.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-23089 Filed 8-29-75;8:45 am]

[Docket Nos. RP74-89, RP73-35; (PGA 75-3, AP76-1)]

TRUNKLINE GAS CO.

Order Accepting for Filing and Suspending Alternate Tariff Sheets, Rejecting Substitute Revised Tariff Sheets Providing for Hearing and Establishing Procedures

AUGUST 22, 1975.

On July 18, 1975, Trunkline Gas Company (Trunkline) tendered for filing revised tariff sheets[1] which it claims reflect rates approved by the Commission's July 9, 1975, order Approving Settlement and Determining Reserved Issue in Trunkline's Docket No. RP74-89 rate proceeding, adjusted for the following items:

1. Adjustments to the PGA Filing of June 13, 1975 (Docket No. RP73-35, PGA 75-3), filed to reflect provisions included as a part of the Agreement as to Rates and Related Matters, dated April 14, 1975.

2. Advance Payment Tracker, filed pursuant to Article V of the Agreement as to Rates and Related Matters, dated April 14, 1975.

3. Purchased Gas Transmission and Compression Tracker, filed pursuant to Article VI of the Agreement as to Rates and Related Matters, dated April 14, 1975.

Trunkline proposes that the rates be made effective August 1, 1975, and requests waiver of Section 154.22 to permit such sheets to become effective on August 1, 1975.

Trunkline has included in the Advance Payment Section of the filing the cost effect to Trunkline of advances to Exxon Company, U.S.A. for offshore Louisiana and Texas. Trunkline requests that such advance payments be included under Article V of the Agreement as to Rates and Related Matters dated April 14, 1975, as approved by the Commission's July 9, 1975, order in Docket No. RP74-89. In recognition that prior like advances to Exxon have not received Commission approval, Trunkline tendered for filing Alternate Substitute Thirteenth Revised Sheet No. 3-A, which Trunkline states includes the Advance Payment Tracker exclusive of such payment to Exxon.

As we have stated in the past, we do not believe that the proposed payments to Exxon are consistent with the purpose and intent of the advance payment program.[2] Therefore we shall reject that sheet reflecting such payments and accept Trunkline's alternate filing.

Notice of the filing was issued on July 24, 1975. No comments or petitions to intervene have been received.

Our review of Trunkline's filing indicates that certain issues have been raised which may require development in an evidentiary proceeding. Specifically, eleven of the new advances have not been shown to be reasonable and appropriate within the meaning of Order Nos. 465 and 449.[3] Accordingly, we shall accept for filing Alternate Substitute Thirteenth Revised Sheet No. 3-A, suspend its use for one day and permit it to become effective, subject to refund, on August 2, 1975. Our review of the costs reflected in the rates in Trunkline's Alternate Substitute Thirteenth Revised Sheet No. 3-A and Third Revised Sheet No. 21-F other than those costs associated with the advance payment agreements tested in Footnote 3 in this order indicates that they are just and reasonable. Accordingly, we shall permit Trunkline to file substitute tariff sheets to become effective August 1, 1975, which reflect costs other than those costs associated with the eleven advance payments listed in Footnote 3 in this order.

The Commission finds.

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that Trunkline's Alternate Substitute Thirteenth Revised Sheet No. 3-A and Third Revised Sheet No. 21-F be accepted for filing, and made effective subject to refund as of August 2, 1975, and that the Commission enter upon a hearing con-

---

[1] Substitute Thirteenth Revised Sheet No. 3-A and Third Revised Sheet No. 21-F to its FPC Gas Tariff, Original Volume No. 1.

[2] *See Michigan Wisconsin Pipe Line Company*, Docket No. RP75-96, order issued July 11, 1975; *Natural Gas Pipe Line Company of America*, Docket No. RP75-90, order issued July 11, 1975; *Northern Natural Gas Company*, Docket Nos. RP75-87 and RP 75-89, order issued July 11, 1975; and *Southern Natural Gas Company*, Docket No. RP75-84, order issued July 11, 1975.

[3] Anadarko Production Company ($82,109+$6,702,084), Diamond Shamrock Corporation ($82,019+$2,898,491), Mobil Oil Company ($1,295,000+$3,190,000), Ocean Production Company ($291,667), Oil and Gas Futures, Inc., of Texas ($1,108,333), Sun Oil Company ($273,397+$8,904,000), and Texas Pacific Oil Company ($78,981).

cerning the lawfulness of the proposed changes in Trunkline's rate filing, as hereinafter ordered and conditioned.

(2) Trunkline's Substitute Thirteenth Revised Sheet No. 3–A should be rejected.

The Commission orders.

(A) Pursuant to the authority of the Natural Gas Act, particularly Sections 4, 5, 8 and 15 thereof, and the Commission's Rules and Regulations, a public hearing shall be held on December 10, 1975, in a hearing room of the Federal Power Commission, Washington, D.C. 20426, concerning the justness and reasonableness of the rates proposed in this proceeding by Trunkline insofar as they reflect costs related to the eleven advance payments listed in Footnote 3 above.

(B) Pending such hearing and a decision thereon, Trunkline's Alternate Substitute Thirteenth Revised Sheet No. 3–A and Third Revised Sheet No. 21–F to its FPC Gas Tariff, Original Volume No. 1 are accepted for filing, and suspended for one day until August 2, 1975, subject to refund.

(C) Within 15 days of the date of issuance of this order, Trunkline may file revised rates to become effective on August 1, 1975, which include costs other than costs associated with the Exxon interest payments and costs relating to the eleven advance payments listed in Footnote 3 above.

(D) On or before October 14, 1975, Trunkline shall serve its prepared testimony and exhibits.

(E) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d), shall preside at the hearing in this proceeding, shall prescribe necessary procedures not provided for by this order, and shall otherwise conduct the hearing in accordance with the terms of this order and the Commission's Rules and Regulations.

(F) Trunkline's Substitute Thirteenth Revised Sheet No. 3–A is rejected.

(G) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75–23090 Filed 8–29–75;8:45 am]

[Docket Nos. RP71–29, et al.; (Phase III), RP75–71, RP75–69]

UNITED GAS PIPE LINE CO., ET AL.

Order Partially Granting Petition for Declaratory Order and Motion To Consolidate

AUGUST 20, 1975.

The U.S. Court of Appeals for the Fifth Circuit, *inter alia*, vacated those portions of Opinion Nos. 647 and 647–A which interpreted United Gas Pipe Line Company's ("United") contracts and assessed potential liability, *State of Louisiana, et al.* v. *F.P.C.*, 503 F. 2d 844, 868 (5th Cir. 1974). The Court viewed these portions of our opinions as "an arguably premature determination of United's contract liability via the doctrine of collateral estoppel" (503 F. 2d at 867). In framing the proper inquiry on remand the court said that the Commission "should evaluate Section 12.3 [a tariff provision purporting to remove contractual liability] on the assumption that United faces possible liability—not on the assumption it is immune" (503 F. 2d at 867–868).

Our orders issued March 7, April 2 and May 2, 1975, separated into a Phase III of the remanded proceeding the issues raised in the court's analysis with regard to United's contracts and liability and consolidated these issues with a consideration of Section 12.3 of United's proposed tariff filed on March 3, 1975, in Docket No. RP75–71.[1]

On March 3, 1975, United filed a petition requesting that we issue declaratory orders directed to the issues contained in the following items:

"1. Whether, in view of the present dimensions of the natural gas shortage and the corresponding level of Commission-directed curtailments, the payment of damages or compensation to some of United's customers as a result of United's inability to meet its customers' delivery requirements would create undue preferences and discriminations among customers, would impair United's ability to meet its obligations under the Natural Gas Act, would otherwise be contrary to the public interest, and, accordingly, should be prohibited?

2. Whether Section 12.1 of United's currently-effective tariff, which provides that curtailments by United during a gas shortage are to be made 'without liability to its customers,' precludes damage claims by United's direct sale customers based on curtailments effectuated in response to the present natural gas shortage?

3. Whether the shortage necessitating United's curtailments was caused by negligent or willful misconduct on United's part, taking into account, among other factors, United's obligations under the Natural Gas Act and the Commission's regulations and orders, Commission and other federal action affecting natural gas supply and demand, and industry practice with respect to acquisition, storage and sale of natural gas?

4. Whether the rights of United's customers whose service was at one time in whole or in part intrastate are also fixed by United's curtailment tariffs and Commission orders and whether the payment of curtailment damages or compensation to such customers would create undue preferences and discriminations?"

United requests that we assert primary jurisdiction to decide the foregoing issues and publish declaratory orders which would be determinative for purposes of suits, brought in state and federal courts by United's customers seeking damages based on curtailment.

On May 20, 1975, United filed a motion to consolidate the petition for declaratory order with the proceedings in Phase III of Docket Nos. RP71–29, et al.

At this point, we do not believe our responsibility to act in Phase III extends further than to respond to the issues raised by the court and to determine whether it is necessary and proper to approve Section 12.3 as proposed in Docket No. RP75–71. Our response to United's petition must be within this framework.

The court asked us to consider the effect of Section 12.3 on United's possible contractual liability. United, however, might be found liable for damages arising out of curtailment under two distinct bases. It might be liable under a general breach of contract theory ("general liability"). Even if not generally liable, it might still be liable for breach of its special obligations created by substitute fuel clause with certain customers ("special liability"). Liability arising from curtailment and the need to burn substitute fuels could arise under either of these bases (503 F. 2d at 864). Section 12.3, if it has any effect on possible contractual liability, could affect either form of liability. In addition to Section 12.3, Section 12.1 purports to limit United's general contract liability. Whether Section 12.1 does limit general liability would, therefore, appear to be an appropriate corollary issue to be addressed in Phase III. In this regard we note that, in addition to asking the Commission to evaluate Section 12.3, the court posed the more general question: "Can a tariff provision remove general contractual liability?" (503 F. 2d at 867).

The court postulated a second central question regarding general liability which should be considered in Phase III: "If the [tariff] provision would remove liability, would the unavailability of damages subject United's curtailed customers to 'any undue prejudice or disadvantage?' " (503 F.2d at 867). In items 1 and 4, above, United requests a declaratory order addressed to the issue of whether the payment of damages or compensation to its customers, including formerly intrastate customers, would create undue preferences and discriminations among customers? Although the questions raised by the court and United are phrased in terms of "undue prejudice or disadvantage," the questions posed are quite different. It may be appropriate for this Commission to speak to United's questions as to preference and discrimination arising out of satisfaction of a judgment for curtailment-produced damages, but the question is premature since it can only arise in the event that Sections 12.1 and 12.3 do not limit United's liability.

By requesting a declaratory order as to item 3, above, United seeks reaffirmation of our finding in Opinion Nos. 647 and 647–A that its curtailments did not result from improvidence or willful misconduct. The basis for the allegation of improvidence or willful misconduct is the contention that United engaged in enlargement of existing service and as-

[1] Amended and redesignated 12.4 in new tariff sheets, as indicated in our order issued April 2, 1975.

sumption of new service at a time when it knew or should have known that it would soon experience systemwide shortages. This issue of United's improvidence or willful misconduct has a dual relevance: (1) it may affect United's contractual liability and (2) it may affect any permanent curtailment plan to the extent that "United's past curtailment actions have created undue preferences which are perpetuated by that plan" (503 F.2d at 877). With respect to this latter effect, an opportunity to review evidence, if any, heretofore not presented concerning United's alleged wrongful expansion of service will be afforded in Phase II in the context of the structuring of a permanent plan free from undue preferences and discriminations. In light of the court's statement that we should not further speak to the issue of United's liability in this proceeding,[3] we believe that the issue of wrongful expansion of service should not be further reexamined in Phase III.

In the first part of item 4, above, United poses an issue which is too broad for us to fully answer in the context of the present proceeding: Whether the rights of United's customers whose service was at one time in whole or in part intrastate are also fixed by United's curtailment tariff and Commission orders? In its petition, United indicates that those formerly intrastate customers are served by United's "Green" and "Purple" systems over which we have been determined to have jurisdiction,[4] and which we certificated in Opinion No. 661.[5]

The "fixing" of "rights" of individual customers, formerly served from nonjurisdictional facilities, subsequent to the change in service to an interstate character may depend on a number of factors. Prior to the change from intrastate character of service, the rights between United and the customers in question were "fixed" variously by service agreements, tariff provisions filed with state, or local regulatory authorities, and state law and regulations. When the character of service changed and interstate jurisdiction attached, these provisions were supplanted to the extent they conflicted with the provisions of United's FPC tariff provisions prescribing curtailment procedures. *F.P.C. v. Louisiana Power & Light Co.*, 406 U.S. 621 (1972); *Pennsylvania v. West Virginia*, 262 U.S. 553 (1923). Such result stemmed from our action pursuant to our jurisdiction over transportation, and not from a unilateral contract modification by United. *F.P.C. v. Louisiana Power & Light Co.*, 406 U.S. 621, 646 (1972). United's effective FPC general tariff determined curtailment procedures for both direct sales and resale sales. *Id.* at 647. Any exculpatory provisions contained in United's tariff are an integral part of the curtailment program which we have approved as just and reasonable conditions applicable to the transportation of natural gas by United subject to our jurisdiction (503 F. 2d at 867). When service to formerly intrastate customers became interstate, exculpatory language contained in United's then effective tariff became fully applicable to such customers.

We decline to opine further as to the "fixing" of "rights" by United's tariffs since, first, a determination of rights does not appear necessary to resolve the issues raised by the court on remand or by United's filing in Docket No. RP75-71. Secondly, without expressing our views concerning under what conditions jurisdictional companies' rights provided by their FPC tariffs may be altered by prejurisdictional contracts, we note that United might have attempted to contract away defenses which could otherwise be applicable. Whether such an attempt was made is unknown at this point. Lastly, until a determination is reached concerning the necessity and propriety of making Section 12.3, as originally proposed, retroactively applicable, the extent of the "fixing" of "rights" of formerly intrastate customers by United's tariff remain contingent.

The Commission finds and orders.

Good cause has not been shown for granting United's petition for declaratory order and motion to consolidate, except as to the consolidation of the issue of the effect of United's tariff Section 12.1 on its general liability to curtailed direct sales customers. Such issue shall be consolidated for consideration in Phase III.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-23099 Filed 8-29-75;8:45 am]

[Docket No. E-9145]

UTAH POWER AND LIGHT CO.

Extension of Procedural Dates

AUGUST 21, 1975.

On August 14, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued April 29, 1975, 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 Staff Testimony, October 7, 1975.
Service of Intervenor Testimony, October 21, 1975.
Service of Company Rebuttal, November 4, 1975.
Hearing, November 18, 1975 (10:00 a.m. fst).

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-23092 Filed 8-29-75;8:45 am]

---

[3] 503 F.2d at 866 n. 51.

[4] *Louisiana Power & Light Co. v. F.P.C.*, 483 F.2d 623 (5th Cir. 1973), *cert. denied*, — U.S. — (1974).

[5] 50 F.P.C. 181 (1973); *appeals pending sub nom., State of Louisiana, et al. v. F.P.C.* (D.C. Cir. No. 73-1994) and *International Paper Co. v. F.P.C.* (D.C. Cir. No. 73-2146).

FEDERAL RESERVE SYSTEM

AMERIBANC, INC.

Order Granting Request for Reconsideration

Ameribanc, Inc., St. Joseph, Missouri, has requested reconsideration of the Order of December 31, 1974 (40 FEDERAL REGISTER 1568), whereby the Board of Governors denied the application of Ameribanc, Inc., for prior approval to merge with First American Bancshares, Inc., St. Joseph, Missouri, pursuant to section 3(a)(5) of the Bank Holding Company Act of 1956, as amended (12 U.S.C. 1842(a)(5)).

The request for reconsideration is filed pursuant to section 262.3(g)(5) of the Board's Rules of Procedure, which provides that the Board will not grant any request for reconsideration "unless the request presents relevant facts that, for good cause shown, were not previously presented to the Board, or unless it otherwise appears to the Board that reconsideration would be appropriate." The Board finds that the request for reconsideration presents relevant new facts that were not previously presented to the Board and, therefore, that it would be appropriate for the Board to reconsider the application. Accordingly, the request for reconsideration is hereby granted.

In order to facilitate such consideration, comments and views regarding the proposal may be filed with the Board not later than September 23, 1975. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application, as supplemented by Applicant's request for reconsideration, may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City.

By order of the Board of Governors,[1] effective August 25, 1975.

[SEAL] THEODORE E. ALLISON, *Secretary of the Board.*

[FR Doc.75-23179 Filed 8-29-75;8:45 am]

D. H. BALDWIN CO.

Order Approving Acquisition of Bank

D. H. Baldwin Company, Cincinnati, Ohio, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under § 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire all of the voting shares (less directors' qualifying shares) of First National Bank in Craig, Craig, Colorado ("Bank"), a proposed new bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with § 3(b) of the Act. The

[1] Voting for this action: Vice Chairman Mitchell and Governors Bucher, Coldwell, and Jackson. Voting against this action: Governor Wallich. Absent and not voting: Chairman Burns and Governor Holland.

time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant controls eleven banks with aggregate deposits of approximately $577 million, representing 8.1 per cent of the total deposits in commercial banks in Colorado, and ranks as the fourth largest banking organization in the State.[1] (All banking data are as of December 31, 1974, and reflect holding company formations and acquisitions approved by the Board through July 31, 1975.) Since Bank is a proposed new bank, consummation of the proposed acquisition would not immediately increase Applicant's share of commercial bank deposits in the State nor increase the concentration of banking resources in Colorado.

Applicant is seeking to make its initial entry into the Craig banking market,[2] which at present has only one commercial bank with total deposits of approximately $20 million. Applicant's closest subsidiary bank is located about 116 miles southeast of Craig in a separate banking market. It appears that Applicant's acquisition of Bank would not eliminate any existing competition; nor would consummation of the transaction have any adverse effect on future competition between any of Applicant's banking subsidiaries and Bank in view of the distances involved and the Colorado branching laws. Furthermore, approval of the proposal should have a favorable effect on competition by introducing an alternate source of banking services to the town of Craig. On the basis of the facts of record, the Board concludes that competitive considerations of the transaction are consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant, its subsidiaries, and Bank are regarded as satisfactory and consistent with approval of the application. The introduction of a new banking alternative to the Craig area should provide greater banking convenience for the residents of the area. In addition, the recent economic growth experienced by the Craig area has produced a strong demand for all types of loans and Bank, with Applicant's assistance, would be in a position to help satisfy the increased banking demands of the area. Therefore, considerations relating to the convenience and needs of the community to be served lend some weight toward approval of the application. It is the Board's judgment that the proposed acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order, or (b) later than three months after that date, and (c) First National Bank in Craig, Craig, Colorado, shall be opened for business not later than six months after the effective date of this Order. Each of the periods described in (b) and (c) may be extended for good cause by the Board, or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

By order of the Board of Governors,[3] effective August 25, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc.75-23180 Filed 8-29-75;8:45 am]

[1] In addition to its banking activities, Applicant is a diversified corporation engaged in the manufacture and sale of musical instruments and the provision of financial services. For a further discussion of Applicant's nonbanking activities, see the Board's determination of June 14, 1973, with respect to Applicant's "grandfather" activities under § 4(a)(2) of the Act. (59 Federal Reserve *Bulletin* 536 (1973).)

[2] The Craig banking market is approximated by the eastern two-thirds of Moffat County in Colorado and a small portion of southern Carbon County in Wyoming.

[3] Voting for this action: Chairman Burns and Governors Mitchell, Bucher, and Jackson. Absent and not voting: Governors Holland, Wallich, and Coldwell.

MIDLAND BANCORP, INC.

Formation of Bank Holding Co.

Midland Bancorp, Inc., Chicago, Illinois, has applied for the Board's approval under § 3(a)(1) of the Bank Holding Company Act (12 U.S.C. §1842(a)(1)) to become a bank holding company through acquisition of 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to Sears Bank and Trust Company, Chicago, Illinois. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. § 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than September 29, 1975.

Board of Governors of the Federal Reserve System, August 25, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-23181 Filed 8-29-75;8:45 am]

STOCKTON BANCORP, INC.

Formation of Bank Holding Company

Stockton Bancorp, Inc., Stockton, Illinois, has applied for the Board's approval under § 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 80 percent or more of the voting shares of The First National Bank of Stockton, Stockton, Illinois. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than September 29, 1975.

Board of Governors of the Federal Reserve System, August 25, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-23182 Filed 8-29-75;8:45 am]

U.S. BANCSHARES, INC.

Acquisition of Bank

U.S. Bancshares, Inc., Brownwood, Texas, has applied for the Board's approval under § 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 85 percent of the voting shares of First State Bank of Crandall, Crandall, Texas, a proposed new bank. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than September 29, 1975.

Board of Governors of the Federal Reserve System, August 25, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-23183 Filed 8-29-75;8:45 am]

GENERAL SERVICES ADMINISTRATION

[FEDERAL PROPERTY MANAGEMENT REGULATIONS TEMPORARY REGULATION F-352]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in an intrastate rate proceeding.

2. *Effective date.* This regulation is effective July 29, 1975.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the California Public Utilities Commission involving the application of the Pacific Gas and Electric Company for changes in its purchased gas adjustment clause (Application No. 55687).

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
Administrator of General Services.

August 25, 1975.

[FR Doc.75-23122 Filed 8-29-75;8:45 am]

[Federal Property Management Regulations Temporary Regulation F-353]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in interim and permanent electric rate proceedings.

2. *Effective date.* This regulation is effective August 12, 1975.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the North Carolina Utilities Commission (Docket No. E-2 Sub 264) in a proceeding involving the application of Carolina Power and Light Company for interim and permanent increases in its rates for electrical service.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
Administrator of General Services.

AUGUST 25, 1975.

[FR Doc.75-23123 Filed 8-29-75;8:45 am]

REGIONAL PUBLIC ADVISORY PANEL ON ARCHITECTURAL AND ENGINEERING SERVICES

Notice of Meeting

Pursuant to Public Law 92-463, notice is hereby given of a meeting of the Regional Public Advisory Panel on Architectural and Engineering Services, Region 2, September 24, 1975, from 9 a.m., to 4:30 p.m., Room 2403, Federal Office Building, 26 Federal Plaza, New York, New York. The meeting will be devoted to the initial step of the procedures for screening and evaluating the qualifications of architect-engineers under consideration for selection to furnish professional services for the proposed fixed price, one year term contract for A/E services to be furnished as required at Government locations within a 50 mile radius of New York City, New York. Frank and open discussion of the professional qualifications of the firms being considered is essential to insure selection of the best qualified firms. Accordingly pursuant to a determination that it will be concerned with a matter listed in 5 U.S.C. 552(b)(5) the meeting will not be open to the public.

Dated: August 20, 1975.

GERALD J. TURETSKY,
Regional Administrator.

[FR Doc.75-23121 Filed 8-29-75;8:45 am]

[Temporary Reg. G-22]

FEDERAL PROPERTY MANAGEMENT REGULATIONS

Change in Motor Vehicle Reporting Requirements

1. *Purpose.* This regulation prescribes the use of Standard Form 82-D, Agency Report of Sedan Data, for reporting additional data pertaining to Government-held sedans.

2. *Effective date.* This regulation is effective upon publication in the FEDERAL REGISTER.

3. *Expiration date.* This regulation expires March 31, 1976. Before the expiration date, this regulation will be codified in the permanent regulations of the General Services Administration (GSA) appearing in Title 41, CFR, Public Contracts and Property Management.

4. *Applicability.* The provisions of this regulation apply to all executive agencies holding or using commercially designed motor vehicles.

5. *Background.* It is incumbent upon Federal agencies to provide leadership in the conservation of energy and to compile and maintain significant data in support of this function. The Government has recently intensified the procurement of small sized sedans instead of the larger types in order to reduce motor fuel consumption by the Federal fleet. As a result, the present Standard Form 82, Agency Report of Motor Vehicle Data, is inadequate for the compilation of meaningful data on the new and more varied sedan types. Since it is necessary to collect statistical data covering each specific type of sedan so that suitable vehicle energy conservation guidelines and optimum procurement and replacement policies can be developed, the use of new Standard Form 82-D is essential for the collection of that data.

6. *Agency action.* Each Federal agency, as holding agency, using agency, or both, submitting Standard Form 82, Agency Report of Motor Vehicle Data, under the provisions of FPMR 101-38.1, shall submit Standard Form 82-D, Agency Report of Sedan Data (see attachment A), in duplicate, to GSA with Standard Form 82. Notwithstanding the September 15 date specified in FPMR 101-38.102-1 for submission of such agency reports, Standard Forms 82 and 82-D for fiscal year 1975 shall be submitted to the General Services Administration (FZM), Washington, D.C. 20406, no later than October 31, 1975.

7. *Assistance.* Agencies may obtain additional information or assistance concerning the provisions of this regulation by contacting the General Services Administration (FZM), Washington, D.C. 20406, telephone (703) 557-8565.

8. *Reports.* The reports required by this regulation have been cleared in accordance with FPMR 101-11.11 and assigned Interagency Report Control Number 1102-GSA-AN.

9. *Agency comments.* Comments concerning the effect or impact of this regulation on agency operations should be submitted to the General Services Administration (FF), Washington, D.C. 20406, no later than December 1, 1975, for possible incorporation into the permanent regulation.

10. *Availability of Standard Form 82-D.* Supplies of Standard Form 82-D may be obtained by submitting a requisition in FEDSTRIP/MILSTRIP format to the GSA regional office providing support to the requesting activity. The temporary national stock number is 7540-01-034-0011.

11. *Effect on other issuances.* This regulation augments the policy in FPMR 101-38.102-1 as it pertains to agency submission of motor vehicle data to GSA.

NOTE: Standard Form 82-D, Agency Report of Sedan Data, referred to in paragraph 6, is filed as part of the original document.

Dated: August 28, 1975.

ARTHUR F. SAMPSON,
Administrator of General Services.

[FR Doc.75-23344 Filed 8-29-75;10:21 am]

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-255]

CONSUMERS POWER CO.

Notice of Proposed Issuance of Amendment to Provisional Operating License

The Nuclear Regulatory Commission (the Commission) is considering the issuance of an amendment to Provisional Operating License No. DPR-20 issued to Consumers Power Company (the licensee) for operation of the Palisades Plant (the facility), a pressurized-water reactor located in Van Buren County, Michigan, and currently authorized for operation at power levels up to 2100 MWt.

In accordance with the licensee's application for a license amendment and supplement dated July 9, 1975, the amendment would modify operating limits in the Technical Specifications based upon an evaluation of ECCS performance calculated in accordance with an acceptable evaluation model that conforms to the requirements of the Commission's regulations in 10 CFR 50.46. The amendment would modify various limits established in accordance with the Commission's Interim Acceptance Criteria, and would, with respect to the Palisades

Plant terminate the further restrictions imposed by the Commission's December 27, 1974 Order for Modification of License, and would impose instead, limitations established in accordance with the Commission's Acceptance Criteria for Emergency Core Cooling Systems for Light Water Nuclear Power Reactors, 10 CFR 50.46.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By October 2, 1975, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject provisional operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of § 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. such petition must be filed in accordance with the provisions of this Federal Register notice and § 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 and to M. I. Miller, Esquire, Isham, Lincoln & Beale, Suite 4200, One First National Plaza, Chicago, Illinois 60670 and J. L. Bacon, Esquire, Consumers Power Company, 212 West Michigan Avenue, Jackson, Michigan 49201, the attorneys for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see (1) the application for amendment and supplement dated July 9, 1975, and (2) the Commission's Order for Modification of License and the documents referred to in the Order dated December 27, 1974 published in the FEDERAL REGISTER on January 9, 1975 (40 FR 1786), which are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Kalamazoo Public Library, 315 South Rose Street, Kalamazoo, Michigan 49006. The license amendment and the Safety Evaluation, when issued, may be inspected at the above locations, and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 22nd day of August 1975.

For the Nuclear Regulatory Commission.

ALFRED BURGER,
Acting Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.

[FR Doc.75-23021 Filed 8-29-75;8:45 am]

PRIVACY PROTECTION STUDY COMMISSION

MEETING

The Privacy Protection Study Commission will hold a meeting open to the public on September 8, 1975 at Room 2168, Rayburn House Office Building, Washington, D.C. between 9 a.m. and 5 p.m. with a break for lunch and on September 9, 1975 at Room 2358 Rayburn House Office Building, Washington, D.C. between 9 a.m. and 5 p.m. with a break for lunch.

The matters to be discussed include organizational matters and a discussion of the activities to be undertaken by the Commission. Presentations presently planned to be made in addition to those of the Commission's staff will be made by Mitre Corporation; Dr. Alan Westin; Office of Management and Budget; Stanford Research Institute; and Purdue University Graduate School of Industrial Administration.

For further questions, call Barbara Bailey (202) 225-2436.

CAROLE PARSONS,
Executive Director, Privacy Protection Study Commission.

[FR Doc.75-23359 Filed 8-29-75;10:31 am]

RAILROAD RETIREMENT BOARD

EXTENSION OF UNEMPLOYMENT BENEFITS

Determination under section 2(h)(4) of the Railroad Unemployment Insurance Act of the beginning of a "period of high unemployment," as defined in section 2(h)(2) of that Act.

In accordance with the provisions of section 2(h)(4) of the Railroad Unemployment Insurance Act (45 U.S.C. § 352(h)(4)) as amended by section 1(e) of Public Law 94-92, the Railroad Retirement Board has determined that a "period of high unemployment" (as defined in section 2(h)(2) of that Act, as amended) began on July 1, 1975. Consequently, extended unemployment benefits under the second proviso of section 2(c) of that Act, as amended by section 1(d)(2) of Public Law 94-92, will be payable in registration periods beginning on and after that date.

By Authority of the Board.

Dated: August 22, 1975.

[SEAL] R. F. BUTLER,
Secretary of the Board.

[FR Doc.75-23148 Filed 8-29-75;8:45 am]

RAILROAD RETIREMENT SUPPLEMENTAL ANNUITY PROGRAM

Determination of Quarterly Rate of Excise Tax

In accordance with directions in section 3221(c) of the Railroad Retirement Tax Act (26 U.S.C. § 3221(c)), the Railroad Retirement Board has determined that the excise tax imposed by such section 3221(c) on every employer, with respect to having individuals in his employ, for each man-hour for which compensation is paid by such employer for services rendered to him during the quarter beginning October 1, 1975, shall be at the rate of eight and one-half cents.

In accordance with directions in section 15(a) of the Railroad Retirement Act of 1974, the Railroad Retirement Board has determined that for the quarter beginning October 1, 1975, 7.5 percent of the taxes collected under sections 3211(b) and 3221(c) of the Railroad Retirement Tax Act shall be credited to the Railroad Retirement Account and 92.5 percent of the taxes collected under such sections 3211(b) and 3221(c) plus one hundred percent of the taxes collected under section 3221(d) of the Railroad Retirement Tax Act shall be credited to the Railroad Retirement Supplemental Account.

By Authority of the Board.

Dated: August 25, 1975.

[SEAL] R. F. BUTLER,
Secretary of the Board.

[FR Doc.75-23147 Filed 8-29-75;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[Rel. No. 19139; 70-5724]

METROPOLITAN EDISON CO.

Proposed Issue and Sale of First Mortgage Bonds at Competitive Bidding

AUGUST 22, 1975.

NOTICE IS HEREBY GIVEN that Metropolitan Edison Company ("Met-Ed"), 2800 Pottsville Pike, Muhlenberg Township, Berks County, Pennsylvania

19605, an electric utility subsidiary company of General Public Utilities Corporation, a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Section 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transaction.

Met-Ed proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, up to $45,000,000 principal amount of First Mortgage Bonds, due not later than October 1, 2005 ("Bonds"). The interest rate (which will be a multiple of ⅛ of 1%) and the price (which will be not less than 98% and not more than 101% of the principal amount of the Bonds, plus accrued interest from October 1, 1975, to the date of delivery) will be determined by competitive bidding. The bidding procedure will not establish a minimum or maximum interest rate within which bids may be submitted. The Bonds will be issued under the Indenture, dated as of November 1, 1944 between Met-Ed and Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York), Trustee, as heretofore supplemented and amended, and as to be further supplemented and amended by a Supplemental Indenture to be dated as of September 25, 1975. None of the Bonds may be redeemed at the option of Met-Ed prior to October 1, 1980, if the funds for such redemption are obtained at an interest cost lower than the yield of the Bonds, except under certain circumstances.

The entire proceeds (exclusive of any premium or discount and accrued interest) from the sale of the Bonds will be applied to the payment at or before maturity of all or a portion of Met-Ed's $40,000,000 of short-term bank loans expected to be outstanding at the date of the sale of the Bonds and/or retirement before maturity of Met-Ed's $11,000,000 principal amount of First Mortgage Bonds due 1976–1978 and/or to reimburse Met-Ed's treasury for funds previously expended therefrom for construction purposes. The estimated cost of Met-Ed's 1975 construction program is approximately $65,000,000 (including allowance for funds used during construction). At August 5, 1975, Met-Ed had short-term bank loans outstanding of $30,725,000.

The fees and expenses to be incurred by Met-Ed in connection with the proposed transaction are estimated at $140,000, including legal fees of $37,500. Printing and engraving expenses are estimated at $55,000. Fees of counsel for the underwriters, to be paid by the successful bidder, will be supplied by amendment. It is stated that the Pennsylvania Public Utility Commission has jurisdiction over the proposed transaction and that no other state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transaction

NOTICE IS FURTHER GIVEN that any interested person may, not later than September 16, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as filed or as it may be amended, may be granted as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75-23131 Filed 8-29-75;8:45 am]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority No. 30; Rev. 15, Amdt. 3]

PROGRAM ACTIVITIES IN FIELD OFFICES

Delegation of Authority

Delegation of Authority No. 30, Revision 15 (40 FR 1165), as amended (40 FR 20691 and 40 FR 26317) is further amended to delegate to certain field officials authorities necessary to effectively carry out programs in field offices. This amendment also adds paragraph 2 to Part IX, Section B concerning size determinations for government procurement and sales activities and paragraph 4 to Part XI concerning temporary withholding of authorities.

Actions taken during the period of March 14, 1975, to the effective date of this document are hereby ratified to the extent they would have been authorized had this delegation been in effect.

Delegation of Authority No. 30, Revision 15, now reads as follows:

PART II—DISASTER PROGRAM

* * * * *

Section A—Disaster Loan Authority

1. *Direct and Immediate Participation 7(b)(1) Physical Disaster Loans (SBAct).*

a. * * *

(1) *Home Loans:* * * *

(h) Branch Manager

(2) *Business Loans:* * * *

(h) Branch Manager, $500,000.

2. *Guaranteed Physical Disaster Loans 7(b)(1) (SBAct).* * * *

	Home loans	Business loans
(h) Branch Manager	$100,000	$500,000

3. *Direct and Immediate Participation Economic Injury Disaster Loans (SBAct).* * * *

	Business Loans
(h) Branch Manager	$300,000

4. *Guaranteed Economic Injury Disaster Loans (SBAct)* * * *

(h) Branch Manager $500,000

5. *Processing Representative.* * * *

(e) Branch Manager

* * * * *

PART III—COMMUNITY ECONOMIC DEVELOPMENT (CED) PROGRAM

* * * * *

Section C—Lease Guarantee

1. *Approval Authority.* * * *

a. * * *

b. * * *

c. * * *

d. * * *

e. Deleted

* * * * *

Section D—Surety Guarantee

1. To guarantee sureties against portion of losses resulting from breach of bid, payment, or performance bonds on contracts, not to exceed $500,000.

a. Regional Director

b. Assistant Regional Director for F&I

c. Surety Bond Guarantee Officer R/O

d. District Directors, San Francisco, New York, and Region IV District Offices only

e. Assistant District Director for F&I, San Francisco and Region IV District Offices only

f. Chief, CED Division, San Francisco, New York and Region IV District Offices only

g. Senior Surety Bond Guarantee Specialist, San Francisco D/O only

PART VIII—LEGAL SERVICES

Section A—Authority to Conduct Litigation Activities

1. * * *

EXCEPT:

a. * * *

b. * * *

c. * * *

d. * * *

(7) Attorney, Branch Office

Section B—Loan Closing Authority

1. * * *

g. Attorney, Branch Office

2. * * *

g. Attorney, Branch Office

3. * * *

a. Regional Director

b. Regional Counsel

c. Attorney, Regional Office

d. District Director

e. District Counsel

f. Attorney, District Office

g. Branch Manager

h. Attorney, Branch Office

PART IX—ELIGIBILITY AND SIZE DETERMINATIONS

Section A—Eligibility Determinations

* * * * *

Section B—Size Determinations

1. *Size Determination Authority.* In accordance with Small Business Administration Small Business Size Standards Regulations, to make initial size determinations of applicants for assistance under *any* program of the Agency:

a. Regional Director

b. All other officials having authority and assigned responsibility to take final action on the assistance requested, *EXCEPT* the SBIC program and government procurement and sales activities.

2. *Size Determinations for Government Procurement and Sales.* In accordance with Small Business Administration Small Business Size Standards Regulations, to make size determinations for government procurement and sales activities.

a. Regional Director

b. Assistant Regional Director for PA

c. District Director

* * * * *

PART XI—REDELEGATION AUTHORITY

* * * * *

4. Regional directors, district directors, and branch managers may withhold or limit authorities delegated to those positions prescribed in this document for a period not to exceed six months. Information relating to these temporary exceptions will be maintained and available for examination in their respective field offices.

Effective date: September 2, 1975.

Dated: August 22, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-23149 Filed 8-29-75;8:45 am]

DEPARTMENT OF LABOR

Office of Employee Benefits Security

ADVISORY COUNCIL ON EMPLOYEE WELFARE AND PENSION BENEFIT PLANS

Notice of Meeting

Pursuant to Section 512 of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1142) a meeting of the Advisory Council on Employee Welfare and Pension Benefit Plans will be held on Tuesday and Wednesday, September 16 and 17, 1975, at 10 a.m., in Conference Room B, Departmental Auditorium, 12th and Constitution Avenue, N.W., Washington, D.C.

The meeting will be open to the public. The purpose of the meeting is to discuss the items listed in the following agenda:

1. Investment Work Group Report.
2. Recordkeeping Work Group Report.
3. Seasonal Industries Work Group Report.
4. Prohibited Transactions Work Group Report.
5. Union Dues-Financed Plans.
6. PBGC Presentation: Treatment of Basic Benefits.
7. Discussion of Participation, Vesting and Accrual Regulations.
8. Liability of Individuals Employed by Named Fiduciaries.
9. Role of Internal Revenue Service and Joint Administration of ERISA.
10. Agenda for November Meeting.

Any member of the public may file a written statement concerning the topics under this agenda by submitting 30 copies to James D. Hutchinson, Administrator of Pension and Welfare Benefit Programs, New Department of Labor Building, 200 Constitution Avenue, N.W., Room N4629, Washington, D.C. 20210.

Persons desiring to attend should notify Mr. Edward F. Lysczek, Executive Secretary of the Advisory Council, New Department of Labor Building, 200 Constitution Avenue, N.W., Room N4700, Washington, D.C. 20210, or may call Area Code 202/523-8753.

Signed at Washington, D.C., this 26th day of August 1975.

JAMES D. HUTCHINSON,
Administrator of Pension and Welfare Benefit Programs.

[FR Doc.75-23115 Filed 8-29-75;8:45 am]

Office of the Secretary

ADVISORY COUNCIL ON EMPLOYEE WELFARE AND PENSION BENEFIT PLANS

Section 512 of the Employee Retirement Income Security Act of 1974 (88 Stat. 895, 29 U.S.C. 1142) provides for the establishment of an "Advisory Council on Employee Welfare and Pension Benefit Plans" which is to consist of 15 members to be appointed by the Secretary as follows: three shall be representatives of employee organizations (at least one of whom shall be representative of any organization whose members are participants in a multiemployer plan); three shall be representatives of employers (at least one of whom shall be representative of employers maintaining or contributing to multiemployer plans); one representative each from the fields of insurance, corporate trust, actuarial counseling, investment counseling, investment management, and the accounting field. Three additional representatives shall be appointed from the general public, one of whom shall be a person representing those receiving benefits from a pension plan. Not more than eight members of the Council shall be members of the same political party. The prescribed duties of the Council are to advise the Secretary with respect to the carrying out of his functions under the Employee Retirement Income Security Act, and to submit to the Secretary recommendations with respect thereto. The Council will meet at least four times each year, and recommendations of the Council to the Secretary will be included in the Secretary's annual report to the Congress on the Employee Retirement Income Security Act.

Members shall be persons qualified to appraise the programs instituted under the Employee Retirement Income Security Act. They shall be appointed for terms of three years except that, with respect to those members appointed initially, five were appointed for terms of one year, five were appointed for terms of two years, and five were appointed for terms of three years. Appointments were for terms beginning November 15, 1974.

The terms of five members appointed initially for one year expire on November 14, 1975. The groups or fields represented are as follows: employee organizations, employers (representative of employers maintaining or contributing to multiemployer plans), corporate trust field, investment management field and the general public. Appointments or reappointments to fill the vacancies will be for terms of three years beginning November 15, 1975.

Accordingly, notice is hereby given that any person or organization desiring to recommend one or more individuals for appointment to the "Advisory Council on Employee Welfare and Pension Benefit Plans" to represent any of the five groups or fields specified in the preceding paragraph may submit recommendations to the Secretary of Labor, New Department of Labor Building, 200 Constitution Avenue, N.W., Washington, D.C. 20210, on or before October 2, 1975. The recommendation may be in the form of a letter, resolution, or petition, signed by the person or, in the case of a recommendation by an organization, by an authorized official of the organization. Each recommendation shall identify the candidate by name, occupation or position, and address. It shall include a brief description of the candidate's qualifications and shall specify the group or field which the candidate would represent for purposes of section 512 of the Act, the candidate's political party affiliation, and whether the candidate is available and would accept.

Signed at Washington, D.C., this 26th day of August 1975.

JAMES D. HUTCHINSON,
Administrator of Pension and Welfare Benefit Programs.

[FR Doc.75-23116 Filed 8-29-75;8:45 am]

AIRCO ELECTRONICS BRADFORD, PENNSYLVANIA

Notice of Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-64; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on July 1, 1975 in response to a worker petition received on June 26, 1975 which was filed by the International Union of Radio and Electrical Workers, AFL-CIO on behalf of workers formerly producing carbon composition resistors, coils and capacitors at the Bradford, Pennsylvania plant, of the Airco Electronics Division, St. Marys, Pennsylvania, a di-

vision of Airco Incorporated of Montvale, New Jersey.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 28689) on July 8, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Airco Electronics, its customers, the U.S. International Trade Commission, U.S. Department of Commerce, Electronic Industries Association, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements to section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant total or partial separations. Total employment at the Bradford plant of Airco Electronics declined 43 percent from December 1972 to June 1975. Further, there will be continued layoffs throughout the remainder of 1975 as coil and capacitor production transfers to Nogales, Mexico.

Sales or production, or both, have decreased absolutely. Production of carbon composition resistors and capacitors at the Bradford plant declined 32 percent and 38 percent, respectively from 1973 to 1974.

Sales of carbon composition resistors, capacitors and coils declined 27 percent, 45 percent and 11 percent, respectively, from 1973 to 1974.

Increased imports contributed importantly. Imports of carbon composition resistors increased from about 424 million units in 1972 to about 1.4 billion units in 1974. The import/consumption and import/production ratios increased from about 11.5 percent and 12.6 percent, respectively in 1972 to 30.0 percent and 39.6 percent in 1974.

Imports of capacitors increased from about 265 million units in 1971 to about 1.1 billion units in 1974. The ratios of imports to domestic consumption and production increased significantly from 13.2 percent and 15.0 percent, respectively in 1971 to 34.5 percent and 50.9 percent, respectively in 1974.

Airco imports of shielded coils from Nogales, Mexico have increased 13 fold from 1970 to 1974.

Airco Electronics' imports of resistors, capacitors, and shielded coils have constituted an increasing share of Bradford's sales in recent months and will account for total sales by the end of 1975.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with resistors, capacitors and coils produced by the Bradford, Pennsylvania plant of Airco Electronics contributed importantly to the total or partial separation of the workers of that plant. Section 223(b)(2) of the Trade Act of 1974 provides that a certification of eligibility to apply for worker adjustment assistance may not apply to any worker last separated from the firm or subdivision more than six months before April 3, 1975 the effective date of the new program. In accordance with this provision of the act I make the following certification:

All hourly, piecework, and salaried workers employed at the Bradford, Pennsylvania plant of Airco Electronics who become totally or partially separated from employment on or after October 3, 1974, are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 25th day of August 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary for Trade and Adjustment Policy.

[FR Doc.75-23159 Filed 8-29-75;8:45 am]

[TA-W-62]

CONTROL DATA CORP., CASPER, WYOMING

Notice of Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-62; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on June 26, 1975 in response to a worker petition received on June 24, 1975 which was filed by workers formerly producing and repairing computer memory components at the Casper, Wyoming plant of the Control Data Corporation, Computer Memory Manufacturing Division, St. Louis Park, Minnesota.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 28530) on July 7, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Control Data Corp., industry analysts and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant total or partial separations. Employment of production workers at Casper declined 41.2 percent from 1973 to 1974 and 28.2 percent from the first quarter of 1974 to the first quarter of 1975.

Employment ceased at Casper by July 1975.

Sales or production, or both, have decreased absolutely. Production at the Casper plant declined 29.3 percent from 1973 to 1974 and 7.3 percent from the first quarter of 1974 to the first quarter of 1975.

Production at Casper ceased during June 1975.

Increased imports contributed importantly. In recent years, more than 80 percent of all employment at the Casper plant was related to the repair of computer memory stacks. Evidence developed during the coarse of the investigation indicates that declines in production and employment at the Casper plant prior to March 1, 1975 were due to reduced repair requirements brought about by improved technology in the computer memory industry, and a reduced demand by Control Data for memory stacks produced at Casper. As operations at the Casper plant became increasingly unprofitable, Control Data decided to close the Casper plant. With the closure of the Casper plant Control Data transferred all repair operations formerly conducted at Casper to a Control Data facility in Korea, where such operations could be conducted at a more profitable level. Company imports from Korea of products formerly manufactured at Casper began in April 1975. These imports represent approximately 80 percent of Casper production on March 1, 1975. Manufacturing operations of the Casper plant, which comprised less than 20 percent of plant employment, were transferred to Control Data's St. Louis Park, Minnesota facility. All employment and production at the

Casper plant were terminated by late July 1975.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with articles produced at the Casper, Wyoming plant contributed importantly to the total or partial separation of the workers of that plant. Total or partial separations resulting from the transfer by Control Data of repair operations from the Casper plant to an offshore facility began in March 1975 and were concluded by late July 1975. After due consideration I make the following certification:

All hourly, piecework, and salaried workers employed at the Casper Wyoming plant of the Computer Memory Manufacturing Division, Control Data Corporation who became totally or partially separated from employment on or after March 2, 1975 and before July 30, 1975, are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 25th day of August 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary for Trade and Adjustment Policy.

[FR Doc.75-23160 Filed 8-29-75;8:45 am]

MID-AMERICA DAIRYMEN, INC. SPRINGFIELD, MISSOURI

Notice of Negative Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974, the Department of Labor herein presents the results of TA-W-63: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on June 27, 1975 in response to a worker petition filed on June 24, 1975 by corporate employees of Mid-America Dairymen, Inc. on behalf of employees formerly employed at corporate headquarters in Springfield, Missouri.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 28531) on July 7, 1975. No public hearing was requested and none was held.

The information upon which the determination is based was obtained principally from officials of Mid-America Dairymen, Inc., customers of the firm, the U.S. Department of Agriculture, the U.S. Department of Commerce and staff industry analysts.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant total or partial separations. Employment of corporate salaried employees decreased by 14 percent from 1973 to 1974 and 6.1 percent for the first half of 1975 compared with the first half of 1974. The 30 corporate employees were laid off beginning in May 1975.

Sales or production, or both, have decreased absolutely. Mid-America's total sales increased during 1973 and 1974. Total sales for the first 5 months of 1975 were 6.3 percent below the first five months of 1974. Production of butter and NFDM decreased during 1974 by 18.5 percent and 5.0 percent respectively and decreased in the first quarter of 1975 by 10.8 percent and 15.4 percent respectively. Sales of butter and NFDM also decreased during 1974 by 9.9 percent and 14.2 percent respectively but increased in the first quarter of 1975 over the first quarter of 1974 by 4.4 percent for butter and 16.3 percent for NFDM. Production and sales of cheese increased during 1973 by 69.2 percent and 102.2 percent respectively and increased in 1974 by 18.5 percent and 12.8 percent respectively. Production of cheese continued to increase during the first quarter of 1975 by 5.5 percent from the first quarter of 1974 but sales decreased by 1.9 percent from the first quarter of 1974.

Increased imports contributed importantly. Imports of cheese, butter and NFDM are controlled by quotas. Imports of these dairy items increased for certain periods during 1973 and 1974 due to Presidential proclamations raising import quotas. Quota increases for butter were terminated on December 31, 1974. Imports of butter were .2 percent of U.S. production and consumption in 1974 and .3 percent in the first five months of 1975. Quota increases for NFDM were terminated June 30, 1974. Imports of NFDM were 2.2 percent of U.S. production and 1.6 percent of consumption during the last seven months of 1974 and .22 percent of U.S. production and .27 percent of consumption during the first five months of 1975. Quota increases for cheese were terminated March 31, 1974. Imports of cheese were 1.2 percent of U.S. production and consumption for the last seven months of 1974 and .3 of U.S. production and consumption for the first five months of 1975.

The layoffs at corporate headquarters resulted from a complete corporate reorganization in May 1975 after the selection of a new president for Mid-America Dairymen because of operating losses in 1974 and the first quarter of 1975.

Conclusion. After careful review of the facts obtained in the investigation I conclude that increases of imports like or directly competitive with cheese, butter and NFDM produced at Mid-America Dairymen did not contribute importantly to the total or partial separation of workers or to the absolute decline in sales or production at Mid-America Dairymen.

Signed at Washington, D.C. this 25th day of August 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary for Trade and Adjustment Policy.

[FR Doc.75-23158 Filed 8-29-75;8:45 am]

[TA-W-65]

SHELLER GLOBE CORPORATION PORTLAND, INDIANA

Notice of Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-65; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on July 1, 1975 in response to a worker petition received on June 27, 1975 which was filed by the Allied Industrial Workers, AFL-CIO on behalf of workers formerly producing steering wheels and other automotive parts at the Portland, Indiana plant of the Sheller Globe Corporation, Toledo, Ohio.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 28690) on July 8, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Sheller Globe Corporation, its customers, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purpose of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant total or partial separations. A significant number or proportion of the workers at the Portland plant became totally or partially separated in the last quarter of 1974 and first six months of 1975. Employment declined 22.9 percent from October 1974 to June 1975.

Sales or production, or both, have decreased absolutely. Production and sales of steering wheels at the Portland plant declined 24.0 percent and 17.9 percent respectively in the first half of 1975 compared to the first half of 1974.

Increased imports contributed importantly. Imports of articles like or directly competitive with those produced at the Portland plant increased from 548,000 units in 1972 to 609,000 units in 1974. Imports increased 8.6 percent in the first quarter of 1975 compared to the first quarter of 1974. The ratios of imports to domestic consumption and production increased from 6.1 percent and 6.0 percent, respectively in 1973 to 8.3 percent and 8.0 percent in 1974 and increased further to 9.1 percent and 9.8 percent in the first quarter of 1975.

The evidence developed in the Department's investigation indicates that the separation of workers engaged in employment related to the production of steering wheels was caused by the increase of competitive imports from the company's foreign production facilities.

Company imports of steering wheels increased 7.0 percent from 1973 to 1974 and increased 13.3 percent in the first 4 months of 1975 compared to the same period of 1974.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with steering wheels produced at Sheller Globe's Portland plant contributed importantly to the total or partial separation of the workers of that plant. Section 223(b)(2) of the Trade Act of 1974 provides that a certification of eligibility to apply for worker adjustment assistance may not apply to any worker last separated from the firm or subdivision more than six months before April 3, 1975, the effective date of the new program. In accordance with this provision of the Act, I make the following certification:

All hourly and salaried workers engaged in employment related to the production of steering wheels at the Portland, Indiana plant of Sheller Globe Corporation who became totally or partially separated from employment on or after October 3, 1974, are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 25th day of August 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary for Trade and Adjustment Policy.

[FR Doc.75-23157 Filed 8-29-75;8:45 am]

INTERSTATE COMMERCE COMMISSION

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

AUGUST 27, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before September 12, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 504 (Sub-No. E3), filed May 12, 1974. Applicant: HARPER MOTOR LINES, INC., P.O. Box 460, Elberton, Ga. Applicant's representative: B. K. McClain, P.O. Box 6985, Atlanta, Ga. 30315. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (a) between Chicago and Peoria, Ill., on the one hand, and, on the other, points in North Carolina within the boundaries of U.S. Highway 1 from the North Carolina-South Carolina State line to junction North Carolina Highway 211, thence along North Carolina Highway 211 to junction North Carolina 41, thence along North Carolina Highway 41 to the North Carolina-South Carolina State line, including points on above-named highways; and (b) between points in Ohio, on the one hand, and, on the other, points in South Carolina on and east of a line beginning at the Georgia-South Carolina State line extending along U.S. Highway 378 to McCormick, thence along U.S. Highway 221 to Greenwood, thence along South Carolina Highway 34 to Winnsboro, thence along U.S. Highway 321 to Chester, thence along South Caroline Highway 9 to Lancaster, thence along South Carolina Highway 200 to the South Carolina-North Carolina State line. The purpose of this filing is to eliminate the gateway of Columbia, S.C.

No. MC 504 (Sub-E4), filed June 5, 1974. Applicant: HARPER MOTOR LINES, INC., P.O. BOX 460, Elberton, Ga. Applicant's representative: B. K. McClain, P.O. Box 6985, Atlanta, Ga. 30315. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities*, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Baltimore, Maryland, on the one hand, and, on the other, points in North Carolina within the boundaries of U.S. Highway 1, from North Carolina-South Carolina State line, to junction North Carolina Highway 211 to junction North Carolina Highway 41, thence North Carolina Highway 41 to North Carolina-South Carolina State line, including points on the above named highways. (2) *Granite*, (a) from points in South Carolina in the counties of Greenville, Pickens, Oconee, Anderson, Abbeville, Allendale, Hampton, Jasper, and Beaufort, to points in Maryland on and north of U.S. Highway 40. (b) From points in South Carolina on and west of U.S. Highway 276 from the North Carolina-South Carolina State line to its junction with Interstate Highway 26, thence along Interstate Highway 26 to its junction with U.S. Highway 21, thence along U.S. Highway 21 to the Atlantic Ocean, to points in Pennsylvania on and east of U.S. Highway 15 from the New York-Pennsylvania State line to Harrisburg, Pennylvania, and on and north of Interstate Highway 76, from Harrisburg, Pennsylvania, to the Pennsylvania-New Jersey State line. (c) From points in South Carolina on and west of U.S. Highway 276 from the North Carolina-South Carolina State line to its junction with Interstate Highway 26, thence along Interstate Highway 26 to its junction with U.S. Highway 21, thence along U.S. Highway 21 to its junction with Interstate Highway 95, thence along Interstate Highway 95 to the South Carolina-Georgia State line, to points in New Jersey, New York, Connecticut, Rhode Island, Vermont, New Hampshire, and points in Pennsylvania west of U.S. Highway 15 from the New York-Pennsylvania State line to Harrisburg, Pennsylvania, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateways of points in South Carolina within a 30 mile radius of Laurinburg, North Carolina (Wallace-McColl-Dillion) in (1) above; points in South Carolina within 25 miles of Elberton, Georgia (Starr, South Carolina).

No. MC 1824 (Sub-No. E2), filed May 15, 1974. Applicant: PRESTON TRUCKING COMPANY, INC., 151 Easton Blvd., Preston, Md. 21655. Applicant's representative: Frank V. Klein (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foodstuffs* (a) from points on and within 10 miles of U.S. Highway 1 and U.S. Highway 40 between Baltimore, Md., and Junction Maryland Highway 24, to points in New York on and west of U.S. Highway

219, points in Pennsylvania on and west of U.S. Highway 219, and points in Ohio, Virginia, and West Virginia (Landover or Chesapeake City, Md.*); (b) from points on and within 10 miles of U.S. Highway 2 and U.S. Highway 40 from Baltimore, Md., to junction Maryland Highway 24, to points in New York on, east and north of a line beginning at Buffalo extending along U.S. Highway 219 to junction New York Highway 17, thence along New York Highway 17 to junction New York Highway 16, thence along New York Highway 16 to junction New York Highway 70, thence along New York Highway 70 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction New York Highway 54, thence along New York Highway 54 to Hammondsport, thence along unnumbered highway to junction New York Highway 14 at Watkins Glen, thence along New York Highway 14 to junction New York Highway 224, thence along New York Highway 224 to junction New York Highway 34, thence along New York Highway 34 to the New York-Pennsylvania State line;

(c) From points on or within 10 miles of U.S. Highway 1 between the intersection of Maryland Highway 24 and Pennsylvania Highway 52, and U.S. Highway 40 between intersection of Maryland Highway 24 and Delaware Highway 41, to points in Ohio, points in Pennsylvania on and west of a line beginning at the Pennsylvania-New York State line extending along U.S. Highway 219 to junction Pennsylvania Highway 770, thence along Pennsylvania Highway 770 to junction Pennsylvania Highway 59, thence along Pennsylvania Highway 59 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction Pennsylvania Highway 8, thence along Pennsylvania Highway 8 to junction Interstate Highway 76, thence along Interstate Highway 76 to junction U.S. Highway 119, thence along U.S. Highway 119 to the Pennsylvania-Maryland State line, points in Virginia on and south of a line beginning at the Virginia-West Virginia State line extending along Virginia Highway 55 to junction U.S. Highway 17, thence along U.S. Highway 17 to junction U.S. Highway 360, thence along U.S. Highway 360 to the Chesapeake Bay, points in West Virginia on and west of a line beginning at the West Virginia-Virginia State line extending along West Virginia Highway 55 to junction U.S. Highway 220, thence along U.S. Highway 220 to the West Virginia-Maryland State line; (d) from points on and within 10 miles of (1) U.S. Highway 1 between junction Pennsylvania Highway 52 and New York, (2) U.S. Highway 40 to U.S. Highway 130, thence along U.S. Highway 130 to junction U.S. Highway 1, and thence as in (1) above (also U.S. Highway 13 to Trenton, N.J., thence along U.S. Highway 1 to New York, also from Trenton over New Jersey Highway 27 to Elizabeth, N.J., and thence along U.S. Highway 1 to New York, N.Y.) between junction U.S. Highway 40 and Delaware Highway 41 at State Road, Delaware, and New York, N.Y., to points in Virginia, West Virginia and Ohio;

(e) From (1) points on and within 10 miles of U.S. Highway 1 between junction Pennsylvania Highway 52 and Trenton, N.J., and (2) points on and within 10 miles of U.S. Highway 40 to junction U.S. Highway 130, thence along U.S. Highway 130 to Trenton (also U.S. Highway 40 to junction U.S. Highway 13, thence along U.S. Highway 13 to Trenton) between the junction of U.S. Highway 40 and Delaware Highway 41 at State Road, Del., and Trenton, N.J., to points in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line extending along U.S. Highway 62 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction U.S. Highway 219, thence along U.S. Highway 219 to the Pennsylvania-Maryland State line; (f) from points on or within 1-miles of the highways specified in (1), (2) and (3) below between the junction of Maryland Highway 24 and Philadelphia, Pa., (1) U.S. Highway 1, (2) U.S. Highway 40 to junction U.S. Highway 130, thence along U.S. Highway 130 to Philadelphia, (3) U.S. Highway 40 to junction U.S. Highway 13, thence along U.S. Highway 13 to Philadelphia, to points in New York on and west of a line beginning at Rochester extending along U.S. Highway 15 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction New York Highway 39, thence along New York Highway 39 to junction New York Highway 16, thence along New York Highway 16 to the New York-Pennsylvania State line;

(g) From points on and within 10 miles of U.S. Highway 1 between Trenton, N.J., and New York, N.Y., to points in Pennsylvania on and west of a line beginning at the Pennsylvania-New York State line extending along U.S. Highway 62 to junction Pennsylvania Highway 8, thence along Pennsylvania Highway 8 to junction Interstate Highway 76, thence along Interstate Highway 76 to junction U.S. Highway 119, thence along U.S. Highway 119 to the Pennsylvania-Maryland State line; and (h) from points on or within 10 miles of (1) U.S. Highway 1 between the junction of New Jersey Highway 18 and New York, (2) New Jersey Highway 27 between the junction of New Jersey Highway 18 to Elizabeth, N.J., and thence along U.S. Highway 1 to New York, N.Y., to points in New York on and west of a line beginning at Barcelona, N.Y., extending along New York Highway 17 to junction U.S. Highway 62, thence along U.S. Highway 62 to the New York-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of Chesapeake City, Md.

No. MC 1824 (Sub-No. E3), filed May 15, 1974. Applicant: PRESTON TRUCKING COMPANY, INC., 151 Easton Blvd., Preston, Md. 21655. Applicant's representative: Frank V. Klein (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foodstuffs*, (1) from points on or within 10 miles of U.S. Highway 1 from New York, N.Y., to Boston, Mass.; U.S. Highway 5 from New Haven, Conn., to Springfield, Mass., U.S. Highway 20 from Springfield, Mass., to Boston, Mass., to points in Virginia, West Virginia, points in that part of Ohio west of U.S. Highway 322, points in that part of Pennsylvania south and west of U.S. Highway 322 from the Ohio-Pennsylvania State line to junction Pennsylvania Highway 36, thence along Pennsylvania Highway 36 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line, (b) from points on or within 10 miles of U.S. Highway 1 from New York, N.Y., to Boston, Mass., and from points on U.S. Highway 5 from New Haven to Hartford, Conn., to points in Ohio north of U.S. Highway 322; (c) from points on or within 10 miles of U.S. Highway 1 from New York, N.Y., to New London, Conn., to points in that part of Pennsylvania on, north and west of a line beginning at the Pennsylvania-New York State line extending along U.S. Highway 62 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Highway 66, thence along Pennsylvania Highway 66 to junction Pennsylvania Highway 899, thence along Pennsylvania Highway 889 to junction Pennsylvania Highway 36, thence along Pennsylvania Highway 36 to junction U.S. 322, thence along U.S. Highway 322 to the Pennsylvania-Ohio State line;

(d) From points on and within 10 miles of U.S. Highway 1 from New Haven, Conn., to Boston, Mass., and U.S. Highway 20 from Worcester to Boston, Mass., to points in Pennsylvania within an area bounded by a line beginning at the junction of U.S. Highway 322 and Pennsylvania Highway 36, extending along U.S. Highway 322 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 36, thence along Pennsylvania Highway 36 to point of beginning, including points on the above-specified highways; and (e) from points on and within 10 miles of U.S. Highway 1 from New York, N.Y., to Bridgeport, Conn., to points in New York on and west of a line beginning at Barcelona extending along New York Highway 17 to junction U.S. Highway 62, thence along U.S. Highway 62 to the New York-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of Chesapeake City, Md.

No. MC 31600 (Sub-No. E10), filed June 4, 1974. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. 02154. Applicant's representative: Marshall Kragen, 666 Eleventh Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid chemicals*, in bulk, in tank vehicles, from points in New Hampshire to points in California (Boston, Mass.)*; (2) *liquid commodities, in bulk, in tank vehicles, except petroleum and petroleum products, asphalt, bituminous materials and bituminous products milk and milk products* and *blackstrap molasses*, from points in New Hampshire

on and east of a line beginning at the New Hampshire-Vermont State line and extending along New Hampshire Highway 103 to junction U.S. Highway 202, thence along U.S. Highway 202 to junction U.S. Highway 3, thence along U.S. Highway 3 to the New Hampshire-Massachusetts State line, to points in Rhode Island (Boston, Mass.)*; (3) *formaldehyde*, in bulk, in tank vehicles, from points in New Hampshire, to points in Delaware and Pennsylvania within 250 miles of Garfield, N.J. (Garfield or Perth Amboy, N.J.)*; (4) *liquid plasticizers*, in bulk, in tank vehicles, (a) from points in New Hampshire to Wilmington, Dela., and Lancaster, Philadelphia, Doylestown, Neville Island, and Pittsburgh Pa., (b) from points in New Hampshire on and south of New Hampshire Highway 101 to Lockport, N.Y. (Cambridge, Mass)*; (5) *liquid container cement*, in bulk, in tank vehicles, (a) from points in New Hampshire to New Castle and Dover, Dela., and Philadelphia, Lancaster, Glassport, Oil City, Pittsburg, Connellsville, and Mifflinborough, Pa., and (b) from points in Hillsborough and Merrimack Counties, N.H., to Lockport, Niagara Falls, Buffalo, Fairport, Syracuse, and Randolph, N.Y. (Cambridge, Mass.)*;

(6) *Aluminum chloride, aluminum sulphate, aqua-ammonia, lacquers, lacquer thinning compound, muriatic acid, nitric acid, oleum, sodium by-sulphate, proprietary alcohol solvents, sodium hypochloride and sulphuric acid*, restricted to liquid commodities and against petroleum products, in bulk, in tank vehicles, (a) from points in New Hampshire to Rockford, Dela., Buffalo, Niagara Falls, Greenwich and Thompson, N.Y., and Conshohocken, Seiple, Philadelphia, Bridgeville, Carnegie, Reading and Springfield, Pa. (Everett, Mass.)*, and (b) from points in New Hampshire to points in Pennsylvania on and east of U.S. Highway 15 (Sayreville, N.J.)*; (7) *cotton softener and sizing*, in bulk, in tank vehicles, from points in New Hampshire to Rockford, Dela., Buffalo, Niagara Falls, Greenwich, and Thompson, N.Y., and Conshohocken, Seiple, Philadelphia, Bridgeville, Carnegie, Reading and Springfield, Pa.; (8) *formic acid*, in bulk, in tank vehicles, from points in New Hampshire to Albany, Ga., and Orangeburg, S.C. (Fords or Garfield, N.J.)*; (9) *salicylalehyde*, in bulk, in tank vehicles, from points in New Hampshire to Chicago, Ill. (Fords, N.J)*; (10) *animal vegetable and fish oils*, (except fatty acids and refined cocoanut oils), and *liquid chocolate, liquid chocolate products, and cocoa butter*, in bulk, in tank vehicles, from points in New Hampshire to Chicago, Ill. (Boston, Mass.)*; (11) *chlorosulfonic acid*, in bulk, in tank vehicles, from points in New Hampshire to Baltimore, Md., and Lock Haven, and Philadelphia, Pa. (Kearny, N.J.)*; (12) *fluorinated hydrocarbon (compressed gas), trichloromonofluromethane, trichlorotrifluoroethane and dichlorotetrafluoroethane* and *mixtures* of the aforementioned commodities, in bulk, in tank vehicles, from points in New Hampshire to Baltimore, Md., Cleveland, Minerva, Portsmouth, and Waverly, Ohio, and Lancaster, Norristown, and Tylersport, Pa. (Edgewater or Elizabethport, N.J.)*; (13) *grain alcohol*, in bulk, in tank vehicles, from points in New Hampshire to Cockeysville, Md. (Boston, Mass., and Harford, Conn.)*; (14) *liquid paint*, in bulk, in tank vehicles from points in New Hampshire to New Kensington, Pa. (Chelsea, Mass.)*; (15) *liquid cleaning compound*, in bulk, in tank vehicles, (restricted against petroleum products), from points in Merrimack and Hillsborough Counties, N.H., to Lititz, Pa. (Boston, Mass., and Cranston, R.I.)*; (16) *denatured rum*, in bulk, in tank vehicles, from points in New Hampshire to Richmond, Va. (Boston, Mass.)*; and (17) *liquid collodial silicate*, in bulk, in tank vehicles, from points in New Hampshire to Racine, Wisc. (Everett, Mass.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 31600 (Sub-No. E11), filed June 4, 1974. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. 02154. Applicant's representative: Marshall Kragen, 666 Eleventh Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, (1) between points in Windham County, Conn., on the one hand, and, on the other, points in New York on, south and west of a line beginning at the East River and extending along Interstate Highway 87 to junction New York Highway 17, thence along New York Highway 17 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction New York Highway 63, thence along New York Highway 63 to Lake Ontario; (2) between points in New London and Middlesex Counties, Conn., on the one hand, and, on the other, points in New York on, south and west of a line beginning at the Connecticut-New York State line and extending along U.S. Highway 6 to junction New York Highway 17, thence along New York Highway 17 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction New York Highway 41, thence along New York Highway 41 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction New York Highway 34, thence along New York Highway 34 to junction U.S. Highway 104, thence along U.S. Highway 104 to junction New York Highway 18, thence along New York Highway 18 to Lake Ontario; (3) between points in Fairfield County, Conn., on the one hand, and, on the other, points in New York on and west of New York Highway 14;

(4) Between points in Hartford County, Conn., on the one hand, and, on the other, points in New York on, south and west of a line beginning at the East River and extending along Interstate Highway 87 to junction New York Highway 17, thence along New York Highway 17 to junction New York Highway 36, thence along New York Highway 36 to junction New York Highway 63, thence along New York Highway 63, to junction New York Highway 98, thence along New York Highway 98 to Lake Ontario; (5) between points in New Haven County, Conn., on the one hand, and, on the other, points in New York on, south and west of a line beginning at the East River and extending along Interstate Highway 87 to junction New York Highway 17, thence along New York Highway 17 to junction New York Highway 8, thence along New York Highway 8 to junction New York Highway 80, thence along New York Highway 80 to junction New York Highway 13, thence along New York Highway 13 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction New York Highway 481, thence along New York Highway 481 to Lake Ontario; (6) between points in Litchfield County, Conn., on the one hand, and, on the other, points in New York on and west of a line beginning at the New York-Pennsylvania State line and extending along New York Highway 14 to junction New York Highway 17, thence along New York Highway 17 to junction New York Highway 36, thence along New York Highway 36 to junction New York Highway 63, thence along New York Highway 63 to junction New York Highway 18, thence along New York Highway 18 to Lake Ontario, restricted in (1) through (6) above against the transportation to points in the New York, N.Y., Commercial Zone (points in Essex, Hudson, and Union Counties, N.J., points in Bergen County, N.J., south of New Jersey Highway 4 and points in Middlesex County, N.J., north of the Raritan River (except points in New Jersey in the New York, N.Y., Commercial Zone)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 31600 (Sub-No. E14), filed June 4, 1974. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. 02154. Applicant's representative: Marshall Kragen, 666 Eleventh Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid chemicals* (except petroleum products and bituminous products), in bulk, in tank vehicles, from points in Massachusetts to points in California (Boston, Mass.)*; (2) *formaldehyde*, in bulk, in tank vehicles, from points in Massachusetts to points in Delaware and Pennsylvania which are within 250 miles of Garfield, N.J. (Garfield or Perth Amboy, N.J.)*; (3) *liquid plasticizers* (except petroleum products), and *liquid container cement*, in bulk, in tank vehicles, (a) from points in Massachusetts to Wilmington, Dela., and (b) from points in Massachusetts on and east of Massachusetts Highway 32 to Lockport, N.Y., and Lancaster, Philadelphia, Doylestown, Neville Island and Pittsburgh, Pa. (Cambridge, Mass.)*; (4) *aluminum chloride, aluminum sulphate, aqua-ammonia, lacquers, lacquer thin-*

ning compound, muriatic acid, nitric acid, oleum, phthalic anhydride, resins, plasticizers, sodium by-sulphate, proprietary alcohol solvent, sodium hypochloride and sulphuric acid (restricted to liquid commodities and against petroleum products), in bulk, in tank vehicles, (a) from points in Massachusetts to Rockford, Dela. (Everett, Mass.)*; (b) from points in Massachusetts on and east of Massachusetts Highway 32 to Glens Falls, Buffalo, Amsterdam, Niagara Falls, Beaver Falls, Brownsville, Carthage, Corinth, Dexter, Ft. Edwards, Fulton, Gouverneur, Greenwich, Harrisville, Little Falls, Lyons Falls, Newton Falls, Norfolk, Ogensburg, Phoenix, Plattsburg, Pottsdam, Thompson, Utica, Schenectady, Lawville, and Watertown, N.Y., and Conshohocken, Seiple, Smethport, Philadelphia, Carnegia, Coudersport, Reading and Springfield, Pa. (Everett, Mass.)*, and (c) from points in Massachusetts on and east of Massachusetts Highway 32 to points in Pennsylvania on and east of U.S. Highway 15 (Sayreville, N.J.)*;

(5) *Cotton softener and sizing*, in bulk, in tank vehicles, (a) from points in Massachusetts to Rockford, Dela., and (b) from points in Massachusetts on and east of Massachusetts Highway 32 to Glens Falls, Buffalo, Amsterdam, Niagara Falls, Beaver Falls, Brownsville, Carthage, Corinth, Dexter, Ft. Edwards, Fulton, Gouverneur, Greenwich, Harrisville, Little Falls, Lyons Falls, Newton Falls, Norfolk, Ogdensburg, Phoenix, Plattsburg, Pottsdam, Thompson, Utica, Schenectady, Lawville, and Watertown, N.Y., and Conshohocken, Seiple, Smethport, Philadelphia, Carnegie, Coudersport, Reading and Springfield, Pa. (Everett, Mass.)*; (6) *formic acid*, in bulk, in tank vehicles, from points in Massachusetts to Albany, Ga., and Orangeburg, S.C. (Fords, N.J., or Garfield, N.J.)*; (7) *salicylalehyde*, in bulk, in tank vehicles, from points in Massachusetts to Chicago, Ill. (Fords, N.J.)*; (8) *animal, vegetable and fish oils*, (except fatty acids and refined cocoanut oils), and *liquid chocolate, liquid chocolate products, and cocoa butter*, in bulk, in tank vehicles, from points in Massachusetts to Chicago, Ill. (Boston, Mass.)*; (9) *chlorosulfonic acid*, in bulk, in tank vehicles, from points in Massachusetts to Baltimore, Md., and Lock Haven and Philadelphia, Pa. (Kearny, N.J.)*; (10) *fluorinated hydrocarbon* (compressed gas), *trichloromonofluoromethane, trichlorotrifluoroethane, trichlorotetrafluoroethane*, and *mixtures* of the aforementioned commodities, in bulk, in tank vehicles, (a) from points in Massachusetts to Baltimore, Md., and Cleveland, Minerva, Portsmouth and Waverly, Ohio (Edgewater or Elizabethport, N.J.)*, and (b) from points in Massachusetts on and east of Massachusetts Highway 32 to Lancaster, Norristown and Tylersport, Pa. (Edgewater, N.J.)*; (11) *grain alcohol*, in bulk, in tank vehicles, from points in Massachusetts to Cockeysville, Md. (Hartford, Conn.)*; (12) *liquid synthetic resin*, in bulk, in tank vehicles, from points in Massachusetts to Odenton, Md. (Ballardvale, Mass.)*;

(13) *Liquid glycerine*, in bulk, in tank vehicles, from points in Massachusetts on and east of Massachusetts Highway 128 to Schenectady, N.Y. (Cambridge, Mass.)*; (14) *liquid paint*, in bulk, in tank vehicles, from points in Massachusetts to New Kensington, Pa. (Chelsea, Mass.)*; (15) *liquid cleaning compound*, (restricted against petroleum products), in bulk, in tank vehicles, from points in Massachusetts to Lititz, Pa. (Boston, Mass., and Cranston, R.I.)*; (16) *animal, vegetable and fish oils*, from points in Massachusetts to Elkland, Pa. (Boston, Mass.)*; (17) *denatured rum*, in bulk, in tank vehicles, from points in Massachusetts to Richmond, Va. (Boston, Mass.)*; and (18) *liquid collodial silicate*, in bulk, in tank vehicles, from points in Massachusetts to Racine, Wisc. (Everett, Mass.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 41406 (Sub-No. E1), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (except commodities requiring special equipment), (a) from points in Illinois on and north of a line beginning at the Iowa-Illinois State line extending along U.S. Highway 30 to Sugar Grove, thence along Illinois Highway 56 to Chicago, thence along Interstate Highway 90 to the Illinois-Indiana State line, to points in Indiana on and north of a line beginning at the Indiana-Illinois State line extending along Indiana Highway 10 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction Indiana Highway 43, thence along Indiana Highway 43 to Lafayette, thence along Indiana Highway 26 to the Indiana-Ohio State line; (b) between points in Kankakee and Will Counties, Ill., on the one hand, and, on the other, points in Steuben, LaGrange, Elkhart, St. Joseph, LaPorte, DeKalb, Noble, Kosciusko, Whitley and Allen Counties, Ind.; (c) from points in Illinois on and north of Interstate Highway 80, to points in Indiana on, north and east of a line beginning at the Illinois-Indiana State line extending along Interstate Highway 80 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 35, thence along U.S. Highway 35 to junction Indiana Highway 26, thence along Indiana Highway 26 to the Indiana-Ohio State line;

(d) From points in Illinois on and south of a line beginning at the Iowa-Illinois State line extending along Illinois Highway 9 to Bloomington, thence along U.S. Highway 66 to junction Illinois Highway 17, thence along Illinois Highway 17 to the Illinois-Indiana State line, to points in Indiana on and north of U.S. Highway 30; and (e) from points in that part of Illinois on and north of a line beginning at the Iowa-Illinois State line extending along U.S. Highway to Galesburg, thence to junction U.S. Highway 6, thence along U.S. Highway 6 to Joliet, thence along U.S. Highway 30 to the Illinois-Indiana State line, to points in Indiana on north and east of a line beginning at the Illinois-Indiana State line extending along U.S. Highway 6 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 35, thence along U.S. Highway 35 to junction U.S. Highway 31 through Kokomo, to junction Indiana Highway 26, thence along Indiana Highway 26 to the Indiana-Ohio State line. The purpose of this filing is to eliminate the gateway of Gary, Ind.

No. MC 41406 (Sub-No. E2), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Description in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in Kankakee, Iroquois, Vermilion, Edgar, Douglas, Champaign, and Ford Counties, Ill., to points in Columbia, Dane, Dodge, Grant, Iowa, Fond du Lac, Kenosha, Jefferson, Ozaukee, Racine, Rock, Sauk, Sheboygan, Walworth, Washington, and Waukesha Counties Wis. (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41); (b) from points in Livingston County, Ill., to points in Columbia, Racine, Kenosha, Walworth, Waukesha, Jefferson, Ozaukee, Washington, Sheboygan and Fond du Lac Counties, Wis. (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41); (c) from points in Livingston County, Ill., on and east of U.S. Highway 66, to points in Crawford, Dane, Dodge, Green, Iowa, Lafayette, Richland, Rock, and Saulk Counties, Wis.; (d) from points in Grundy County, Ill., on and east of U.S. Highway 66, to points in Kenosha, Racine, Waukesha, Washington, Ozaukee and Fond du Lac Counties, Wis., (except those parts of Racine and Kenosha Counties, on and east of U.S. Highway 41);

(e) From points in that part of Cook County, Ill., south and east of a line beginning at the Lake Michigan at Wilmette, Ill., extending along Lake Avenue to Euclid Avenue, thence to junction Illinois Highway 53, thence to the Cook-DuPage County lines, to points in Columbia, Crawford, Dane, Dodge, Fond du Lac, Grant, Green, Iowa, Jefferson Lafayette, Kenosha, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Walworth, Washington, and Waukesha Counties, Wis. (except those parts of

Kenosha and Racine Counties on and east of U.S. Highway 41); (f) from that part of DuPage County, Ill., on and east of Illinois Highway 53, to points in Columbia, Crawford, Dane, Dodge, Fond du Lac, Grant, Green, Iowa, Jefferson, Lafayette, Kenosha, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Walworth, Washington, and Waukesha Counties, Wis. (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41); and (g) from points in that part of Will County, Ill., on, south and east of U.S. Highway 66 to points in Columbia, Crawford, Dane, Dodge, Fond Lac, Grant, Green, Iowa, Jefferson La-Lafayette, Kenosha, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Walworth, Washington, and Waukesha Counties, Wis. (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41). The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E3), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in Illinois on and south of Illinois Highway 16 (except points in Jersey and Macoupin Counties), to points in Sauk, Columbia, Dane, Dodge, Fond du Lac, Jefferson, Kenosha, Ozaukee, Racine, Richland, Rock, Sheboygan, Walworth, Washington, Wukesha Counties, Wis., on and east of a line beginning at the Wisconsin Dells on U.S. Highway 12 to junction U.S. Highway 51, thence south to the Wisconsin-Illinois State line; and (b) from points in Cumberland, Clark, Jasper, Crawford, Richland, Lawrence, Edwards, Wabash, White, Saline, Gallatin, Hardin, Pope, Johnson, Massac, Pulaski, and Alexander Counties, Ill., to points in Columbia, Crawford, Dane, Dodge, Fond du Lac, Grant, Green, Iowa, Jefferson, Lafayette, Kenosha, Ozaukee, Racine, Richland, Rock, Sauk, Sauk, Sheboygan, Walworth, Washington, and Waukesha Counties, Wis. (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41). The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E4), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from points in Indiana to points in Wisconsin (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41), south of the southern boundaries of Vernon, Juneau, Adams, Marquette, Green Lake, Winnebago, Calumet and Manitowoc Counties. The purpose of this filing is to eliminate the gateway of Chicago, Ill., or points in its commercial zone.

No. MC 41406 (Sub-No. E5), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 (except commodities in bulk), from Middletown, Ohio, to points in Iowa. The purpose of this filing is to eliminate the gateway of the plant site of the Jones & Laughlin Steel Corporation located in Putnam County, Ill.

No. MC 41406 (Sub-No. E6), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from Middletown, Ohio, to points in Columbia, Crawford, Dane, Grant, Dodge, Fond du Lac, Green, Iowa, Jefferson, Lafayette, Kenosha, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Walworth, Washington, and Waukesha Counties, Wis. (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41). The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E7), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 (except commodities in bulk), from Middletown, Ohio, to points in Wisconsin west and north of Vernon, Juneau, Adams, Marquette, Waushana, Waupara, Shawnano, Oconto, and Mariette Counties, including points within these counties. The purpose of this filing is to eliminate the gateway of the plant site of Jones & Laughlin Steel Corporation located in Putnam County, Ill.

No. MC 41406 (Sub-No. E8), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in the Lower Peninsula of Michigan, to points in Illinois (except Edgar, Clark, Crawford, Edward, White, Gallatin, Lawrence, Hardin, and Wabash Counties), and (b) from points in the Lower Peninsula of Michigan (except points in Branch, Hillsdale, Lenawee, and Monroe Counties), to points in Illinois. The purpose of this filing is to eliminate the gateway of points in the Chicago, Ill., commercial zone which are in the Portage, Ind., commercial zone.

No. MC 41406 (Sub-No. E9), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in that part of Michigan on and north of a line beginning at Lake Michigan near Ludington extending along U.S. Highway 31 to junction Michigan Highway 55, thence along Michigan Highway 55 to Roscommon-Ogemaw County line, thence along the Roscommon-Ogemaw County lines to the northern borders of Ogemaw and Iosco Counties to Lake Huron, to Kokomo, Ind.; (b) from points in that part of Michigan on and north of U.S. Highway 12 to Evansville, Ind.; (c) from those points in Michigan on, north and east of a line beginning at Lake Michigan near Holland, extending along Michigan Highway 40 to junction Michigan Highway 89, thence along Michigan Highway 89 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Michigan-Indiana State line, to points in Lake County, Ind., and that part of Porter County, Ind., on, south and west of a line beginning at Lake Michigan near Dune Acres extending along Indiana Highway 49 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Porter-La Porte County line; (d) from points in that part of Michigan on and north of a line beginning at Lake Michigan near Benton Harbor extending along U.S. Highway 31-33 to junction Interstate Highway 94, thence along Interstate Highway 94 to Detroit, Mich., to points in Tippecanoe County, Ind., on and west of Interstate Highway 65;

(e) From points in Michigan (except points in Berrien, Cass, St. Joseph, Branch, Hillsdale, Lenawee, and Monroe Counties, Mich.), to points in Montgomery County, Ind., on, south and west of a line extending from the Fountain-Montgomery County line along Interstate Highway 74 to junction U.S. Highway 231, thence along U.S. Highway 231

to the Montgomery-Putnam County line; and (f) from points in Michigan (except points in Branch, Hillsdale, Lenawee, and Monroe Counties, and that part of St. Joseph County south of U.S. Highway 12), to points in that part of Indiana on, south and west of a line beginning at the Illinois-Indiana State line extending along Indiana Highway 114 to junction Indiana Highway 55, thence along Indiana Highway 55 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Indiana Highway 59, thence along Indiana Highway 59 to junction Indiana Highway 58, thence along Indiana Highway 58 to junction Indiana Highway 57, thence along Indiana Highway 57 to junction U.S. Highway 41, thence along U.S. Highway 41 to the Ohio River. The purpose of this filing is to eliminate the gateway of points in the Chicago, Ill., commercial zone, and Portage, Ind.

No. MC 41406 (Sub-No. E10), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from points in the Lower Peninsula of Michigan, to points in that part of Iowa on and east of a line beginning at the Iowa-Illinois State line at Keokuk extending along U.S. Highway 218 to Cedar Rapids, thence along U.S. Highway 151 to junction Iowa Highway 13, thence along Iowa Highway 13 to Marquette, at the Iowa-Wisconsin State line. The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E12), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such iron and steel* articles as are building and construction materials (except commodities in bulk), from points in the Lower Peninsula of Michigan, to points in Missouri (except points in Dunklin, Pemiscot, New Madrid, Scott, Stoddard, Mississippi, Cape Girardeau, Bollinger, St. Genevieve, Butler, Wayne, Madison, St. Francois, and Perry Counties). The purpose of this filing is to eliminate the gateways of (1) Chicago, Ill., or a point in its commercial zone, and (2) the plant sites of Jones & Laughlin Steel Corporation located in Putnam County, Ill., (Hennepin).

No. MC 41406 (Sub-No. E13), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from points in the Lower Peninsula of Michigan on and south of Michigan Highway 55, to Columbia, Crawford, Dane, Dodge, Fond du Lac, Grant, Green, Iowa, Jefferson, Lafayette, Kenosha, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Walworth, Washington, and Waukesha Counties, Wis. (except those parts of Kenosha and Racine Counties on and east of U.S. Highway 41). The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E17), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 (except commodities requiring special equipment), (a) from Kokomo, Ind., to points in that part of Michigan on and north of a line beginning at Lake Michigan near Ludington extending along U.S. Highway 31 to junction Michigan Highway 55, thence along Michigan Highway 55 to the Roscommon-Ogemaw County line, thence north along the Roscommon-Ogemaw County line to the Ogemaw-Oscoda Counties line, thence along the northern borders of Ogemaw and Iosco Counties to Lake Huron; (b) from Evansville, Ind., to points in that part of Michigan on and north of U.S. Highway 12; (c) from points in Lake County, Ind., and that part of Porter County, Ind., on, south and west of a line beginning at Lake Michigan near Dune Acres extending along Indiana Highway 49 to junction U.S. Highway 30, thence along U.S. Highway 30 to the La Porte-Porter County line, to those points in Michigan on, north, and east of a line beginning at Lake Michigan near Holland extending along Michigan Highway 40 to junction Michigan Highway 89, thence along Michigan Highway 89 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Michigan-Indiana State line;

(d) From points in Tippecanoe County, Ind., on and west of Interstate Highway 65, to points in that part of Michigan on and north of a line beginning at Lake Michigan near Benton Harbor extending along U.S. Highway 31–33 to junction Interstate Highway 94, thence along Interstate Highway 94 to Detroit; (e) from points in Montgomery County, Ind., on, south and west of a line beginning at the Fountain-Montgomery County line extending along Interstate Highway 74 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Montgomery-Putnam County line, to points in Michigan (except points in Berrie, Cass, St. Joseph, Branch, Hillsdale, Lenawee and Monroe Counties, Mich.); (f) from points in that part of Indiana on, south and west of a line beginning at the Illinois-Indiana State line extending along Indiana Highway 114 to junction Indiana Highway 55, thence along Indiana Highway 55 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Indiana Highway 59, thence along Indiana Highway 59 to junction Indiana Highway 58, thence along Indiana Highway 58 to junction Indiana Highway 57, thence along Indiana Highway 57 to junction U.S. Highway 41, thence along U.S. Highway 41 to the Ohio River, to points in Michigan (except points in Branch, Hillsdale, Lenawee, and Monroe Counties, and that part of St. Joseph County south of U.S. Highway 12). The purpose of this filing is to eliminate the gateway of Gary, Ind. (Chicago, commercial zone, and Portage, Ind.).

No. MC 41406 (Sub-No. E18), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such iron and steel articles* as are building and construction materials, from points in Illinois in Boone, Bureau, Cook, DeKalb, DuPage, Kane, Kendall, Lake, Lee, McHenry, Ogle, Putnam, Stephenson, and Winnebago Counties, and points in La Salle County on, north and east of Illinois Highway 18 and points in Will County on and north of a line beginning at the Will-Grundy County line extending along U.S. Highway 6 to Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Will-Cook County line, and points in Grundy County on and north of U.S. Highway 6, to points in Missouri. The purpose of this filing is to eliminate the gateway of the plant site of Jones & Laughlin Steel Corporation located in Putnam County, Ill. (Hennepin).

No. MC 41406 (Sub-No. E19), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* which are building and construction materials, from points in Lake, Porter, Starke, La Porte, and Marshall Counties, Ind., on and north of U.S. Highway 30, and points in St. Joseph County, Ind., to points in Missouri. The purpose of this filing is to eliminate the gateway of the plant site of Jones & Laughlin Steel Corporation, located in Putnam County, Ill.

No. MC 41406 (Sub-No. E20), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box

2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in Jo. Daviess, Stephenson, Winnebago, Boone, McHenry, Lake, Cook, DuPage, Kane Counties, Ill., and points in Ogle County, Ill., on and north of Illinois Highway 64; and points in Will and DeKalb Counties, Ill., on and north of U.S. Highway 30, to Henderson, Louisville and Owensboro, Ky.; and (b) from points in Winnebago, Boone, McHenry, Lake, Cook, DuPage, Kane, DeKalb, and Ogle Counties, Ill., and that part of Will County, Ill., on and north of U.S. Highway 30, to Paducah, Ky. The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E22), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in the Lower Peninsula of Michigan on, west and north of a line beginning at the Indiana-Michigan State line extending along U.S. Highway 12 to junction Michigan Highway 50, thence along Michigan Highway 50 to Monroe, thence along unnumbered highway to Trenton, to Henderson and Paducah, Ky.; and (b) from points in the Lower Peninsula of Michigan on and north of a line beginning at the Indiana-Michigan State line at Lake Michigan extending along U.S. Highway 12 to junction Interstate Highway 94, thence along Interstate Highway 94 (through and including Detroit) to Port Huron, to Owensboro, Ky. The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E23), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (a) from points in Bond, Christian, Fayette, Macon, Morgan, Macoupin, Madison, Monroe, Montgomery, St. Clair, Sangamon and Shelby Counties, Ill., to points in Williams, Fulton, Lucas, Wood, Henry and Defiance Counties, Ohio; and (b) from points in Morgan, Macon, Sangamon, Christian, Macon, Montgomery, Macoupin, and Madison Counties, Ill., and that part of St. Clair County, Ill., on and north of Illinois Highway 162 (including East St. Louis, Ill.), to points in Defiance, Fulton, Hancock, Henry, Lucas, Paulding, Putnam, Williams, and Wood Counties, Ohio. The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 41406 (Sub-No. E24), filed May 15, 1974. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., P.O. Box 2176, Hammond, Ind. 46323. Applicant's representative: William J. Walsh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209; (a) from points in Illinois on and north of Illinois Highway 17 (except points in Kankakee County) to points in Ohio on and west of a line beginning at the Ohio-Michigan State line at Toledo extending along U.S. Highway 23 to Columbus, thence along U.S. Highway 62 to Washington Court House, thence along U.S. Highway 22 to Cincinnati, Ohio, including points in the Cincinnati, Ohio, commercial zone, as defined by the Commission; and (b) from points in Illinois on and north of Illinois Highway 17, to points in Ohio on, north and west of a line beginning at the Ohio-Michigan State line at Toledo extending along U.S. Highway 23 to Columbus, thence along U.S. Highway 62 to Washington Court House, thence along U.S. Highway 35 to Dayton, thence along Ohio Highway 49, to Greenville, thence along Ohio Highway 571 to the Indiana-Ohio State line. The purpose of this filing is to eliminate the gateway of Chicago, Ill., or a point in its commercial zone.

No. MC 50069 (Sub-No. E14), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof to points in Illinois and points in Indiana south of U.S. Highway 40 (South Bend, Ind., and Niles, Mich.) *; (2) *Petroleum chemicals* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride, in bulk, in tank vehicles), from Kalamazoo, Mich., and points within five miles thereof to points in Iowa west of a line beginning at the Minnesota-Iowa State line and extending along U.S. Highway 65 to Iowa Falls, Iowa, thence along U.S. Highway 20 to junction U.S. Highway 218, thence along U.S. Highway 218 to junction U.S. Highway 34, thence along U.S. Highway 34 to the Iowa-Illinois State line, restricted against the transportation of acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride (South Bend, Ind., Niles, Mich., and Peoria, Ill.) *; (3) *Petroleum products*, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof to points in Kentucky south of Interstate Highway 64 (South Bend, Ind., Niles, Mich., and Seymour, Ind.) *; (4) *Petroleum products*, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof to points in Missouri within 135 miles of East St. Louis, Ill., restricted against the transportation of acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride (South Bend, Ind., Niles, Mich., and East St. Louis, Ill.) *; (5) *Petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof to points in Missouri (South Bend, Ind., Niles, Mich., and Terre Haute, Ind.) *;

(6) *Petroleum products*, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof, (a) to points in Ohio on and south of U.S. Highway 40 (South Bend, Ind., and Niles, Mich.) *, and (b) to points in Ohio bounded by a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 224 to junction U.S. Highway 42, thence north to Cleveland, Ohio, thence along the Lake Erie shore line to the Pennsylvania-Ohio State line, thence along the Ohio-Pennsylvania State line to junction U.S. Highway 40, thence along U.S. Highway 40 to the Ohio-Indiana State line, thence along the Ohio-Indiana State line to the point of beginning at junction U.S. Highway 224 and the Ohio-Indiana State line (Ft. Wayne, Ind.) *; (7) *Petroleum products*, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof to points in Pennsylvania on and north of a line beginning at the Ohio-Pennsylvania State line, and extending along U.S. Highway 22 to Blairsville, Pa., thence north of the Pennsylvania-New York State line (Toledo, Ohio) *; (8) *Petroleum products*, except petrochemicals, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof, to points in Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, North Carolina, Rhode Island, Vermont, and points in that part of Virginia east of a line beginning at the West Virginia-Virginia State line and extending along U.S. Highway 39 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line (Toledo, Ohio, Midland, Pa., and Congo, W. Va.) *; and (9) *Petroleum products*, except petrochemicals, in bulk, in tank vehicles, from Kalamazoo, Mich., and points within five miles thereof to points in New York (Toledo, Ohio, and Petrolia, Pa.) *. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E17), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common car-*

rier, by motor vehicle, over irregular routes, transporting: *Liquified petroleum gases* in bulk, in tank vehicles, (1) from St. Clair, Mich., to points in Illinois; (2) from St. Clair, Mich., to points in Kentucky west of Interstate Highway 65; (3) from St. Clair, Mich., to points in Missouri within 135 miles of East St. Louis, Ill.; (4) from St. Clair, Mich., to points in Pennsylvania on and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence along to the Pennsylvania-New York State line; (5) from St. Clair, Mich., to points in West Virginia on and west of a line beginning at Sisterville, W. Va., and extending along West Virginia Highway 18 to Troy, W. Va., thence along West Virginia Highway 47 to Linn, W. Va., thence along U.S. Highway 119 to Glennville, W. Va., thence along West Virginia Highway 5 to Napier, W. Va., thence along U.S. Highway 19 to Summersville, W. Va., thence along West Virginia Highway 41 to junction U.S. Highway 19, thence along U.S. Highway 19 to Bluefield, W. Va., thence along to the West Virginia-Virginia State line; (6) from St. Clair, Mich., to points in Maryland, Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, Rhode Island, Vermont and points in Virginia on and east of a line beginning at the West Virginia-Virginia State line and extending along Virginia Highway 39 to U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line; and (7) from St. Clair, Mich., to points in New York west of a line beginning at the New York-Pennsylvania State line and extending north to Deposit, N.Y., thence along New York Highway 8 to Utica, N.Y., thence along New York Highway 49 to Rome, N.Y., thence along New York Highway 69 to Camden, N.Y., thence along New York Highway 13 to Port Ontario, N.Y. The purpose of this filing is to eliminate the gateways of (1) South Bend, Ind., and Miles, Mich.; (2) Seymour, Ind.; (3) Huntington County, Ind., and East St. Louis, Ill.; (4) Toledo, Ohio; (5) Ironton, Ohio; (6) East Liverpool, Ohio, Midland, Pa., and Congo, W. Va.; and (7) Toledo, Ohio and Titusville, Pa.

No. MC 50069 (Sub-No. E18), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lubricating oils and greases*, in bulk, in tank vehicles, from Woodhaven, Mich., to points in West Virginia on and west of a line beginning at Sisterville, W. Va., and extending along West Virginia Highway 18 to Troy, W. Va., thence along West Virginia Highway 47 to Linn, W. Va., thence along U.S. Highway 119 to Glennville, W. Va., thence along West Virginia Highway 5 to Napier, W. Va., thence along U.S. Highway 19 to Summersville, W. Va., thence along West Virginia Highway 41 to junction U.S. Highway 19, thence along U.S. Highway 19 to Bluefield, W. Va., thence to the West Virginia-Virginia State line; (2) *lubricating oils and greases*, in bulk, in tank vehicles, from Woodhaven, Mich., to points in Maryland, Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, Rhode Island, Vermont and points in Virginia east of a line beginning at the West Virginia-Virginia State line at Virginia Highway 39, thence along Virginia Highway 39 to U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line; and (3) *lubricating oils and greases*, in bulk, in tank vehicles, from Woodhaven, Mich., to points in New York west of a line beginning at the New York-Pennsylvania State line and extending north to Deposit, N.Y., thence along New York Highway 8 to Utica, N.Y., thence along U.S. Highway 49 to Linn, N.Y., thence along U.S. Highway 69 to Camden, N.Y., thence along New York Highway 13 to Port Ontario, N.Y. The purpose of this filing is to eliminate the gateways of (1) Ashland, Ky.; (2) Midland, Pa., and Congo, W. Va.; and (3) Titusville, Pa.

No. MC 50069 (Sub-E19), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum and petroleum products* as described in Appendix XIII to the report in Descriptions in Motor Carrier Certificates 61 M.C.C. 209, in bulk, in tank vehicles, from Fort Wayne, Indiana (A) to points in Wayne, Oakland and McComb Counties, Michigan. (B) to points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pennsylvania, thence due north to the Pennsylvania-New York State line. (C) to points in West Virginia, on and west of a line beginning at Sisterville, West Virginia and extending in a southerly direction along West Virginia Highway 18 to Troy, West Virginia, thence in an easterly direction along West Virginia Highway 47 to Linn, West Virginia, thence in a southwesterly direction along U.S. Highway 119 to Glennville, West Virginia, thence in a southeasterly direction along West Virginia Highway 5 to Napier, West Virginia, thence in a southerly direction along U.S. Highway 19 to Summersville, West Virginia, thence in a southerly direction along West Virginia Highway 41 to junction U.S. Highway 19, thence in a southerly direction along U.S. Highway 19 to Bluefield, West Virginia, thence to the West Virginia-Virginia State line. (2) Petroleum and petroleum products, except petrochemicals, in bulk, in tank vehicles, from Fort Wayne, Ind., (A) to points in Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, Rhode Island, Vermont and points in Virginia on and east of a line beginning at the West Virginia-Virginia State line and extending south along Virginia Highway 39, to U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line. (B) to points in New York west of a line beginning at the New York-Pennsylvania State line and extending along north to Deposit, New York, thence along N.Y. Highway 8 to Utica, New York, thence along N.Y. Highway 49 to Rome, New York, thence along N.Y. Highway 69 to Camden, New York, thence along N.Y. Highway 13 to Port Ontario, New York. The purpose of this filing is to eliminate the gateway of Bryan, Ohio in (1A) above; Defiance, Ohio in (1B) above; Ironton, Ohio in (1C) above; Lima, Ohio, Midland, Pennsylvania and Congo, West Virginia in (2A) above; and Lima, Ohio and Titusville, Pennsylvania in (2B) above.

No. MC 50069 (Sub-E20), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Ave., Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid chemicals*, in bulk, in tank vehicles, from Muskegon, Michigan and points within 5 miles thereof, to points in Alabama. (2) *Liquid chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride, in bulk, in tank vehicles, from Muskegon, Michigan and points within 5 miles thereof, to points in Missouri. (3) *Petroleum chemicals*, in bulk, in tank vehicles, from Muskegon, Michigan and points within 5 miles thereof, to points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pennsylvania, thence due north to the Pennsylvania-New York State line. (4) *Petroleum chemicals*, in bulk, in tank vehicles, from Muskegon, Michigan and points within 5 miles thereof, to points in West Virginia on and west of a line beginning at Sistersville, West Virginia and extending along West Virginia Highway 18 to Troy, West Virginia, thence along West Virginia Highway 47 to Linn, West Virginia, thence along U.S. Highway 119 to Glennville, West Virginia, thence along West Virginia Highway 5 to Napier, West Virginia, thence along U.S. Highway 19 to Summersville, West Virginia, thence along West Virginia Highway 41 to junction U.S. Highway 19, thence along U.S. Highway 19 to Bluefield, West Virginia, thence to the West Virginia-Virginia State line. The purpose of this filing is to eliminate the gateways of Swanton, Ohio in (1) above; Peoria, Illinois in (2) above; Toledo, Ohio in (3) above; and Ironton, Ohio in (4) above.

No. MC 50069 (Sub-E22), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Ave., Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought

to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquified petroleum gas*, in bulk, in tank vehicles, from Alma, Michigan to points in Illinois. (2) *Liquid petroleum gas*, in bulk, in tank vehicles, from Alma, Michigan to points in Kentucky on and west of a line beginning at the Indiana-Kentucky State line and extending along U.S. Highway 421 to Lexington, Kentucky, thence along U.S. Highway 25 to the Kentucky-Tennessee State line. (3) *Liquified petroleum gas*, in bulk, in tank vehicles, from Alma, Michigan to points in Missouri within 135 miles of East St. Louis, Illinois. The purpose of this filing is to eliminate the gateways of South Bend, Indiana and Niles, Michigan in (1) above; Seymour, Indiana in (2) above; and South Bend, Indiana, Niles, Michigan and East St. Louis, Illinois in (3) above;

No. MC 50069 (Sub-E24), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Ave., Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *liquid petroleum asphalt, asphaltic cement, cut back asphalt, and asphalt emulsions*, in bulk, in tank vehicles, from points in Miami Township, Hamilton County, Ohio to points in Illinois. (2) *Liquid petroleum asphalt, asphaltic cement, cut back asphalt, and asphalt emulsions*, in bulk, in tank vehicles, from points in Miami Township, Hamilton County, Ohio to points in Missouri within 135 miles of East St. Louis, Illinois. The purpose of this filing is to eliminate the gateways of New Goshen, Ind., in (1) above; and Princeton, Indiana and East St. Louis, Illinois in (2) above.

No. MC 50069 (Sub-E35), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Ave., Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum and petroleum products* in bulk, in tank vehicles, from Louisville, Kentucky and points and places in Kentucky within 10 miles of Louisville, (A) to points in that part of Michigan on and south of a line beginning at Muskegon, Michigan and extending along Michigan Highway 46 to Saginaw, Michigan, thence along U.S. Highway 10 to Flint, Michigan, and thence along Michigan Highway 21 to Port Huron, Michigan and east of a line beginning at Sturgis, Michigan extending along Michigan Highway 66 to Battle Creek, Michigan, thence along U.S. Highway 89 to U.S. Highway 31, thence along U.S. Highway 31 to Muskegon, Michigan. (B) To points in the Lower Peninsula of Michigan on and east of a line beginning at the Michigan-Ohio State line and extending along U.S. Highway 127 to Lansing, Michigan, thence along Michigan Highway 27 to Clare, Michigan, thence along Michigan Highway 115 to Cadillac, Michigan, thence along U.S. Highway 115 to U.S. Highway 37 to Traverse City, Michigan. (C) To points in Pennsylvania north and west of a line along U.S. Highway 22 on the south from the Ohio-Pennsylvania State line to Blairsville, Pennsylvania, thence due north to the Pennsylvania-New York State line. (2) *Petroleum products*, except petrochemicals, in bulk, in tank vehicles, from Louisville, Kentucky and points within 10 miles of Louisville to points in Connecticut, Massachusetts, New Hampshire, Rhode Island and Vermont. (3) *Petroleum products*, as described in Appendix XIII to the report in Descriptions in Motor Carrier Certificates, 61, M.C.C. 209 (except petrochemicals as described in Appendix XV to the same report in the Descriptions case), in bulk, in tank vehicles, from Louisville, Kentucky and points within 10 miles of Louisville to points in New Jersey and New York. The purpose of this filing is to eliminate the gateways of Bryan, Ohio in (1A) above; Toledo, Ohio in (1B) above; Cincinnati, Ohio in (1C) above; Cincinnati, Ohio, Midland, Pennsylvania and Congo, West Virginia in (2) above; and Cincinnati, Ohio and Petrolia, Pennsylvania in (3) above.

No. MC 50069 (Sub-No. E37), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Detroit, Mich., and points within 20 miles thereof, (a) to points in Pennsylvania on and north of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence along to the Pennsylvania-New York State line (Toledo, Ohio)*, (b) to points in Missouri within 135 miles of East St. Louis, Ill., restricted against the transportation of acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride (Toledo, Ohio, Huntington County, Ind., and East St. Louis, Ill.)*, (c) to points in Indiana north of U.S. Highway 40 (Bryan, Ohio)*, (d) to points in Illinois (Toledo, Ohio and Niles, Mich.)*, and (e) to points in New York on and west of a line beginning at the New York-Pennsylvania State line and extending to Deposit, N.Y., thence along New York Highway 8 to Utica, N.Y., thence along New York Highway 49 to Rome, N.Y., thence along New York Highway 69 to Camden, N.Y., thence along New York Highway 13 to Port Ontario, N.Y. (Toledo, Ohio, and Titusville, Pa.)*; (2) *Petroleum products* (except petroleum chemicals, in bulk, in tank vehicles), from Detroit, Mich., and points within 20 miles thereof, (a) to points in Delaware, Massachusetts, New Hampshire, Rhode Island, Vermont, Maryland, District of Columbia and points in Virginia on and east of a line beginning at the West Virginia-Virginia State line and extending along U.S. Highway 39 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line (Toledo, Ohio, Midland, Pa., and Congo, W. Va.)*, and (b) to points in New Jersey (Toledo, Ohio, and Petrolia, Pa.)*; and (3) *Petroleum chemicals* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride, in bulk, in tank vehicles), from Detroit, Mich., and points within 20 miles thereof, to points in Iowa east and south of a line beginning at the Iowa-South Dakota State line and extending along U.S. Highway 52 to the Iowa-Wisconsin State line, restricted against the transportation of acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride (Toledo, Ohio, Huntington County, Ind., and Peoria, Ill.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E38), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum* and *petroluem products*, in bulk, in tank vehicles, from St. Elmo, Ill., to points in Indiana north and west of a line beginning at the Kentucky-Indiana State line and extending along U.S. Highway 231 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Illinois-Indiana State line (Vincennes, Ind., and Lawrenceville, Ill.)*; and (2) *Petroleum chemicals* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride, in bulk, in tank vehicles), from St. Elmo, Ill., to points in the Lower Peninsula of Michigan, restricted against the transportation of acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride (Terre Haute, Ind.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E40), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from East St. Louis, Ill., (a) to points in Ohio and Kentucky on and east of U.S. Highway 127 (Princeton, Ind., Lawrenceville, Ill., and Seymour, Ind.)*, (b) to points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence along to the Pennsylvania-New York State line (Princeton, Ind., Lawrenceville, Ill., Seymour, Ind., and Cincinnati, Ohio)*, and (c) to points in West Vir-

ginia on and west of a line beginning at Sisterville, W. Va., and extending along West Virginia Highway 18 to Troy, W. Va., thence along West Virginia Highway 47 to Linn, W. Va., thence along U.S. Highway 119 to Glennville, W. Va., thence along West Virginia Highway 5 to Napier, W. Va., thence along U.S. Highway 19 to Summersville, W. Va., thence along West Virginia Highway 41 to junction U.S, Highway 19, thence along U.S. Highway 19 to Bluefield, W. Va., thence to the West Virginia-Virginia State line (Princeton, Ind., Lawrenceville, Ill., Seymour, Ind., and Ashland, Ky.)*; and (2) *Petroleum products* (except petroleum chemicals, in bulk, in tank vehicles), from East St. Louis, Ill., (a) to points in Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, Rhode Island, Vermont, Maryland, District of Columbia and points in Virginia on and east of a line beginning at the West Virginia-Virginia State line and extending along U.S. Highway 250 to Richmond, thence along Interstate Highway 96 to the Virginia-North Carolina State line (Princeton, Ind., Lawrenceville, Ill., Seymour, Ind., Cincinnati, Ohio, Midland, Pa., and Congo, W. Va.)*, and (b) to points in New York (Princeton, Ind., Lawrenceville, Ill., Seymour, Ind., Cincinnati, Ohio, and Petrolia, Pa.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E41), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Cincinnati, Ohio, and points within ten miles thereof, (a) to points in Illinois (Seymour, Ind.)*, and (b) to points in Missouri within 135 miles of East St. Louis, Ill. (Seymour, Ind., and East St. Louis, Ill.)*; and (2) *Petroleum chemicals* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and chlorine chloride, in bulk, in tank vehicles), from Cincinnati, Ohio, and points within ten miles thereof to points in Iowa and Minnesota (Seymour, Ind., and Peoria, Ill.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E44), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Ferric chloride, anhydrous ammonia, esters, alcohols, liquid caustic soda, ethylene glycol, ethylene di-chloride*, and *liquid resins*, in bulk, in tank vehicles, from Detroit, Mich., (a) to points in Mississippi, Kansas, Nebraska, South Dakota, and Oregon (Swanton, Ohio)*, (b) to points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence north to the Pennsylvania-New York State line (Toledo, Ohio)*, (c) to points in West Virginia on and west of a line beginning at Sisterville, W. Va., and extending along West Virginia Highway 18 to Troy, W. Va., thence along West Virginia Highway 47 to Linn, W. Va., thence along U.S. Highway 119 to Glennville, W. Va., thence along West Virginia Highway 5 to Napier, W. Va., thence along U.S. Highway 19 to Summersville, W. Va., thence along West Virginia Highway 41 to junction U.S. Highway 19, thence along U.S. Highway 19 to Bluefield, W. Va., thence to the West Virginia-Virginia State line (Ashland, Ky.)*, and (d) to points in New York on and west of a line beginning at Deposit, N.Y., and extending along New York Highway 8 to Utica, N.Y., thence along New York Highway 49 to Rome N.Y., thence along New York Highway 69 to Camden, N.Y., thence along New York Highway 13 to Port Ontario, N.Y. (Toledo, Ohio, and Titusville, Pa.)*; and (2) *Liquid petroleum resins*, in bulk, in tank vehicles, from Detroit, Mich., to points in Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, Rhode Island, and Vermont (Toledo, Ohio)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E45), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid foundry core compound*, in bulk, in tank vehicles, from Cleveland, Ohio, to points in Alabama, Massachusetts, New Hampshire, New Jersey, North Carolina, Rhode Island, Vermont, Georgia, Maryland, South Carolina, and points in Virginia on and east of a line beginning at the West Virginia-Virginia State line and extending along Virginia Highway 39 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateways of Midland, Pa., and Congo, W. Va.

No. MC 50069 (Sub-No. E46), filed May 15, 1974. Applicant: REFINERS TRANSPORT AND TERMINAL CORPORATION, 445 Earlwood Ave., Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Canton, Ohio, (a) to points in Illinois on and north of a line beginning at the Illinois-Indiana State line extending along U.S. Highway 24 to Peoria, thence along Interstate Highway 74 to Galesburg, thence along U.S. Highway 34 to the Iowa-Illinois State line (Huntington County, Ind.*) and (b) to points in Missouri within 135 miles of East St. Louis, Ill. (Huntington County, Ind., and East St. Louis, Ill.*); and (2) *Petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride), in bulk, in tank vehicles, from Canton, Ohio, (a) to points in Missouri (Huntington County, Ind., and Peoria, Ill.*) and (b) to points in Iowa (Huntington County, Ind., and Peoria, Ill.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 50069 (Sub-No. E47), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Findlay, Ohio, to points in Illinois on and north of a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 24 to Peoria, Ill., thence along Interstate Highway 74 to Galesburg, Ill., thence along U.S. Highway 34 to the Iowa-Illinois State line; and to points in Indiana north and west of a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 30 to the junction of U.S. Highway 31, thence along U.S. Highway 31 to the Michigan-Indiana State line; and (2) *petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze, preparations and choline chloride, in bulk, in tank vehicles, from Findlay, Ohio to points in Iowa west and south of a line beginning at the South Dakota-Iowa State line and extending along U.S. Highway 65 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Iowa Highway 14, thence along Iowa Highway 14 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Illinois State line. The purpose of this filing is to eliminate the gateways of (1) Niles, Mich.; and (2) Niles, Mich., and Peoria, Ill.

No. MC 50069 (Sub-No. E48), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollam (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Toledo, Ohio; (A) to points in Illinois and Indiana north and east of a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 30 to junction U.S. Highway 31, thence along U.S. Highway 31 to the Michigan-Indiana State line; (B) to points in Missouri within 135 miles of East St. Louis, Ill.; and (2) *liquid petroleum chemicals*, except acetone, ethyl acetate alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride, in bulk, in tank vehicles, from Toledo, Ohio, to points in Iowa south and west of a line beginning at the Iowa-

South Dakota State line and extending along U.S. Highway 65 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Iowa Highway 14, thence along Iowa Highway 14 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Illinois State line, and points in Missouri. The purpose of this filing is to eliminate the gateways of (1) Niles, Mich., and East St. Louis, Ill.; and (2) Niles, Mich., and Peoria, Ill.

No. MC 50069 (Sub-No. E49), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Midland, Mich., and points within five miles thereof; (A) to points in Missouri within 135 miles of East St. Louis, Ill.; (B) to points in Pennsylvania bounded by a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence along to the Pennsylvania-New York State line; (C) to points in Kentucky on and west of Interstate Highway 65; (D) to points in Indiana on and north of a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 52 to Indianapolis, thence along U.S. Highway 40 to the Indiana-Ohio State line; (E) to points in Illinois south of a line beginning at the Illinois-Indiana State line and extending along Interstate Highway 74 to Champaign, Ill., thence along Illinois Highway 47 to Decatur, Ill., thence along U.S. Highway 36 to the Illinois-Missouri State line; and (2) *petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from Midland, Mich., and points within five miles thereof, to points in Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, Rhode Island, Vermont and points in Virginia on and east of a line beginning at the Virginia-West Virginia State line and extending along Virginia Highway 39 to U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateways of (1) Bryan, Ohio, Huntington County, Ind., East St. Louis, Ill., Toledo, Ohio, Lebanon, Ohio, Seymour, Ind., Bryan, Ohio, and Huntington County, Ind.; and (2) East Liverpool, Ohio, Midland, Pa., and Congo, W. Va.

No. MC 50069 (Sub-No. E54), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aviation fuels*, in bulk, in tank vehicles, from Clermont, Ind., (1) to points in Illinois north of Interstate Highway 80; (2) to points in Pennsylvania on and north of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence along to the Pennsylvania-New York State line; (3) to points in West Virginia on and west of a line beginning at Sisterville, W. Va., and extending along West Virginia Highway 18 to Troy, W. Va., thence along West Virginia Highway 47 to Linn, W. Va., thence along U.S. Highway 119 to Glennville, W. Va., thence along West Virginia Highway 5 to Napier, W. Va., thence along U.S. Highway 19 to Summersville, W. Va., thence along West Virginia Highway 41 to junction U.S. Highway 19, thence along U.S. Highway 19 to Bluefield, W. Va., thence along to the West Virginia-Virginia State line; and (4) to points in Maryland, Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont and points in Virginia on and east of a line beginning at the West Virginia-Virginia State line and extending along U.S. Highway 250 to Charlottsville, Va., thence along Virginia Highway 20 to junction U.S. Highway 360, thence along U.S. Highway 360 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateways of (1) Niles, Mich.; (2) Dayton, Ohio; (3) Ironton, Ohio; and (4) Dayton, Ohio, Midland, Pa., and Congo, W.Va.

No. MC 50069 (Sub-No. E55), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid chemicals*, in bulk, in tank vehicles, from Waukegon, Ill., and points within five miles thereof, to points in Kentucky, restricted against the transportation of acetone, ethyl acetate, alcohol, vodka, gin, proprietary antifreeze preparations and choline chloride (Terre Haute, Ind.)*; and (2) *Liquid petroleum chemicals*, in bulk, in tank vehicles, from Waukegon, Ill., and points within five miles thereof; (a) to points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence north of the Pennsylvania-New York State line; and (b) to points in New York on and west of a line beginning at the New York-Pennsylvania State line and extending along to Deposit, N.Y., thence along New York Highway 8 to Utica, N.Y., thence along New York Highway 49 to Rome, N.Y., thence along New York Highway 69 to Camden, N.Y., thence along New York Highway 13 to Port Ontario, N.Y. (Toledo, Ohio, and Titusville, Pa.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E60), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, except liquid hydrogen, oxygen, and nitrogen, in bulk, in tank vehicles, from the terminal of LaGloria Oil and Gas Company near Seymour, Ind., (a) to points in Missouri within 135 miles of East St. Louis, Ill., restricted against the transportation of acetone, ethyle acetate, alcohol, vodka, gin, proprietary antifreeze preparations and choline chloride (East St. Louis, Ill.), (b) to points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence north to the New York-Pennsylvania State line (Cincinnati, Ohio)*, (c) to points in West Virginia bounded by a line beginning at Sisterville, W. Va., and extending along West Virginia Highway 18 to Troy, W. Va., thence along West Virginia Highway 47 to Linn, W. Va., thence along U.S. Highway 119 to Glennville, W. Va., thence along West Virginia Highway 5 to Napier, W. Va., thence along U.S. Highway 19 to Summersville, W. Va., thence along West Virginia Highway 51 to junction U.S. Highway 19, thence along U.S. Highway 19 to Bluefield, W. Va., thence to the West Virginia-Virginia State line (Ironton, Ohio)*, (d) to points in Michigan east of a line beginning at the Ohio-Michigan State line and extending along U.S. Highway 127 to Lansing, Mich., thence along U.S. Highway 27 to Mackinaw City, Mich. (Toledo, Ohio)*; (2) *Petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary antifreeze preparations, and choline chloride, in bulk, in tank vehicles, from the plant site of the LaGloria Oil and Gas Company at Seymour, Ind., to points in Iowa, Minnesota, and Missouri (Peoria, Ill.)*; and (3) *Petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from the plant site of the LaGloria Oil and Gas Company at Seymour, Ind., to points in Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, and Vermont (Cincinnati, Ohio, Midland, Pa., and Congo, W. Va.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-E86), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride, in bulk, in tank vehicles, from Cleves, Ohio to points in Iowa and Wisconsin. The purpose of this filing is to eliminate the gateway of Terre Haute, Indiana.

No. MC 50069 (Sub-E87), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk in tank vehicles, from points in

Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to junction Pennsylvania Highway 60, thence along Pennsylvania Highway 60 to Pittsburgh, Pennsylvania, thence along U.S. Highway 22 to Blairsville, Pennsylvania, thence due north to the Pennsylvania-New York State line, (A) to points in Illinois north of Interstate Highway 80. (B) to points in Illinois on and south of a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 136 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Illinois, thence along U.S. Highway 34 to the Iowa-Illinois State line. (C) to points in Kentucky on and west of Interstate Highway 65. (D) to points in the Lower Peninsula of Michigan. (E) to points in Missouri within 135 miles of East St. Louis, Illinois. (F) to points in West Virginia bounded by a line beginning at the West Virginia-Ohio State line and extending along U.S. Highway 50 to Parkersburg, W. Va., thence along West Virginia Highway 14 to Spencer, West Virginia, thence along U.S. Highway 119 on the West Virginia-Pennsylvania State line, thence along the West Virginia-Pennsylvania State line to the Pennsylvania-Ohio State line.

(2) *Petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations and choline chloride, in bulk, in tank vehicles, from points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to junction Pa. Highway 60, thence along Pa. Highway 60 to Pittsburgh, Pennsylvania, thence along U.S. Highway 22 to Blairsville, Pennsylvania, thence due north to the Pennsylvania-New York State line, to points in Iowa, and Minnesota. (3) *Petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from points in Pennsylvania north and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to junction Pa. Highway 60, thence along Pa. Highway 60 to Pittsburgh, Pennsylvania, thence along U.S. Highway 22 to Blairsville, Pennsylvania, thence due north to the Pennsylvania-New York State line, to points in Wisconsin, Georgia, Alabama, Tennessee, points in Virginia west of a line beginning at the West Virginia-Virginia State line and extending along Virginia Highway 39 to U.S. Highway 220, thence along U.S. Highway 220 to the North Carolina-Virginia State line, and South Carolina. The purpose of this filing is to eliminate the gateways of Toledo, Ohio and Niles, Michigan in (1A) above; Canton, Ohio and Huntington County, Indiana in (1B) above; Lebanon, Ohio in (1C) above; Toledo, Ohio in (1E) above; East Liverpool, Ohio and Midland, Pennsylvania in (1F) above; Canton, Ohio, Huntington County, Indiana and Peoria, Illinois in (2) above; and East Liverpool, Ohio, Midland, Pennsylvania and Congo, West Virginia in (3) above.

No. MC 50069 (Sub-No. E90), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products* (except petroleum chemicals), in bulk, in tank vehicles, from Akron, Ohio, to points in Alabama, Connecticut, Delaware, District of Columbia, Massachusetts, New Hampshire, New Jersey, points in New York east of U.S. Highway 15, Rhode Island, Vermont, Georgia, Maryland, points in North Carolina east of U.S. Highway 220, Tennessee, South Carolina, and points in Virginia on and east of a line beginning at the Virginia-West Virginia State line and extending along Virginia Highway 39 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Congo, W. Va.

No. MC 50069 (Sub-No. E91), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products* (except petroleum chemicals), in bulk, in tank vehicycles, from Heath, Ohio, to points in Pennsylvania, Connecticut, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, Maryland, the District of Columbia, and points in North Carolina east of U.S. Highway 501 and U.S. Highway 70. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-92), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gallon (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from points in Ohio to points in Connecticut, Delaware, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, Maryland, District of Columbia and Pennsylvania. The purpose of this filing is to eliminate the gateways of Midland, Pennsylvania and Congo, West Virginia.

No. MC 50069 (Sub-No. E100), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Oil City, Pa.; (a) to points in Illinois on and south of a line beginning at the Indiana-Illinois State line and extending along Interstate Highway 74 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Ill., thence along U.S. Highway 34 to the Iowa-Illinois State line (Canton, Ohio, and New Goshen, Ind.)*; (b) to points in Illinois on and north of Interstate Highway 80 (Toledo, Ohio, and Niles, Mich.)*; (c) to points in Indiana (Canton, Ohio)*; (d) to points in the Lower Peninsula of Michigan (Toledo, Ohio)*; and (e) to points in Missouri, within 135 miles of East St. Louis, Ill. (Canton, Ohio, Huntington County, Ind., and East St. Louis, Ill.)*; (2) *petroleum chemicals* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride), in bulk, in tank vehicles, from Oil City, Pa.; (a) to points in Iowa (Canton, Ohio, Huntington County, Ind., and Peoria, Ill.); and (b) to points in Missouri (Canton, Ohio, and Terre Haute, Ind.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E101), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Drive, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Franklin, Pa.; (a) to points in Illinois south of a line beginning at the Indiana-Illinois State line and extending along Interstate Highway 74 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Ill., thence along U.S. Highway 34 to the Iowa-Illinois State line (Canton, Ohio, and New Goshen, Ind.)*; (b) to points in Illinois north of Interstate Highway 80 (Toledo, Ohio, and Niles, Mich.)*; (c) to points in Indiana (Canton, Ohio)*; (d) to points in the Lower Peninsula of Michigan (Toledo, Ohio)*; and (e) to points in Missouri within 135 miles of East St. Louis, Ill. (Canton, Ohio, Huntington County, Ind., and East St. Louis, Ill.)*; (2) *petroleum chemicals* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride), in bulk, in tank vehicles, from Franklin, Pa.; (a) to points in Iowa (Canton, Ohio, Huntington County, Ind., and Peoria, Ill.)*; and (b) to points in Missouri (Canton, Ohio, and Terre Haute, Ind.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-No. E102), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Drive, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum* and *petroleum products* (except liquefied petroleum gas), in bulk, in tank vehicles, from Butler County, Pa.; (a) to points in Illinois south of a line beginning at the Indiana-Illinois State line and extending along

Interstate Highway 74 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Ill., thence along U.S. Highway 34 to the Iowa-Illinois State line (Canton, Ohio, and Huntington County, Ind.) *; (b) to points in Illinois north of Interstate Highway 80 (Toledo, Ohio, and Niles, Mich.) *; (c) to points in Indiana (Canton, Ohio) *; (d) to points in the Lower Peninsula of Michigan (Toledo, Ohio) *; and (e) to points in Missouri within 135 miles of East St. Louis, Ill. (Canton, Ohio, New Goshen, Ind., and East St. Louis, Ill.) *; (2) *petroleum products* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and chlorine chloride), in bulk, in tank vehicles, from Butler County, Pa.; (a) to points in Missouri (Canton, Ohio, and Terre Haute, Ind.) *; (b) to points in Iowa (Canton, Ohio, Huntington County, Ind., and Peoria, Ill.) *; and (3) *petroleum products* (except petroleum chemicals), in bulk, in tank vehicles, from Butler County, Pa., to points in Kentucky, Wisconsin, Alabama, and Tennessee (East Liverpool, Ohio, Midland, Pa., and Congo, W. Va.) *. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 50069 (Sub-E105), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, except liquefied petroleum gases, in bulk, in tank vehicles, from Olean, New York; (A) to points in Illinois north of Interstate Highway 80; (B) to points in Illinois south of a line beginning at the Indiana-Illinois State line and extending along Interstate Highway 74 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Illinois, thence along U.S. Highway 34 to the Iowa-Illinois State line; (C) to points in Indiana; (D) to points in Kentucky on and west of Interstate Highway 75; (E) to points in the Lower Peninsula of Michigan; (F) to points in Missouri within 135 miles of East St. Louis, Illinois; (G) to points in Ohio; (2) *petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride, in bulk, in tank vehicles, from Olean, N.Y.; (A) to points in Iowa; (B) to points in Missouri; (3) *petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from Olean, N.Y., to points in Alabama and Tennessee. The purpose of this filing is to eliminate the gateways of Starbrick, Pennsylvania, Toledo, Ohio, and Niles, Michigan, in (1A) above; Starbrick, Pennsylvania, Canton, Ohio, and New Goshen, Indiana, in (1B) above; Starbrick, Pennsylvania, and Canton, Ohio, in (1C) above; Starbrick, Pennsylvania, and Lebanon, Ohio, in (1D) above; Starbrick, Pennsylvania, and Toledo, Ohio, in (1E) above; Starbrick, Pennsylvania, Starbrick, Pennsylvania, Canton, Ohio, New Goshen, Indiana, and East St. Louis, Illinois, in (1F) above; Starbrick, Pennsylvania, in (1G) above; Starbrick, Pennsylvania, Canton, Ohio, Huntington County, Indiana, and Peoria, Illinois, in (2A) above; Starbrick, Pennsylvania, Canton, Ohio, and Terre Haute, Indiana, in (2B) above; and Starbrick, Pennsylvania, East Liverpool, Ohio, Midland, Pennsylvania, and Congo, West Virginia in (3) above.

No. MC 50069 (Sub-E109), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, except liquefied petroleum gases, in bulk, in tank vehicles, from points in that part of Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line and extending along Pennsylvania Highway 446 to junction U.S. Highway 6, thence along U.S. Highway 6 (portion formerly U.S. Highway 219) to junction Pennsylvania Highway 321, thence along Pennsylvania Highway 321 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction Pennsylvania Highway 31, thence along Pennsylvania Highway 31 to junction unnumbered highway (formerly portion U.S. Highway 219) near Brotherton, Pa., thence along unnumbered Highway to junction U.S. Highway 219, near Berlin, Pa., thence along U.S. Highway 219 to the Pennsylvania-Maryland State line; (A) to points in Illinois north of Interstate Highway 80; (B) to points in Illinois on and south of a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 136 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Illinois, thence along U.S. Highway 34 to the Iowa-Illinois State line; (C) to points in Indiana; (D) to points in the lower Peninsula of Michigan; (E) to points in Missouri within 135 miles of East St. Louis; (F) To points in Ohio; (2) *petroleum-chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride, in bulk, in tank vehicles, from points in that part of Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line and extending along Pennsylvania Highway 446, to junction U.S. Highway 6, thence along U.S. Highway 6 (portion formerly U.S. Highway 219) to junction Pennsylvania Highway 321, thence along Pennsylvania Highway 321 to junction Pennsylvania Highway 31, thence along Pennsylvania Highway 31 to junction unnumbered highway (formerly portion U.S. Highway 219) near Brotherton, Pa., thence along unnumbered highway to junction U.S. Highway 219, near Berlin, Pa., thence along U.S. Highway 219 to the Pennsylvania-Maryland State line; (A) to points in Iowa and Minnesota; (B) to points in Missouri; (3) *petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from points in that part of Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line and extending along Pennsylvania Highway 446 to junction U.S. Highway 6, thence along U.S. Highway 6 (formerly U.S. Highway 219) to junction Pennsylvania Highway 321, thence along Pennsylvania Highway 321 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction Pennsylvania Highway 31, thence along Pennsylvania Highway 31 to junction unnumbered highway (formerly portion U.S. Highway 219) near Brotherton, Pa., thence along unnumbered highway to junction U.S. Highway 219, near Berlin, Pa., thence along U.S. Highway 219 to the Pennsylvania-Maryland State line, to points in Wisconsin, Georgia, and Alabama. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pennsylvania, Toledo, Ohio, and Niles, Michigan, in (1A) above; Pittsburgh, Pa., Canton, Ohio, and New Goshen, Indiana, in (1B) above; Pittsburgh, Pennsylvania, and Canton, Ohio, in (1C) above; Pittsburgh, Pennsylvania, and Toledo, Ohio, in (1D) above; Pittsburgh, Pa., Canton, Ohio, New Goshen, Indiana, and East St. Louis, Illinois, in (1E) above; Pittsburgh, Pa., in (1F) above; Pittsburgh, Pennsylvania, Canton, Ohio, Huntington County, Indiana, and Peoria, Illinois, in (2A) above; Pittsburgh, Pennsylvania, Canton, Ohio, and Terre Haute, Indiana, in (2B) above; Midland, Pa., and Congo, W. Va. in (3) above.

No. MC 50069 (Sub-E110), filed May 15, 1974, Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, except liquefied petroleum gases, in bulk, in tank vehicles, from points in New York, west of a line beginning at Port Ontario, New York, and extending along N.Y. Highway 13 to junction N.Y. Highway 316, thence along N.Y. Highway 316 to junction N.Y. Highway 46, thence along N.Y. Highway 46 to junction N.Y. Highway 12B, thence along N.Y. Highway 21B to junction N.Y. Highway 12, thence along N.Y. Highway 12 to junction U.S. Highway 11, thence along U.S. Highway 11 to the New York-Pennsylvania State line; (A) to points in Illinois north of Interstate Highway 80; (B) to points in Illinois on and South of a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 136 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Illinois, thence along U.S. Highway 34 to the Iowa-Illinois State line; (C) to points in Indiana; (D) to points in the Lower Peninsula of Michigan; (E) to points in Missouri within 135 miles of East St. Louis, Illinois; (F) to points in Ohio; (G) to points in Wisconsin; (2) *petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from points in New York west of a line beginning at Port Ontario, New

York, and extending along N.Y. Highway 13 to junction N.Y. Highway 316, thence along N.Y. Highway 316 to junction N.Y. Highway 46, thence along N.Y. Highway 46 to junction N.Y. Highway 12B, thence along N.Y. Highway 12B to junction N.Y. Highway 12, thence along N.Y. Highway 12 to junction U.S. Highway 11, thence along U.S. Highway 11 to the New York-Pennsylvania State line; (A) to points in Kentucky; (B) to points in Alabama. The purpose of this filing is to eliminate the gateways of Bradford, Pennsylvania, and Niles, Michigan, in (1A) above; Bradford, Pennsylvania, Canton, Ohio, and New Goshen, Indiana, in (1B) above; Bradford, Pa., and Canton, Ohio, in (1C) above; Bradford, Pa., and Toledo, Ohio, in (1D) above; Bradford, Pa., Canton, Ohio, New Goshen, Indiana, and East St. Louis, Illinois, in (1E) above; Bradford, Pa., in (1F) above; Bradford, Pa., Canton, Ohio, and Delphi, Indiana, in (1G) above; Bradford, Pa., East Liverpool, Ohio, Midland, Pa., and Congo, West Virginia, in (2A) above; and Bradford, Pa., East Liverpool, Ohio, Midland, Pa., and Congo, West Virginia, in (2B) above.

No. MC 50069 (Sub-E111), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, except liquified petroleum gases, in bulk, in tank vehicles, from points in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line and extending along Pennsylvania Highway 446 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Highway 321, thence along Pennsylvania Highway 321 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction Pennsylvania Highway 31, thence along Pennsylvania Highway 31 to junction unnumbered highway, formerly U.S. Highway 219 near Brotherton, Pennsylvania, thence along unnumbered highway to junction U.S. Highway 219, near Berlin, Pennsylvania, thence along U.S. Highway 219 to the Maryland-Pennsylvania State line; (A) to points in Illinois north of Interstate Highway 80; (B) to points in Illinois on and south of a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 136 to junction U.S. Highway 150, thence along U.S. Highway 150 to Galesburg, Illinois, thence along U.S. Highway 34 to the Iowa-Illinois State line; (C) to points in Indiana; (D) to points in the Lower Peninsula of Michigan; (E) to points in Missouri within 135 miles of East St. Louis, Illinois;

(F) To points in Ohio; (G) to points in West Virginia bounded by a line beginning at the Ohio-West Virginia State line and extending along U.S. Highway 50 to Parkersburg, W. Va., thence along U.S. Highway 21 to Mineralwells, W. Va., thence along W. Va. Highway 14 to Spencer, W. Va., thence along U.S. Highway 119 on the West Virginia-Pennsylvania State line, thence along the West Virginia-Pennsylvania State line to the Pennsylvania-Ohio State line; (2) *petroleum chemicals*, except acetone, ethyl acetate, alcohol, vodka, gin, proprietary antifreeze preparations, and choline chloride, in bulk, in tank vehicles, from points in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line and extending along Pennsylvania Highway 446 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pa. Highway 321, thence along Pa. Highway 321 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction Pa. Highway 31, thence along Pa. Highway 31 to junction unnumbered Highway, formerly U.S. Highway 219 near Brotherton, Pa., thence along unnumbered highway to junction U.S. Highway 219 near Berlin, Pa., thence along U.S. Highway 219 to the Maryland-Pennsylvania State line; (A) to points in Iowa; (B) to points in Missouri;

(3) *Petroleum products*, except petroleum chemicals, in bulk, in tank vehicles, from points in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line and extending along Pennsylvania Highway 446 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pa. Highway 321, thence along Pa. Highway 321 to junction U.S. Highway 219, thence along U.S. Highway 319 to junction Pa. Highway 31, thence along Pa. Highway 31 to junction unnumbered highway, formerly U.S. Highway 219 near Brotherton, Pa., thence along unnumbered highway to junction U.S. Highway 219 near Berlin, Pa., thence along U.S. Highway 319 to the Maryland-Pennsylvania State line, to points in Kentucky, Wisconsin, Georgia, and Alabama. The purpose of this filing is to eliminate the gateways of Emlenton, Pennsylvania, Toledo, Ohio, and Niles, Michigan, in (1A) above; Rochester, Pennsylvania, Canton, Ohio, and New Goshen, Indiana, in (1B) above; Rochester, Pennsylvania, and Canton, Ohio, in (1C) above; Emlenton, Pennsylvania, and Toledo, Ohio, in (1D) above; Rochester, Pennsylvania, Canton, Ohio, New Goshen, Indiana, and East St. Louis, Illinois, in (1E) above; Rochester, Pa., in (1F) above; Midland, Pa., in (1F) above; Midland, Pa., in (1G) above; Rochester, Pa., Canton, Ohio, Huntington County, Indiana, and Peoria, Illinois in (2A) above; Rochester, Pa., Canton, Ohio, and Terre Haute, Indiana, in (2B) above; and Midland, Pa., and Congo, West Virginia, in (3) above.

No. MC 50069 (Sub-No. E112), filed May 15, 1974. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: Jack A. Gollan (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum products*, in bulk, in tank vehicles, from Benton Harbor and St. Joseph, Mich., and points within five miles thereof; (a) to points in Illinois south of U.S. Highway 36, Indiana and Ohio (South Bend, Ind., and Niles, Mich.)*; (b) to points in Kentucky on and east of Interstate Highway 75 (South Bend, Ind., Niles, Mich., and Lebanon, Ohio)*; (c) to points in Kentucky on and west of Interstate Highway 75 (South Bend, Ind., Niles, Mich., and Seymour, Ind.)*; (d) to points in Missouri within 135 miles of East St. Louis, Ill. (South Bend, Ind., Niles, Mich., and East St. Louis, Ill.)*; (e) to points in Pennsylvania bounded by a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 22 to Blairsville, Pa., thence to the Pennsylvania-New York State line (South Bend, Ind., Niles, Mich., and Toledo, Ohio)*; and (f) to points in West Virginia west of a line beginning at Point Pleasant, W. Va., and extending along West Virginia west of a line beginning at Point Pleasant, W. Va., and extending along West Virginia Highway 62 to Charleston, W. Va., thence along U.S. Highway 60 to junction U.S. Highway 19, thence along U.S. Highway 19 to the West Virginia-Virginia State line (South Bend, Ind., Niles, Mich., and Ironton, Ohio)*.

(2) *Petroleum chemicals* (except acetone, ethyl acetate, alcohol, vodka, gin, proprietary anti-freeze preparations, and choline chloride), in bulk, in tank vehicles, from Benton Harbor and St. Joseph, Mich., and points within five miles thereof to points in Iowa and Missouri (South Bend, Ind., Niles, Mich., and Peoria, Ill.)*. (3) *Petroleum products* (except petroleum chemicals), in bulk, in tank vehicles, from Benton Harbor and St. Joseph, Mich., and points within five miles thereof; (a) to points in Connecticut, Delaware, Maryland, Massachusetts, New Hampshire, New Jersey, District of Columbia, Rhode Island, and Vermont (South Bend, Ind., Niles, Mich., Canton, Ohio, Midland, Pa., and Congo, W. Va.)*; (b) to points in New York west of a line beginning at the New York-Pennsylvania State line and extending north to Deposit, N.Y., thence along New York Highway 8 to Utica, N.Y., thence along New York Highway 49 to Rome, N.Y., thence along New York Highway 69 to Camden, N.Y., thence along New York Highway 13 to Port Ontario, N.Y. (South Bend, Ind., Niles, Mich., Toledo, Ohio, and Titusville, Pa.)*; (c) to points in Virginia east of a line beginning at the Virginia-West Virginia State line and extending along Virginia Highway 39 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line to points in South Carolina and to points in North Carolina east of U.S. Highway 220 (South Bend, Ind., Niles, Mich., East Liverpool, Ohio, Midland, Pa., and Congo, W. Va.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 52022 (Sub-No. E3), filed March 16, 1975. Applicant: THE SANTINI BROS. INTERNATIONAL MOVERS, 1405 Jerome Ave., New York, N.Y. 10452. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New

York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle , over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in North Carolina, those in Virginia on and south of a line beginning at the Kentucky-Virginia State line and extending along U.S. Highway 460 to junction Virginia Highway 46, thence along Virginia Highway 46 to the North Carolina-Virginia State line (points in New York or New Jersey)*, and those in Kentucky on and west of U.S. Highway 45 (points within ten miles of Chicago, Ill., and points in New York or New Jersey)*, on the one hand, and, on the other, points in Pennsylvania on and north of a line beginning at Lake Erie and extending along U.S. Highway 19 to junction U.S. Highway 6, thence along U.S. Highway 6 to Scranton, Pa., or on and east of a line beginning at Scranton, Pa., and extending along Pennsylvania Highway 9 to junction Pennsylvania Highway 100, thence along Pennsylvania Highway 100 to the Pennsylvania-Delaware State line. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 52022 (Sub-No. E4), filed March 16, 1975. Applicant: THE SANTINI BROS. INTERNATIONAL MOVERS, 1405 Jerome Avenue, New York, N.Y. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Tennessee, on the one hand, and, on the other, points in Pennsylvania on and north or east of a line beginning at the Ohio-Pennsylvania State line and extending along Pennsylvania Highway 358 to junction Pennsylvania Highway 58, thence along Pennsylvania Highway 58 to junction U.S. Highway 19, thence along U.S. Highway 19 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Pennsylvania Highway 255, thence along Pennsylvania Highway 255 to junction Pennsylvania Highway 120, thence along Pennsylvania Highway 120 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 118, thence along Pennsylvania Highway 118 to junction Pennsylvania Highway 239, thence along Pennsylvania Highway 239 to junction Pennsylvania Highway 93, thence along Pennsylvania Highway 93 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction Pennsylvania Highway 61, thence along Pennsylvania Highway 61 to junction Pennsylvania Highway 10, thence along Pennsylvania Highway 10 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of points in New York or New Jersey.

No. MC 60014 (Sub-No. E10), filed June 4, 1974. Applicant: AERO TRUCKING, INC., P.O. Box 308, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, by reason of their size or weight, require the use of special equipment, between points in Illinois north of Interstate Highway 80, on the one hand, and, on the other, those points in West Virginia north and east of a line beginning at the Ohio-West Virginia State line and extending along U.S. Alternate Highway 50 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 250, thence along U.S. Highway 250 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction U.S. Highway 60, thence along U.S. Highway 60 to the West Virginia-Virginia State line. The purpose of this filing is to eliminate the gateways of Columbiana, Cuyahoga, Mahoning, Summit, and Trumbull Counties, Ohio; and Brooke, Hancock, Marshall, and Ohio Counties, W. Va.

No. MC 60014 (Sub-No. E14), filed June 4, 1974. Applicant: AERO TRUCKING, INC., P.O. Box 308, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, requiring special equipment, restricted so that, or provided that, the loading or unloading, which necessitate the special equipment, is performed by the consignor or consignee, or both, between those points in Illinois north of Interstate Highway 70, on the one hand, and, on the other, those points in West Virginia east of a line beginning at the Ohio-West Virginia State line and extending along U.S. Highway 35 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction West Virginia Turnpike, thence along the West Virginia Turnpike to junction U.S. Highway 460, thence along U.S. Highway 460 to the West Virginia-Virginia State line. The purpose of this filing is to eliminate the gateways of Cambridge and Zanesville, Ohio.

No. MC 60014 (Sub-No. E61), filed June 4, 1974. Applicant: AERO TRUCKING, INC., P.O. Box 308, Monroeville, Pa. 15146. Applicant's representative: William J. Rorison (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, requiring special equipment, restricted so that or provided that, the loading or unloading, which necessitate the special equipment, is performed by the consignor or consignee or both, between points in Michigan, on the one hand, and, on the other, those points in Virginia on and east of U.S. Highway 23. The purpose of this filing is to eliminate the gateways of Cambridge and Zanesville, Ohio, and West Virginia.

No. MC 60014 (Sub-No. E72), filed June 4, 1974. Applicant: AERO TRUCKING, INC., P.O. Box 308, Monroeville, Pa. 15146. Applicant's representative: William J. Rorison (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* which by reason of size or weight require the use of special equipment; (1) between those points in Virginia on and north of a line beginning at the West Virginia-Virginia State line and extending along Virginia Highway 259 to junction Virginia Highway 42, thence along Virginia Highway 42 to junction Virginia Highway 260, thence along Virginia Highway 260 to junction U.S. Highway 211, thence along U.S. Highway 211 to junction U.S. Highway 522, thence along U.S. Highway 522 to junction Virginia Highway 3, thence along Virginia Highway 3 to junction U.S. Highway 17, thence along U.S. Highway 17 to junction U.S. Highway 360, thence along U.S. Highway 360 to the Chesapeake Bay, on the one hand, and, on the other, those points in Mississippi on and west of a line beginning at the Mississippi-Tennessee State line and extending along U.S. Highway 45 to junction Natchez Trace Parkway, thence along Natchez Trace Parkway to junction Interstate Highway 55, thence along Interstate Highway 55 to the Mississippi-Louisiana State line, and those in Tennessee on and west of a line beginning at the Kentucky-Tennessee State line and extending along U.S. Highway 79 to junction Tennessee Highway 13, thence along Tennessee Highway 13 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction U.S. Highway 45, thence along U.S. Highway 45 to the Tennessee-Mississippi State line; and

(2) Between those points in Virginia on and north of a line beginning at the West Virginia-Virginia State line and extending along U.S. Highway 50 to junction Virginia Highway 7, thence along Virginia Highway 7 to the Potomac River, on the one hand, and, on the other, those points in Alabama on and west of a line beginning at the Alabama-Tennessee State line and extending along U.S. Highway 231/431 to the junction of U.S. Alternate Highway 72, thence along U.S. Alternate Highway 72 to junction Alabama Highway 24, thence along Alabama Highway 24 to junction Alabama Highway 33, thence along Alabama Highway 33 to junction U.S. Highway 278, thence along U.S. Highway 278 to junction Alabama Highway 13, thence along Alabama Highway 13 to junction U.S. Highway 43, thence along U.S. Highway 43 to junction Alabama Highway 96, thence along Alabama Highway 96 to the Alabama-Mississippi State line. The purpose of this filing is to eliminate the gateways of Wheeling and Beechbottom, W. Va.

No. MC 60014 (Sub-No. E77), filed June 4, 1974. Applicant: AERO TRUCKING, INC., P.O. Box 308, Monroeville, Pa. 15146. Applicant's representative: William J. Rorison (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Commodities*, requiring special equipment, restricted so that, or provided that, the loading or unloading, which necessitate the special equipment, is performed by the consignor or consignee or both; (A) between points in West Virginia, on the one hand, and, on the other, those points in Indiana on and north of a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 6 to junction Indiana Highway 9, thence along Indiana Highway 9 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction U.S. Highway 241, thence along U.S. Highway 421 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Indiana-Illinois State line; and (B) between those points in West Virginia on and north of a line beginning at the Ohio-West Virginia State line and extending along West Virginia Highway 14 to junction West Virginia Highway 5, thence along West Virginia Highway 5 to junction U.S. Highway 19, thence along U.S. Highway 19 to junction West Virginia Highway 39, thence along West Virginia Highway 39 to the West Virginia-Virginia State line, on the one hand, and, on the other, those points in Indiana on and north of a line beginning at the Indiana-Ohio State line and extending along Interstate Highway 74 to junction Indiana Highway 46, thence along Indiana Highway 46 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Illinois State line. The purpose of this filing is to eliminate the gateways of Zanesville, Ohio, and points in that part of Ohio on and east of a line extending from Mansfield to Pomeroy, Ohio, along Ohio Highway 13 to junction thereof with U.S. Highway 33, thence along U.S. Highway 33 to Pomeroy, and on and south of U.S. Highway 30 extending from Mansfield to the Ohio-West Virginia State line.

No. MC 61396 (Sub-No. E36), filed May 10, 1974. Applicant: HERMAN BROS., INC., 2565 St. Marys Ave., P.O. Box 189, Omaha, Nebr. 68101. Applicant's representative: John E. Smith II (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum-based dry fertilizer*, in bulk and in bags, *herbicides and insecticides*, in containers, in mixed loads with dry fertilizers, from points in that part of Iowa on and east of a line beginning at the Iowa-Minnesota State line extending along U.S. Highway 63 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Iowa Highway 149, thence along Iowa Highway 149 to junction Iowa Highway 92, thence along Iowa Highway 92 to junction U.S. Highway 218, thence along U.S. Highway 218 to the Iowa-Missouri State line, to points in that part of Nebraska on, north, and west of a line beginning at the South Dakota-Nebraska State line extending along U.S. Highway 183 to junction Nebraska Highway 91, thence along Nebraska Highway 91 to junction Nebraska Highway 2, thence along Nebraska Highway 2 to junction U.S. Highway 385, thence along U.S. Highway 385 to junction Nebraska Highway 92, thence along Nebraska Highway 92 to the Nebraska-Wyoming State line. The purpose of this filing is to eliminate the gateway of Mason City, Iowa.

No. MC 61396 (Sub-No. E37), filed May 10, 1974. Applicant: HERMAN BROS., INC., 2565 St. Marys Ave., P.O. Box 189, Omaha, Nebr. 68101. Applicant's representative: John E. Smith II (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum-based liquid fertilizer*, in bulk, in tank vehicles, from points in Iowa east of a line beginning at the Missouri-Iowa State line extending along Iowa Highway 5 to junction Iowa Highway 92, thence along Iowa Highway 92 to junction Interstate Highway 35, thence along Interstate Highway 35 to junction Iowa Highway 17, thence along Iowa Highway 17 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Iowa-Minnesota State line, to points in Nebraska on and west of U.S. Highway 81 and north of Interstate Highway 80. The purpose of this filing is to eliminate the gateway of Denison, Iowa.

No. MC 61396 (Sub-No. E42), filed May 10, 1974. Applicant: HERMAN BROS., INC., 2565 St. Marys Ave., P.O. Box 189, Omaha, Nebr. 68101. Applicant's representative: John E. Smith II (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum-based liquid fertilizer*, in bulk, in tank vehicles, from points in that part of Iowa on and east of a line beginning at the Illinois-Iowa State line extending along Iowa Highway 38 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction U.S. Highway 218, thence along U.S. Highway 218 to junction Iowa Highway 1, thence along Iowa Highway 1 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Iowa Highway 150, thence along Iowa Highway 150 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Minnesota-Iowa State line, to points in Nebraska on, north, and west of a line beginning at the South Dakota-Nebraska State line extending along U.S. Highway 77 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Nebraska State line. The purpose of this filing is to eliminate the gateway of Belmond, Iowa.

No. MC 61396 (Sub-No. E44), filed May 10, 1974. Applicant: HERMAN BROS., INC., 2565 St. Marys Ave., P.O. Box 189, Omaha, Nebr. 68101. Applicant's representative: John E. Smith II (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum-based fertilizer solutions*, in bulk, in tank vehicles, from points in Iowa on and north of U.S. Highway 34 to points in Kansas on and west of a line beginning at the Oklahoma-Kansas State line extending along U.S. Highway 81 to junction Kansas Highway 96, thence along Kansas Highway 96 to junction Kansas Highway 14, thence along Kansas Highway 14 to the Nebraska-Kansas State line. The purpose of this filing is to eliminate the gateway of the plant site of Phillips Petroleum Co., at or near Audubon, Iowa.

No. MC 67646 (Sub-No. E2), filed May 15, 1974. Applicant: HALL'S MOTOR TRANSIT CO., 6060 Carlisle Pike, Mechanicsburg, Pa. 17055. Applicant's representative: Daniel W. Rohrbaugh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between Frederick, Md., and points in Maryland within ten miles of Frederick, on the one hand, and, on the other, those points in Harford County, Md. (except points on U.S. Highways 1 and 40 and except Edgewood Arsenal and Aberdeen Proving Grounds, Md.) (Baltimore, Md., a point within 50 miles of Frederick, Md.) *.

(2) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between Frederick, Md., and points in Maryland within ten miles of Frederick, on the one hand, and, on the other, those points in the Washington, D.C., commercial zone (Rockville, Md.) *.

(3) *General commodities* (except those of unusual value, commodities in bulk, classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between Frederick, Md., and points in Maryland within ten miles of Frederick, on the one hand, and, on the other, points in Pennsylvania within 60 miles of Bel Air, Md., which are on and east of Pennsylvania Highway 10 and north and west of U.S. Highway 1 (Taylor, Md.) *.

(4) *General commodities* (except those of unusual value, commodities in bulk, classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between Frederick, Md., and points in Maryland within ten miles of Frederick, on the one hand, and, on the other, those points in New Jersey on and south of New Jersey Highway 94 (Taylor, Md., a point at Harford County, Md., and within 50 miles of Frederick, Md., and Lancaster, Coatesville, or Russellville, Pa.) *.

(5) *General commodities* (except those of unusual value, commodities in bulk, classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, livestock, commodi-

ties requiring special equipment, and those injurious or contaminating to other lading), between Frederick, Md., and points in Maryland within ten miles of Frederick, on the one hand, and, on the other, those points in Nassau, Suffolk, and Westchester Counties, N.Y., and those in New York, N.Y. (Taylor, Md., and Lancaster, Coatesville, or Russellville, Pa.) *.

(6) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Maryland within 50 miles of Frederick, Md., which are on and east of a line beginning at the Washington, D.C.-Maryland State line and extending along Interstate Highway 70S to Frederick and those along U.S. Highway 15 from Frederick to the Maryland-Pennsylvania State line, and points in the Washington, D.C., commercial zone, on the one hand, and, on the other, those points in Maryland on and west of U.S. Highway 11 (Rockville, Md., Frederick, Md., and Hagerstown, Md.) *.

(7) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Maryland within 50 miles of Frederick, Md., which are on and east of a line beginning at the Washington, D.C.-Maryland border line and extending along Interstate Highway 70S to Frederick, and thence from Frederick along U.S. Highway 15 to the Maryland-Pennsylvania State line, and points in the Washington, D.C., commercial zone, on the one hand, and, on the other, points in West Virginia which are on, west, and north of a line extending from the Maryland-West Virginia State line extending along U.S. Highway 220 to junction West Virginia-Virginia State line, and thence along the West Virginia-Virginia State line to the West Virginia-Kentucky State line (Rockville, Frederick, and Hagerstown, Md.) *.

(8) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Maryland within 50 miles of Frederick, Md., which are on, east, and south of a line beginning at the Maryland-Pennsylvania State line, thence along U.S. Highway 15 to Frederick, thence along U.S. Highway 340 to the Maryland-Virginia State line, and points in the Washington, D.C., commercial zone, on the one hand, and, on the other, points in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line, thence along Pennsylvania Highway 44 to junction Pennsylvania Highway 144, thence along Pennsylvania Highway 144 to junction Pennsylvania Highway 53, thence along Pennsylvania Highway 53 to Phillipsburg, thence from Phillipsburg along Pennsylvania Highway 350 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line (Rockville, Frederick, and Hagerstown, Md.) *.

(9) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between these points in Maryland within 50 miles of Frederick, Md., which are on, east, and south of a line beginning at the Maryland - Pennsylvania State line, thence along U.S. Highway 15 to Frederick, thence along U.S. Highway 340 to the Maryland-Virginia State line, and points in the Washington, D.C., commercial zone, on the one hand, and, on the other, points in New York on and west of a line beginning at the Pennsylvania-New York State line, thence along New York Highway 19 to junction New York Highway 39, thence along New York Highway 39 to junction Alternate U.S. Highway 20, thence along Alternate U.S. Highway 20 to junction U.S. Highway 15, thence along U.S. Highway 15 to Rochester, N.Y. (Rockville, Frederick, and Hagerstown, Md.) *.

(10) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Maryland within 50 miles of Frederick, Md., which are on and west of a line beginning at the Washington, D.C.-Maryland border line, thence along Interstate Highway 70S to Frederick, and which are on and south of a line beginning at Frederick, thence along U.S. Highway 340 to the Maryland-West Virginia State line, and points in the Washington, D.C., commercial zone, on the one hand, and, on the other, points in Pennsylvania on and west of Interstate Highway 81 (Rockville, Frederick, and Hagerstown, Md.).

(11) *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Maryland within 50 miles of Frederick, Md., which are on and west of a line beginning at the Washington, D.C.-Maryland State line, thence along Interstate Highway 70S to Frederick, and which are on and south of a line beginning at Frederick, thence along U.S. Highway 340 to the Maryland-West Virginia State line, and points in the Washington, D.C., commercial zone, on the one hand, and, on the other, points in New York north and west of Rockland and Westchester Counties, N.Y. (Rockville, Frederick, Md., and Hagerstown, Md.) *.

(12) *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Pennsylvania within 50 miles of Frederick, Md., which are on and west of U.S. Highway 15, on the one hand, and, on the other, points in West Virginia (except those in Berkeley and Jefferson Counties) (Frederick and Hagerstown, Md.) *.

(13) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Pennsylvania within 50 miles of Frederick, Md., which are on and west of U.S. Highway 15, on the one hand, and, on the other, those points in Virginia on and south of a line beginning at the West Virginia-Virginia State line, thence along U.S. Highway 250 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction U.S. Highway 360, thence along U.S. Highway 360 to junction Virginia Highway 10, thence along Virginia Highway 10 to junction Virginia Highway 31, thence along Virginia Highway 31 to junction U.S. Highway 60, thence along U.S. Highway 60 to Norfolk, Va. (Frederick and Hagerstown, Md.) *. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 67646 (Sub-No. E5), filed May 16, 1974. Applicant: HALL'S MOTOR TRANSIT COMPANY, 6060 Carlisle Pike, Mechanicsburg, Pa. 17055. Applicant's representative: Daniel W. Rohrbaugh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio within 80 miles of Greenville, Pa., which are on and north of a line beginning at the Pennsylvania-Ohio State line, thence along Ohio Highway 14 to junction Ohio Highway 14A, thence along Ohio Highway 14A to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 30, thence along U.S. Highway 30, on the one hand, and, on the other, those points within 50 miles of Fairview, Md., in Washington (on and east of Interstate Highway 81) and Frederick Counties, Md., and in Cumberland and Franklin (on and east of Interstate Highway 81), and Adams County, Pa. (Greenville, Pa., and Hagerstown, Md., a point within 8 miles of Fairview, Md.) *.

(2) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk,

commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio within 80 miles of Greenville, Pa., which are on and north of a line beginning at the Pennsylvania-Ohio State line, thence along Ohio Highway 14 to junction Ohio Highway 14A, thence along Ohio Highway 14A to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 30, thence along U.S. Highway 30, on the one hand, and, on the other, those points within 50 miles of Frederick, Md., in Anne Arundel, Baltimore, Carroll, Frederick, Harford, Howard, Montgomery, and Prince Georges Counties, and Baltimore City, Md., and in Washington, D.C., commercial zone (Greenville, Pa., and Hagerstown, Md., a point within 8 miles of Fairview, Md.) *.

(3) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio within 80 miles of Greenville, Pa., which are on and north of a line beginning at the Pennsylvania-Ohio State line, thence along Ohio Highway 14 to junction Ohio Highway 14A, thence along Ohio Highway 14A to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 30, thence along U.S. Highway 30, on the one hand, and, on the other, those points in Anne Arundel, Prince Georges, Charles, St. Mary's, and Calvert Counties, Md., and in Fairfax and Prince William Counties, Va. (Greenville, Pa., Hagerstown, Frederick, and Rockville, Md.) *.

(4) *General commodities* (except those of unusual value, sand, gravel, earth, stone, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio within 80 miles of Greenville, Pa., which are on and north of a line beginning at the Pennsylvania-Ohio State line, thence along Ohio Highway 14 to junction Ohio Highway 14A, thence along Ohio Highway 14A to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 30, thence along U.S. Highway 30 (except points in Ashtabula County), on the one hand, and, on the other, points in New York, N.Y., and Nassau and Suffolk Counties, N.Y., and those points in New Jersey which are on and east of a line beginning at the Pennsylvania-New Jersey State line, thence along U.S. Highway 202 to junction U.S. Highway 46, thence along U.S. Highway 46 to the New Jersey-New York State line (Greenville, Pa., Hagerstown, Frederick, and Taylor, Md., and Lancaster, Coatesville, or Russellville, Pa.) *.

(5) *General commodities* (except those of unusual value, sand, earth, gravel, stone, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Ashtabula County, Ohio, on the one hand, and, on the other, points in New York, N.Y., and Nassau and Suffolk Counties, N.Y., and those points in New Jersey which are on and south of U.S. Highway 1 (Greenville, Pa., Hagerstown, Frederick, and Taylor, Md., and Lancaster, Coatesville, or Russellville, Pa.) *.

(6) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Ohio which are on and south of U.S. Highway 30 and on and east of Ohio Highway 13, on the one hand, and, on the other, those points within 50 miles of Fairview, Md., in Adams, Cumberland, and Franklin Counties, Pa., and in Washington (on and east of Interstate Highway 81), and Frederick Counties, Md. (Uniontown, Pa., and Fairview, Md., and points within 8 miles thereof) *.

(7) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio which are on and south of U.S. Highway 30 and on and east of U.S. Highway 13, on the one hand, and, on the other, those points within 50 miles of Frederick, Md., which are in Anne Arundel, Baltimore, Carroll, Frederick, Harford, Howard, Montgomery, and Prince Georges Counties, and Baltimore City, Md., in Adams and York Counties, Pa., and in Washington, D.C., commercial zone (Uniontown, Pa., and Hagerstown and Frederick, Md.) *.

(8) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio which are on and south of U.S. Highway 30 and on and east of Ohio Highway 13, on the one hand, and, on the other, points in Anne Arundel, Prince Georges, Charles, St. Mary's, and Calvert Counties, Md., and in Fairfax and Prince William (on and east of Virginia Highway 123) Counties, Va. (Uniontown, Pa., Hagerstown and Frederick, Md.) *.

(9) *General commodities* (except those of unusual value, sand, earth, gravel, stone, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio which are on and south of U.S. Highway 30 and on and east of Ohio Highway 13, on the one hand, and, on the other, points in Harford County, Md., and those points within 60 miles of Bel Air, Md., which are on and east of a line beginning at the Maryland-Pennsylvania State line, thence along Interstate Highway 83 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Pennsylvania Highway 72, thence along Pennsylvania Highway 72 to junction U.S. Highway 422, thence along U.S. Highway 422 to Reading, Pa., except points on and east of U.S. Highway 1 (Uniontown, Pa., Hagerstown, Frederick, and Taylor, Md.) *.

(10) *General commodities* (except those of unusual value, sand, earth, gravel, stone, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, livestock, commodities requiring special equipment, and those injurious or contaminating to other lading), between those points in Ohio which are on and south of U.S. Highway 30 and on and east of Ohio Highway 13, on the one hand, and, on the other, points in New Jersey, and those points in New York, N.Y., and Nassau, Suffolk, and Westchester Counties, N.Y. (Uniontown, Pa., Hagerstown, Frederick, and Taylor, Md., and Lancaster, Coatesville, or Russellville, Pa.) *. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 72758 (Sub-No. E1) (Correction), filed May 2, 1974, published in the FEDERAL REGISTER July 31, 1975. Applicant: NORTHWAYS INCORPORATED, P.O. Box 521, Greenfield, Mass. 01301. Applicant's representative: Frederick J. Harris (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products*, and *materials, supplies*, and *equipment* * * * The purpose of this filing is to eliminate the gateway of Monroe Bridge, Mass. The purpose of this partial correction is to correct the MC number, previously published as No. MC 7258. The remainder of this letter-notice remains as previously published.

No. MC 78228 (Sub-No. E20) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER June 25, 1975. Applicant: J. MILLER EXPRESS, INC., 152 Wabash Street, Pittsburgh, Pa. 15220. Applicant's representative: John M. Rumin, Wick, Vuono, & Lavelle, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pig iron* and *coke*, in dump vehicles, from points in Brooke, Ohio, Hancock and Marshall Counties, W. Va., to points in that part of Michigan on, north, and west of a line beginning at Bay City, Mich., and extending along Michigan Highway 10 to junction Michigan Highway 20, thence along Michigan Highway 20 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Michigan Highway 46, thence along Michigan Highway 46 to junction U.S. Highway 131, thence along U.S. Highway 131 to junction Michigan Highway 21, thence along Michigan Highway 21 to junction U.S. Highway 31, thence along

U.S. Highway 31 to junction Interstate Highway 94, thence along Interstate Highway 94 to Lake Michigan at or near Stevensville, Mich. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa. The purpose of this correction is to add Ohio County, W. Va.

No. MC 88368 (Sub-No. E33), filed May 15, 1974. Applicant: CARTWRIGHT VAN LINES, INC., 1109 Cartwright Ave., Grandview, Mo. 64030. Applicant's representative: Theodore Polydoroff, Suite 600, 1250 Connecticut Ave. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission; (1) from points in Virginia on, north, and east of a line beginning at Bristol, Va., and extending along U.S. Highway 11 to Roanoke, Va., thence along U.S. Highway 460 to Lynchburg, Va., thence along U.S. Highway 29 to Amherst, Va., thence along U.S. Highway 60 to Richmond, Va., thence along U.S. Highway 360 to its end at Chesapeake Bay to points in Alabama; (2) from points in Virginia to points in Alabama on, north, and east of a line beginning at the Alabama-Georgia State line near Palestine, Ala., and extending along U.S. Highway 278 to Piedmont, Ala., thence along Alabama Highway 21 to Sylacauga, Ala., thence along U.S. Highway 231 to Montgomery, Ala., thence along U.S. Highway 331 to the Alabama-Florida State line; (3) from points in Virginia on and south of a line beginning at the Virginia-West Virginia State line near Mountain Grove, Va., and extending along Virginia Highway 30 to Goshen, Va., thence along Virginia Highway 42 to Churchville, Va., thence along U.S. Highway 250 to Charlottesville, Va., thence along Virginia Highway 20 to Fredericksburg, Va., thence along Virginia Highway 218 to junction U.S. Highway 301, thence along U.S. Highway 301 to the Virginia-Maryland State line to points in California in, north, and west of Humboldt, Trinity, Shasta, and Siskiyou Counties;

(4) From points in Virginia to points in Colorado on and west of U.S. Highway 85; (5) from points in Virginia on and south of a line beginning at the Virginia-West Virginia State line near Mountain Grove, Va., and extending along Virginia Highway 39 to Gosher, Va., thence along Virginia Highway 42 to Churchville, Va., thence along U.S. Highway 250 to Charlottesville, Va., thence along U.S. Highway 29 to the Culpeper-Fauquier County line, thence along the northern county line of Culpeper and Stafford Counties to the Virginia-Maryland State line to points in Idaho on, north, and west of a line beginning at the Idaho-Nevada State line near Idavada, Idaho, along U.S. Highway 93 to Twin Falls, Idaho, thence along U.S. Highway 30 and 30N to Pocatello, Idaho, thence along U.S. Highway 191 to the Idaho-Montana State line; (6) from points in Virginia in and south of Bath, Augusta, Albemarle, Greene, Madison, Culpeper, and Stafford Counties to Bloomington, Ill., and points within 25 miles thereof; (7) from points in Virginia in and east of Henry, Franklin, Roanoke, and Craig Counties to points in Missouri in, west, and north of Butler, Wayne, Madison, St. Francis, and Jefferson Counties; (8) from points in Virginia on, east, and south of a line beginning at the Virginia-Tennessee State line at Bristol, Va., and extending along U.S. Highway 11 to Lexington, Va., thence along U.S. Highway 60 to Richmond, Va., thence along Virginia Highway 33 to its end, to points in Montana on, south, and west of a line beginning at the Montana-Wyoming State line near Wyola, Mont., and extending along U.S. Highway 87 to Billings, Mont., thence along U.S. Highway 10 to Livingston, Mont., thence along U.S. Highway 89 to Great Falls, Mont., thence along U.S. Highway 91 to the United States-Canada International Boundary line; (9) from points in Virginia on and south of a line beginning at the Virginia-West Virginia State line near Covington, Va., and extending along U.S. Highway 60 to Lexington, Va., thence along U.S. Highway 11 to Staunton, Va., thence along U.S. Highway 250 to Charlottesville, Va., thence along Virginia Highway 218 to junction U.S. Highway 301, thence along U.S. Highway 301 to the Virginia-Maryland State line to points in Nebraska on, south, and west of a line beginning at the Nebraska-Kansas State line near Arapahoe, Nebr., and extending along U.S. Highway 283 to Lexington, Nebr., thence along U.S. Highway 30 to junction U.S. Highway 26, thence along U.S. Highway 26 to the Nebraska-Wyoming State line;

(10) From points in Virginia to points in Oklahoma on, north, and west of a line beginning at the Oklahoma-Kansas State line and extending along Interstate Highway 44 to Stroud, Okla., thence along Oklahoma Highway 99 to Ada., Okla., thence along Oklahoma Highway 1 to junction Oklahoma Highway 7, thence along Oklahoma Highway 7 to Duncan, Okla., thence along U.S. Highway 81 to the Oklahoma-Texas State line; (11) from points in Virginia on and east of a line beginning at the Virginia-West Virginia State line near Paint Bank, Va., and extending along Virginia Highway 311 to Roanoke, Va., thence along U.S. Highway 220 to the Virginia-North Carolina State line to points in Oklahoma; (12) from points in Virginia to points in Oregon in, north, and west of Wallowa, Union, Umatilla, Marrow, Wheeler, Crook, Deschutes, and Klamath Counties; (13) from points in Virginia on and east of a line beginning at the Virginia-West Virginia State line near Mountain Grove, Va., and extending along Virginia Highway 39 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line to points in Tennessee on and west of U.S. Highway 45 and 45E; (14) from points in Virginia in and east of Henry, Franklin, Roanoke, and Craig Counties to points in Texas on, north, and west of a line beginning at the Texas-Oklahoma State line near Dennison, Tex., and extending along U.S. Highway 75 to Dallas, Tex., thence along U.S. Highway 80 to the Texas-New Mexico State line and points within 200 miles of Detroit, Tex., east of U.S. Highway 77; (15) from points in Virginia to points in Cherokee County, Tex.; (16) from points in Virginia to points in Washington in and west of Okanogan, Chelan, Kittitas, Yakima, Benton, Franklin, and Walla Walla Counties; (17) from points in Virginia in and south of Highland, Augusta, Albemarle, Greene, Madison, Culpeper, and points south of U.S. Highway 211 to Fauquier, Prince William, and Fairfax Counties, to points in Washington; (18) from points in Virginia in, east, and south of Giles, Montgomery, Roanoke, Botetourt, Rockbridge, Augusta, Albemarle, Louisa, Hanover, King Williams, New Kent, Toano, and York Counties to points in Wyoming; and (19) from points in Virginia to points in Wyoming in and west of Carbon, Freemont, Hot Springs, and Park Counties.

The purpose of this filing is to eliminate the gateways of: in (1) above, Harlan County, Ky., and Bledsoe, Ky.; in (2) above, Harlan County, Ky.; in (3) above, Cumberland, Ky., Clinton, Ill., Newton, Kans., Sterling, Colo., Dallesport, Washington, and Harlan, Ky.; in (4) above, Cumberland, Ky., Clinton, Ill., Goessel, Ky., Newton, Kans., and Harlan, Ky.; in (5) above, Harlan, Ky., Clinton, Ill., Newton, Kans., Sterling, Colo., Monida, Mont., Sidney, Nebr., Cheyenne, Wyo.; in (6) above, Harlan, Ky.; in (7) above, Lynch, Ky., Clinton, Ill., Crummites, Ky., Florence, Ala., Jackson, Tenn., Cumberland, Ky., Harlan, Ky., and Bloomington, Ill.; in (8) above, Harlan, Ky., Clinton, Ill., Newton, Kans., Sidney, Nebr., and Casper, Wyo.; in (9) above, Harlan, Ky., Clinton, Ill., Goessel, Kans., and Newton, Kans.; in (10) above, Harlan County, Ky., Florence, Ala., Corinth, Miss., Joplin, Mo., Noel, Mo., and Cooter, Mo.; in (11) above, Harlan County, Ky., Florence, Ala., Corinth, Miss., Joplin, Mo., and Cooter, Mo.; in (12) above, Harlan County, Ky., Clinton, Ill., Newton, Kans., Sterling, Colo., and Dallesport, Wash.; in (13) above, Harlan County, Ky., Florence, Ala., and Ardmore, Ala.; in (14) above, Harlan, Ky., Florence, Ala., Corinth, Miss., Holland, Mo., Broken Bow, Okla., and Lawton, Okla.; in (15) above, Harlan, Ky., Florence, Ala., Pontotoc, Miss., and Shreveport, La.; in (16) above, Harlan, Ky., Clinton, Ill., Newton, Kans., and Sterlingon, Colo.; in (17) above, Harlan, Ky., Clinton, Ill., Newton, Kans., and Sterling, Colo.; in (18) above, Harlan, Ky., Clinton, Ill., Newton, Kans., and Sidney, Nebr.; and in (19) above, Harlan, Ky., Clinton, Ill., Newton, Kans., and Sidney, Nebr.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-23184 Filed 8-29-75;8:45 am]

[Notice No. 65]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

SEPTEMBER 2, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before September 23, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75906. By order of August 22, 1975, the Motor Carrier Board approved the transfer to William Daniel Dipert, doing business as Dan Dipert's Travel Service, Arlington, Tex., of License No. MC 12821 issued January 9, 1963, to Robert L. Hoyt, doing business as Executive Tours, Fort Worth, Tex., authorizing the holder thereof to engage in operations as a broker in arranging for the transportation of passengers and their baggage between points in Texas, on the one hand, and, on the other, points in the United States including Alaska but excepting Hawaii, limited to transportation beginning and terminating at points in Texas. S. Harrison Kahn, Esq., Suite 733, Investment Building, Washington, D.C. 20005.

No. MC-FC-76041. By order of August 25, 1975, the Motor Carrier Board approved the transfer to Hipke Trucking, Inc., Atkinson, Nebr., of the operating rights in Certificates Nos. MC 86539 and MC 86539 (Sub-No. 1) issued March 28, 1949, and January 16, 1971, to Leo C. Penry, Atkinson, Nebr., and acquired by Frank J. Thiel, doing business as Trans-Western Express System, Atkinson, Nebr., pursuant to approval and consummation in No. MC-FC-74819, authorizing the transportation of hay and livestock, from points within 25 miles of Atkinson, Nebr., including Atkinson, to Sioux City, Iowa; corn, oats, mixed feeds, and general merchandise, from Sioux City, Iowa, to Atkinson, Nebr., and points within 25 miles thereof; and mixed feeds, fertilizer (except liquid), building materials, farm machinery parts, and seeds, from Sioux City, Iowa, to points in a specified portion of Nebraska. Arlen D. Magnuson, P.O. Box 875, 111 North 5th Street, O'Neill, Nebr. 68763, attorney for applicants.

No. MC-FC-76042. By order of August 25, 1975, the Motor Carrier Board approved the transfer to Huntsville Van & Storage Company, Inc., Huntsville, Ala., of the operating rights in Certificate No. MC 135820 issued June 28, 1962, to Williams Moving & Storage Company, a corporation, Huntsville, Ala., authorizing the transportation of used household goods, between Huntsville, Ala., on the one hand, and, on the other, points in Calhoun, Colbert, Cullman, Etowah, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, and Marshall Counties, Ala., and Coffee, Franklin, Giles, Lawrence, and Lincoln Counties, Tenn., and between Mobile, Ala., on the one hand, and, on the other, points in Baldwin, Clarke, Conecuh, Escambia, Mobile, Monroe, and Washington Counties, Ala., and points in Greene, Jackson, and Wayne Counties, Miss. Edward L. Hopper, 715 St. Clair Avenue, Huntsville, Ala. 35801, attorney for applicants.

No. MC-FC-76047. By order entered August 25, 1975, the Motor Carrier Board approved the transfer to William Simpson Moving & Storage, Inc., New York, N.Y., of the operating rights set forth in Certificate No. MC 52999, issued November 14, 1950, to William Simpson, New York, N.Y., authorizing the transportation of household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, between New York, N.Y., on the one hand, and, on the other, points in Connecticut and New Jersey. Alvin Altman, 1776 Broadway, New York, N.Y. 10019, attorney for applicants.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-23186 Filed 8-29-75;8:45 am]

[Notice No. 98]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 26, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 112617 (Sub-No. 332TA), filed August 20, 1975. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, Ky. 40221. Applicant's representative: Leonard A. Jaskiewicz, Suite 501, 1730 M St. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from Danville, Ill., to Hawesville, Ky., for 180 days. Supporting shipper: Kenneth O. Petrie, Jr., Scheduling & Traffic Co-ordinator, Western Kraft Corp., P.O. Box J, Hawesville, Ky. 42348. Send protests to: Elbert Brown, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, 426 P.O. Bldg., Louisville, Ky. 40202.

No. MC 114604 (Sub-No. 36TA), filed August 19, 1975. Applicant: CAUDELL TRANSPORT, INC., State Farmers Market, P.O. Box I, Forest Park, Ga. 30050. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages, related advertising material, and empty malt beverage containers*, between Winston-Salem, N.C., and the facilities of Thomas Beverage Company, located in Carroll, Clayton, Cobb, De Kalb, Douglas, Fulton, Haralson, and Rockdale Counties, Ga., for 180 days. Supporting shipper: Thomas Beverage Company, 2235 Defoor Hills Rd., N.W., Atlanta, Ga. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

No. MC 123048 (Sub-No. 327TA), filed August 19, 1975. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 5021 21st St., Racine, Wis. 53406. Applicant's representative: Paul C. Gartzke, 121 W. Doty St., Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brick and* Carolina and South Carolina, to points in Michigan, for 180 days. Supporting shipper: Lincoln Brick Company, 1420 Lake Drive, S.E., Grand Rapids, Mich. 49506. Send protests to: John E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Wells St., Room 807, Milwaukee, Wis. 53203.

No. MC 123407 (Sub-No. 259TA), filed August 19, 1975. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Stephen H. Loeb (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber products* (except in bulk), from points in Idaho to points in Arizona and New Mexico, for 180 days. Supporting shipper: Southwest Forest Industries, General Traffic Manager, 3443 North General Ave., P.O. Box 7548, Phoenix, Ariz. 85011. Send protests to: J.H. Gray, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 345 West Wayne St., Room 204, Fort Wayne, Ind. 46802.

No. MC 126276 (Sub-No. 132TA) (Partial correction), filed July 31, 1975, published in the FEDERAL REGISTER issue of August 12, 1975, and republished as corrected this issue. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 North LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper*. The purpose of this republication is to change the destination point Millville (Cumberland County) N.J., in lieu of Millville (Cumberland County) N.Y. The rest of the application remains the same.

No. MC 134400 (Sub-No. 18TA) (Correction), filed July 31, 1975, published in the FEDERAL REGISTER issue of August 12, 1975, and republished as corrected in this issue. Applicant: MILLER'S TRUCKING AND RENTAL, INC., 200 Southern Ave., Dubuque, Iowa 52001. Applicant's representative: Carl E. Munson, 469 Fischer Bldg., Dubuque, Iowa 52001. Authority sought to operate as a *contract carrier*, by motor vehicle over irregular routes, transporting: *Aluminum building products and related accessories*, in shipper-owned trailers, from Dubuque and Osage, Iowa, and Minneapolis, Minn., to Adams, Brown, Bureau, Carroll, Fulton, Hancock, Henderson, Henry, Joe, Daviess, Knox, LaSalle, Lee, McDonough, Marshall, Mercer, Ogle, Peoria, Putnam, Rock, Island, Schuyler, Stark, Stephenson, Warren, and Whiteside Counties, Ill.; all points in Iowa; Adair, Clark, Knox, Lewis, Marion, Schuyler, Scotland, and Shelby Counties, Mo.; and Crawford, Grant, Iowa, Lafayette, and Richland Counties, Wis., under a continuing contract with Zwphyr Aluminum Products, Inc., for 180 days. Supporting shipper: Zephyr Aluminum Products, Inc., P.O. Box 936, Dubuque, Iowa 52001. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Bldg., Des Moines, Iowa 52001. The purpose of this republication is to correct the territorial description.

No. MC 138530 (Sub-No. 18TA), filed August 19, 1975. Applicant: C. O. P. TRANSPORT, INC., 307 South High St., Cortland, Ohio 44410. Applicant's representative: Warren R. Keck III, 28 South Second St., Greenville, Pa. 16125. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Copper and copper alloys* viz other than perforated or silver plated sheet, plate and strip, scrap and scrap copper alloy loose or in containers, coils, bars drawn, rolled or extruded, between the plantsite of Hussey Metals Division/Copper Range Co., Eminence, Ky., on the one hand, and, on the other, points in the Cleveland, Ohio, Commercial Zone, under a continuing contract with Hussey Metals Division/Copper Range Co., for 180 days. Supporting shipper: Hussey Metals Division/Copper Range Co., Eminence, Ky. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth St., Cleveland, Ohio 44199.

No. MC 141135 (Sub-No. 1TA), filed August 13, 1975. Applicant: VARRA ENTERPRISES, INC., Rte. 2, Box 640, Broomfield, Colo. 80020. Applicant's representative: Pasquale Varra (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silica sand* (Fracturing sand), in bulk, in dump trucks, and Fractor Props (Fracturing sand), in dump trucks, from Denver, Pueblo, and Brighton, Colo., to points in Campbell, Freemont, Laramie, Natrona Park, Sweetwater, and Washeekee Counties Wyoming, and Unitah County, Utah, for 180 days. Supporting shippers: Dowell Division of Dowell Chemical Co., 5400 N. Colorado Blvd., Denver, Colo. 80601. Send protests to: Roger L. Buchanan, District Supervisor, Interstate Commerce Commission, 1961 Stout St., 2022 Federal Bldg., Denver, Colo. 80202.

No. MC 141159 TA (Partial correction), filed June 6, 1975, published in the FEDERAL REGISTER issue of July 29, 1975, and republished as corrected this issue. Applicant: TRANSCON LINES, 101 Continental Blvd., El Segundo, Calif. 90245. Applicant's representative: Jerome Biniasz, P.O. Box 92220, Los Angeles, Calif. 90009. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk). The purpose of this republication is to indicate that this application is common carrier in lieu of the contract carrier which was previously published in error. The rest of the application remains the same.

No. MC 141161 (Sub-No. 1TA) (Correction), filed July 17, 1975, published in the FEDERAL REGISTER issue of August 1, 1975, and republished as corrected this issue. Applicant: CHARLES W. BOWMAN, R.R. #2, West Branch, Iowa 53358. Applicant's representative: Kenneth F. Dudley, P.O. Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Refined corn products*, in packages and containers, *and powdered milk*, when moving in the same vehicle and at the same time as refined corn products, (1) from Decatur, Ill., to Iowa City, and (2) from Iowa City, Iowa to points in Arkansas, Illinois, Kansas, Kentucky, Louisiana, Minnesota, Missouri, Nebraska, Oklahoma, Tennessee, and Texas, under continuing contract with J. M. Swank Co., Inc., for 180 days. Supporting shipper: J. M. Swank Co., Inc., 615 Highway 6 By Pass, Iowa City, Iowa 52244. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Bldg., Des Moines, Iowa 50309. The purpose of this republication is to change the docket number to MC 141161 Sub-1TA, in lieu of MC 141165 TA.

No. MC 141166 TA (Correction), filed July 17, 1975, published in the FEDERAL REGISTER issue of August 1, 1975, and republished as corrected this issue. Applicant: A. O. G. SERVICES INC., 177-25 Rockaway Boulevard, Jamaica, N.Y. 11434. Applicant's representative: Matthew Devine, 313 E. Garden City St., Islip Terrace, N.Y. 11752. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aircraft parts, aircraft documents, and commissary equipment* to be used on aircraft restricted to 500 pounds in special messenger service, between JFK International Airport, Jamaica, N.Y., and the Airports located within a radius of 400 airmiles of JFK International Airport located in the following States: New York, New Jersey, Pennsylvania, Maryland, Connecticut, Delaware, Massachusetts, Maine, Virginia, Rhode Island, the District of Columbia, and Vermont, for 180 days. Supporting shippers: Capitol International Airways, P.O. Box 220, JFK International Airport, Jamaica, N.Y. 11430; Saturn Airways, Inc., P.O. Box 269, JFK International Airport, Jamaica, N.Y. 11430; Overseas National Airways Inc., 147-27 175th St., Jamaica, N.Y. 11430. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007. The purpose of the republication is to change the docket number to 141166 TA, in lieu of MC 141161 Sub-1TA.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-23188 Filed 8-29-75;8:45 am]

[Notice No. 99]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 26, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR 1131.3. These rules

provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 30887 (Sub-No. 221TA), filed August 20, 1975. Applicant: SHIPLEY TRANSFER, INC., 1550 E. Patapsco Ave., Baltimore, Md. 21225. Applicant's representative: William B. Eckels (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Molten liquid polypropylene*, in special constructed rear-unloading tank trucks capable of maintaining product at 360–370° F in transit, from Longview, Tex., to Dalton, Ga., for 180 days. Supporting shipper: Gus Brown, Asst., Division Traffic Mgr., Texas Eastman Company, P.O. Box 7444, Longview, Tex. 75601. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, 814–B Federal Bldg., Baltimore, Md. 21201.

No. MC 107012 (Sub-No. 223TA), filed August 20, 1975. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Lincoln Highway and Meyer Road, Fort Wayne, Ind. 46801. Applicant's representative: David D. Bishop (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Carpet*, uncrated from Atmore and Mobile, Ala., to points in Arkansas, Iowa, Kansas, Oklahoma, Nebraska, Texas, Minnesota, North Dakota, South Dakota, Tennessee, Kentucky, New Mexico, and Colorado, for 180 days. Supporting shipper: C. H. Masland & Sons, 50 Spring Road, Carlisle, Pa. 17013. Send protests to: J. H. Gray, Disrtict Supervisor, Interstate Commerce Commission, Bureau of Operations, 345 West Wayne St., Room 204, Fort Wayne, Ind. 46802.

No. MC 111274 (Sub-No. 5TA), filed August 14, 1975. Applicant: ELMER C. SCHMIDGALL and BENJAMIN G. SCHMIDGALL, doing business as SCHMIDGALL TRANSFER, Box 249, Tremont, Ill. 61568. Applicant's representative: Frederick C. Schmidgall, 318 Lilac Lane, E. Peoria, Ill. 61611. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fencing, fencing materials, farm buildings, their materials, and components*, from Winfield, Kans., to points in Illinois, Indiana, Ohio, Wisconsin, Iowa, Missouri, Kentucky, and Michigan; from Kenton, Ohio, to points in, Illinois, Indiana, Wisconsin, Iowa, Missouri, Kentucky, Michigan, and Kansas, under continuing contract with Morton Buildings, Inc., for 180 days. Supporting shipper: Morton Buildings, Inc., Richard Bartlow, Traffic Manager, 252 W. Adams St., Morton, Ill. 61550. Send protests to: Patricia A. Roscoe, Transportation Assistant, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 114457 (Sub-No. 241TA), filed August 20, 1975. Applicant: DART TRANSIT COMPANY, 2102 University Ave., St. Paul, Minn. 55114. Applicant's representative: James C. Hardman, 33 North LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Solidified carbon dioxide*, from Chicago, Ill., to St. Paul and Albert Lea, Minn., and Airgo, N. Dak., for 180 days. Supporting shipper: Airco Industrial Gases, Div., of Airco, Inc., 1865 S. Lumber St., Chicago, Ill. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg., & U.S. Courthouse, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 117765 (Sub-No. 195TA), filed August 20, 1975. Applicant: HAHN TRUCK LINE, INC., 5315 NW. 5th St., Oklahoma City, Okla. 73107. Applicant's representative: R. E. Hagan (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Non-frozen foodstuffs*, in containers, from the plantsite of Woldert Canning Company, located at or near Lindale, Tex., to points in Alabama, Illinois, Indiana, Missouri, and Tennessee (except Memphis, Tenn.), restricted to traffic originating at the facilities of Woldert Canning Company, Lindale, Tex., for 180 days. Supporting shipper: Woldert Canning Company, P.O. Box 1448, Tyler, Tex. 75701. Send protests to: Clifford L. Phillips, Interstate Commerce Commission, Room 240 Old P.O. Bldg., 215 N.W. Third St., Oklahoma City, Okla. 73102.

No. MC 126276 (Sub-No. 134TA), filed August 19, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 N. LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products, plastic products, and products* produced or distributed by manufacturers or converters, of paper and paper products (except commodities in bulk), from Fort Worth, Tex., to Louisville, Ky.; Atlanta, Ga.; Charlotte, N.C.; Chicago, Ill.; Three Rivers, Mich.; and Millville, N.J.; and from Three Rivers, Mich., to Fort Worth, Tex., under continuing contract or contracts with Continental Can Co., Inc., for 180 days. Supporting shipper: Continental Can Co., Inc., Edward A. MacBride, Div., Comptroller, 800 Northwest Highway, Palatine, Ill. 60067. Send protests to: Patricia A. Roscoe, Transportation Assistant, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 134551 (Sub-No. 6TA), filed August 20, 1975. Applicant: LANTER REFRIGERATED DISTRIBUTING CO., #3 Caine Drive, Madison, Ill. 62060. Applicant's representative: Ernest A. Brooks, II, 1301 Ambassador Bldg., St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat byproducts, and articles* distributed by meat packing houses, as described in Appendix I to the report in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766, from East St. Louis, Ill., and Madison, Ill., to points in Vernon, Barton, Jasper, Newton, McDonald, Barry, Lawrence, Dade, St. Clair, Hickory, Polk, Greene, Christian, Stone, Taney, Ozark, Douglas, Webster, Wright, Dallas, Camden, Cedar, Laclede, Pulaski, Texas, and Howell Counties, Mo., for 180 days. Supporting shipper: Dwight L. Helm, Distribution Coordinator, John Morrell & Co., 208 S. LaSalle St., Chicago, Ill. 60604. Send protests to: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, P.O. Box 2418, Springfield, Ill. 62705.

No. MC 139846 (Sub-No. 2TA), filed August 15, 1975. Applicant: WADDICK TRANSPORT LIMITED, R.R. 6, Chatham, Ontario, Canada. Applicant's representative: Richard D. Gunderman, Suite 710, Statler Hilton, Buffalo, N.Y. 14202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid protein supplements*, not intended for human consumption, in bulk, in tank vehicles, for the account of Ruminant Nitrogen Products Company of Adrian, Mich., restricted to traffic having a subsequent movement in foreign commerce, from Adrian, Mich., and Arcade, N.Y., to ports of entry on the United States-Canada Boundary line, located in Michigan and New York, and returned shipments of the same commodities in the reverse direction, under a continuing contract with Ruminant Nitrogen Prod-

ucts Company, for 180 days. Supporting shipper: Ruminant Nitrogen Products Company, P.O. Box 206, 770 Riverside Drive, Adrian, Mich. 49221. Send protests to: Melvin F. Kirsch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1110 Broderick Tower, 10 Witherell St., Detroit, Mich. 48226.

No. MC 138831 (Sub-No. 1TA), filed August 20, 1975. Applicant: JOHNNY JONS, doing business as J & J HAULING, 3 Midlang Ave., Elmwood Park, N.J. 07407. Applicant's representative: George A. Olsen, 69 Tonnele Ave., Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bicycles, materials, equipment, and supplies* used in the manufacture, use and sale thereof (except commodities in bulk), from Champlain, N.Y., to Bensonville, Ill.; Secaucus, N.J., and Westwood, Mass., under a continuing contract with Raleigh Industries of America, Inc., for 180 days. Supporting shipper: Raleigh Industries of America, Incorporated, 1170 Commonwealth Ave., Boston, Mass. 02134. Send protests to: Joel Morrows, District Supervisor, Interstate Commerce Commission, 9 Clinton St., Newark, N.J. 07102.

No. MC 141205 TA (Amendment) filed July 30, 1975, published in the FEDERAL REGISTER issue of August 13, 1975, and republished as corrected this issue. Applicant: HUSKY OIL TRANSPORTATION CO., 600 South Cherry St., Denver, Colo. 80222. Applicant's representative: F. Robert Reeder, 79 South State St., Salt Lake City, Utah 84147. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Crude oil, natural gas condensate, and scrubber oil*, (A) from points in Logan, Weld, Adams, Boulder, Denver, Larimer, Jackson, Morgan, Washington, Kit Carson, Cheyenne, Sedgwick, Phillips, Yuma, Arapahoe, Jefferson, Clear Creek, Gilpin, Elbert Routt, Moffat, and Grand Counties, Colo., to points in Laramie, Sweetwater, Albany, and Carbon Counties, Wyo., and (B) from points in Banner, Kimball, Cheyenne, Scotts Bluff, Sioux, Morrill, Dundy, Chase, Perkins, Hitchock, Hayes, Lincoln, Frontier, and Red Willos Counties, Nebr., to points in Laramie, Sweetwater, Albany, and Carbon Counties, Wyo., and those in Washington, Denver, Adams, and Weld Counties, Colo., under a continuing contract with Husky Oil Company, for 180 days. Supporting shipper: Husky Oil Company, 600 South Cherry St., Denver, Colo. 80222. Send protests to: Herbert C. Ruoff, District Supervisor, Interstate Commerce Commission, 1961 Stout Street, 2022 Federal Bldg., Denver, Colo. 80202. The purpose of this republication is to clarify the commodity description.

No. MC 141255 TA, filed August 20, 1975. Applicant: TANDY TRANSPORTATION, INC., 3600–3602 Conway, Fort Worth, Tex. 76111. Applicant's representative: Ralph W. Pulley, Jr., 4555 First National Bank Bldg., Dallas, Tex. 75202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Commodities dealt in by electronic equipment and supply stores, uncrated store fixtures and furnishings, office supplies, and advertising materials*, from Fort Worth, Tex., to points in the United States (except Texas), restricted in the destination States to pick up or delivery of the described commodities at Radio Shack stores; *returned and rejected shipments of such commodities*, from points in the United States (except Texas) to Fort Worth, Tex.; (b) electronic equipment, materials, and supplies, from Tarrant City, Ala.; Ansonia, Conn.; Buford, Ga.; Aurora, Mundelein, Chicago, Lemont, Downers Grove, and Elk Grove, Ill.; Huntington and Frankfort, Ind.; Burlington and Guttenberg, Iowa; Princeton, Ky.; Winona and St. Paul, Minn.; Kennebunk and Biddleford, Maine; Detroit, Mich.; Hagerstown and Baltimore, Md.; Shrewsbury, South Hadley, Holyoke, Worcester, Ludlow, and Boston, Mass.; Aberdeen, Miss.; St. Louis, Mo.; Camden, Amsterdam, Congers, Blauvelt, Farmingdale, L.I., and Brooklyn, N.Y.; Somerville, Parsippany, and Burlington, N.J.; Statesville and Smithfield, N.C.; Newcomerstown and Toledo, Ohio; Central Falls, R.I., to Fort Worth, Tex., and Garden Grove, Calif.;

(c) *Electronic equipment, materials, and supplies*, from Long Beach, Calif.; Phoenix, Ariz., and Grand Junction, Colo., to Fort Worth, Tex.; (d) *toys*, from Hawthorne, Calif., to Fort Worth, Tex.; (2) (a) *tile, including ceramic, clay, earthenware, terrazzo, mastic, composition and vinyl asbestos*, from Fort Worth and Houston, Tex., to points in Arkansas, California, Colorado, Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Nebraska, New Mexico, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Utah, Wisconsin; and *returned and rejected shipments*, from the named destination States to Fort Worth and Houston, Tex.; (b) *tile*, from Long Beach, Calif., to Phoenix, Tucson, and Mesa, Ariz.; Albuquerque, N. Mex.; and Forth Worth, Tex.; (3) *Leather and leather products*, from Buford, Ga., to Fort Worth, and Yoakum, Tex.; (4) *Commodities dealt in by arts and crafts stores*, from Fort Worth, Tex., to points in the United States; *returned and rejected shipments of such commodities*, from points in the United States (except Texas), to Fort Worth, Tex. Restriction: The operations authorized herein in Paragraphs 1, 2, 3, and 4 are limited to a transportation service to be performed under a continuing contract or contracts with Tandy Corporation, Tandycrafts, Inc., and Tandy Brands, Inc., of Fort Worth, Tex., and their subsidiary corporations, for 180 days. Supporting shipper: Tandycrafts, Inc., Tandy Brands, Inc., Tandy Corporation, 2727 West 7th St., Fort Worth, Tex. 76107. Send protests to: H. C. Morrison, Sr., District Supervisor, Room 9A27, Federal Bldg., 819 Taylor St., Fort Worth, Tex. 76102.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-23187 Filed 8-29-75;8:45 am]

[Notice No. 844]

ASSIGNMENT OF HEARINGS

AUGUST 27, 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.

MC 41064 Sub 4, Kent Express, Inc., now assigned September 29, 1975, at Indianapolis, Indiana, is cancelled and application dismissed.

MC 123407 Sub 194, Sawyer Transport, Inc., now being assigned October 29, 1975 (1 day), at New Orleans, Louisiana; in a hearing room to be later designated.

MC 531 Sub 306, Younger Brothers, Inc.; MC 102567 Sub 176, McNair Transport, Inc., and MC 111401 Sub 443, Groendyke Transport, Inc., now being assigned October 30, 1975 (2 days), at New Orleans, Louisiana; in a hearing room to be designated later.

MC 63792 Sub 25, Tom Hicks Transfer Company, Inc., now being assigned November 3, 1975 (2 days), at New Orleans, Louisiana; in a hearing room to be designated later.

MC 136316 Sub 5, Olen Burrage Trucking, Inc., now being assigned November 11, 1975 (3 days) at New Orleans, Louisiana; in a hearing room to be designated later.

MC 119988 Sub 80, Great Western Trucking Co., Inc., now assigned September 18, 1975, at Birmingham, Ala., is canceled and application dismissed.

MC 139193 Sub 24, Roberts & Oake, Inc., now assigned November 13, 1975, at Chicago, Ill., is canceled and application dismissed.

AB 10 Sub 3, Norfolk and Western Railway Company Abandonment Between Abingdon, Virginia, and West Jefferson, North Carolina, in Washington and Grayson Counties, Virginia, and Ashe County, North Carolina, now being assigned for continued hearing October 6, 1975, at West Jefferson, North Carolina, in the Membership Conference Room, Blue Ridge Electric Co-op, Mount Jefferson Road.

MC 124796 Sub 117, Continental Contract Carrier Corp., now assigned November 13, 1975, at Kansas City, Mo. is postponed indefinitely.

MC-f-12519 Al Zeffiro Transfer and Storage, Inc.—Purchase (Portion)—Daily Express and MC 108067, Al Zeffiro Transfer & Storage, Inc., now being assigned October 6, 1975, at Philadelphia, Pa. (1 week); in a hearing room to be later designated.

MC 130092, Green Mountain Tours, Inc., now being assigned October 7, 1975 (3 days), at Newark, N.J., in a hearing room to be later designated.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-23189 Filed 8-29-75;8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 27, 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. 43038—*Iron and Steel Articles to Points in Texas.* Filed by Southwestern Freight Bureau, Agent (No. B–554), for interested rail carriers. Rates on iron and steel articles, in carloads, as described in the application, from specified points in Delaware, Maryland, and Pennsylvania, to specified points in Texas. Grounds for relief—Market and water competition. Tariff—Supplement 137 to Southwestern Freight Bureau, Agent, tariff 301–F, I.C.C. No. 5098. Rates are published to become effective on September 25, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-23185 Filed 8-29-75;8:45 am]

[Ex Parte No. 314]

GENERAL FREIGHT RATES

Special Procedures for Increases; Notice of Oral Argument

AUGUST 26, 1975.

The Interstate Commerce Commission, will hold oral argument in the above entitled proceeding in order to provide the parties with a further opportunity to make their views known to the Commission. Oral argument is scheduled to commence at the office of the Commission in Washington, D.C. at 9:30 a.m. on Wednesday, October 1, 1975.

The October 1st date has been selected to afford the parties an advance opportunity to consider the views expressed by the other parties to this proceeding and based on that review to determine whether there is a possibility of consolidating their presentation at oral argument with other parties expressing the same or similar views. Further, the October 1, 1975, date will enable the parties to evaluate the Commission's statement delivered by Chairman Stafford on July 16, 1975. This statement attached as Appendix I hereto entitled "Statement of George M. Stafford, Chairman of the Interstate Commerce Commission, Before the Subcommittee on Transportation and Commerce of the House Committee on Interstate and Foreign Commerce on H.R. 6351 and H.R. 7681, "together with a summary, places the proposed special procedures in context and provides the parties to this proceeding with an insight as to why the Commission prefers to consider changes through the administrative process.

In response to the notice of proposed rulemaking entered in this proceeding on June 10, 1975, served June 12, 1975, 75 parties submitted written statements of verified facts, views, and arguments regarding the proposed procedures. Attached hereto as Appendix II is a service list of the parties submitting representations. Ten days from date of service of this notice the parties listed on Appendix II are to serve the other parties on the list with copies of their statements previously filed with the Commission. Ten days prior to oral argument the parties desiring to participate therein shall by letter advise the Commission (1) that they have complied with the service requirement; (2) the name of their representative who will appear at the oral argument on their behalf and/or representing other parties having similar positions; and (3) the approximate amount of time needed to present their position at oral argument.

Although the Commission has made no determination on the merits on whether or not to adopt the proposed regulations with or without modification, it would be helpful to the Commission if the parties at oral argument would address the following issues, which are not to be construed as all inclusive, but rather as focal points for informed discussion:

1. Is there a need for special procedures of the type contemplated by the notice of proposed rulemaking for all modes or for any one mode?

2. Has the entry of the Commission's decision in Ex Parte No. 311, *Expedited Procedures for Recovery of Fuel Costs,* 350 I.C.C. 563, rendered unnecessary or undesirable the promulgation of another expedited procedure?

3. If the procedures set forth in the notice of proposed rulemaking were to be adopted on an experimental basis for one mode, several modes or all modes, should the increases be based solely on increased labor cost as was originally contemplated in Ex Parte No. 296, Procedures for Partial Recoupment of Increased Carrier Labor Costs?

4. If it were possible to fashion an expedited procedure that would clearly spell out that the Commission retains the right to suspend a general revenue proposal (or portion thereof, i.e., increases pertaining to individual commodities or weight brackets) filed under the special procedure for potential undue preference, prejudice or discrimination, would this be acceptable to the carriers and shippers alike? How do you view this proposal as compared with the rate provisions set forth in the Rail Revitalization Act of 1975 and discussed in Appendix I hereto?

5. If the special procedures were to be adopted, should the carriers utilizing the procedures be limited to one other general increase per year and should the special procedures be limited to increases timed to become effective on a specified date as for example January 1 of each calendar year?

6. If special procedures are adopted on an experimental basis, what are your views as to the reasonableness of the proposed 5-percent figure? Would some other figure be more appropriate?

7. Does the Commission's practice of allowing interim increases pending formal investigation of rail general increases offer a viable alternative to the special procedures set forth in the notice of proposed rulemaking and should such a procedure be available to other modes absent a statutory refund provision?

Notice of oral arguments shall be given to the general public by depositing a copy of this notice in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C. for public inspection and by delivering a copy of the notice, without attachments, to the Director, Office of the Federal Register for publication therein as notice to interested persons.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-23190 Filed 8-29-75;8:45 am]

LEGAL SERVICES CORPORATION

COMMITTEE ON PRESIDENTIAL SEARCH

Meeting

AUGUST 28, 1975.

The Committee on Presidential Search of the Board of Directors of the Legal Services Corporation will meet at 7:00 p.m. on Sunday, September 7, 1975 and 10:00 a.m. on Monday, September 8, 1975 at the Statler Hilton Hotel, Washington, D.C. The meetings will be in Executive Session to discuss nominees for President of the Corporation. Representatives of specified organizations will be invited to attend a portion of the September 8 meeting.

ROGER C. CRAMTON,
Chairman.

[FR Doc.75-23360 Filed 8-29-75;10:46 am]

federal register

TUESDAY, SEPTEMBER 2, 1975



PART II:

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Assistant Secretary for Housing Production and Mortgage Credit

■

MOBILE HOMES

Federal Construction and Safety Standards

Title 24—Housing and Urban Development

CHAPTER II—OFFICE OF THE ASSISTANT SECRETARY FOR HOUSING PRODUCTION AND MORTGAGE CREDIT—FEDERAL HOUSING COMMISSIONER (FEDERAL HOUSING ADMINISTRATION), DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R75-340]

PART 280—MOBILE HOME CONSTRUCTION AND SAFETY STANDARDS

On June 25, 1975, the Department of Housing and Urban Development proposed Federal mobile home construction and safety standards (40 FR 26930) pursuant to the requirements of the National Mobile Home Construction and Safety Standards Act of 1974 (Title VI of Pub. L. 93-383, 42 U.S.C. 5401 et seq.).

The Notice of Proposed Rulemaking described the requirements of the Act for promulgation of the standards. In addition, the research work that was carried out and planned in order to support the Federal mobile home standards, and the various other sources used to develop the proposed standards were described. The notice solicited public comment on the proposal and allowed 30 days for comments to be submitted. Comments received are available for inspection and copying in accordance with HUD regulations (24 CFR 15.14) in room 10245, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, D.C. 20410 during regular business hours.

PUBLIC COMMENTS

More than 1,000 comments were received in response to the Notice of Proposed Rulemaking. Of these, approximately 100 discussed specific requirements of the proposed standards. Some of the comments were very detailed; several were over fifty pages in length. Nine mobile home manufacturers submitted comments along with two manufacturers trade associations. One of the trade associations developed its comments through a consensus process among its member companies. Suppliers to the industry and other service industries submitted 36 comments. Twenty comments were received from state and other government agencies. The remaining comments on the standards came from private individuals, companies not directly involved in the mobile home industry, and from consumer and community groups. Many comments provided useful criticism and information that resulted in clarifications, corrections, amendments, and other changes in the standard as published herein.

Approximately 900 comments addressed the issue of adoption by reference of the "Standard for Mobile Homes," NFPA 501B/ANSI A119.1, as the Federal mobile home standard. Approximately 825 comments urged such adoption. A majority of the comments supporting adoption by reference were sent in by members of the National Fire Protection Association (NFPA), particularly its Fire Marshals Section, and by individuals who are members of other component organizations within NFPA.

Approximately 75 letters and mailgrams were received urging that the NFPA/ANSI standard not be adopted. Most of the comments supporting HUD's action not to adopt the standard came from organizations representing mobile home owners and dwellers, from individual consumers, from consumer and community groups, as well as from a variety of other organizations.

HUD has considered all of the various arguments raised in the comments and elsewhere for and against adoption by reference of the ANSI/NFPA standard. The Department has also again very carefully reviewed the Act and its legislative history. HUD has concluded that adoption by reference of all or part of the present ANSI/NFPA mobile home standard would be inappropriate because it implies that future amendments to the NFPA 501B standard will automatically be adopted as the Federal standards or will be given special consideration by HUD. Adoption of the NFPA mobile home standard thus commits HUD to a de facto delegation of its authority to develop standards for promulgation. Such a course of action is neither envisioned nor authorized by the Act.

RECOMMENDATIONS OF THE NATIONAL MOBILE HOME ADVISORY COUNCIL

The National Mobile Home Advisory Council held a series of meetings on July 29-31, 1975. One of the issues discussed was adoption of the ANSI/NFPA standard by reference. The Council unanimously passed a resolution supporting "HUD's course of action in establishing Federal mobile home construction and safety standards . . . without specifically referencing the ANSI A119.1/NFPA 501B standards . . ." with the provision that HUD and the NFPA establish a cooperative committee program "so as to preserve and continue to utilize the expertise of the present NFPA mobile home committee." HUD is attempting to work out such a cooperative program with the NFPA. HUD believes that the two organizations share a common interest in mobile home safety, and hopes that a basis for cooperation can be found.

Prior to the issuance of the proposed Federal mobile home standards, the Advisory Council met on May 5 and 6, 1975, to discuss a draft of the standards. As published, the proposed standards reflected some of the concerns and recommedations of the Council and of individual members of the Council. Comments of members of the public submitted to the Advisory Council and HUD following the meeting were also considered.

After publication of the proposed standards, the Executive Committee of the Council met and appointed a Fire Safety Task Force and a Structural Task Force to consider specific questions in these areas related to the Federal standards. These task forces met on July 29, 1975, and reported draft recommendations to the Advisory Council Executive Committee on July 30 and to the full Council during its meeting on July 31, 1975. The Council accepted essentially all of the majority recommendations of the Task Forces. These recommendations are as follows:

Fire Safety. The Advisory Council determined that there was not sufficient test data or other information on the subject of flame spread classification and recommended retaining the HUD recommended values until additional research and test data were available. The Council also recommended minor changes in the methods of testing flame spread for interior surface materials. The Council made specific recommendations for carrying out such research and tests. (HUD is currently planning and beginning to implement an extensive fire safety research program for both mobile and conventional housing that will contribute to the further development of the mobile home standards). Finally, it was recommended that the flammability test for carpeting be deleted from the standard as redundant since other Federal law already requires that all carpeting be so tested.

A minority report from the Task Force recommended adoption of the more stringent Class A flame spread requirement for interior walls and ceilings throughout the mobile home. The Council did not adopt the minority recommended action.

The Council recommended a number of clarifications of the egress window and door requirements. It was also recommended that in order to shut off furnace burners and blowers in the event of a furnace compartment fire, electric thermal cut off devices be required where practical. (There was no such requirement in the proposed standard.) The Council suggested that HUD prepare a list of materials that do not need to be tested, listed, or labeled to be accepted as being in compliance with the requirements of the standard. In order to identify a mobile home destroyed or seriously damaged by fire, the Council recommended that the serial number be marked permanently on the frame.

Structure. To enhance both compliance and enforcement of the standards, the Council made a number of detailed recommendations concerning the clarity of the standards. It also made a number of recommendations on structural component testing.

A minority view was given that the structural wind resistance requirements of the proposed standard were too stringent for Zone II. The Council did not accept this recommendation.

The Council also recommended that (1) HUD and the industry investigate corrosion resistant materials for exterior finish metal fasteners; (2) the space requirements for laundry equipment (when not factory installed) be reduced from 30" to 27" and (3) the tire and rim standard (Motor Vehicle Safety Standard 120) be deleted because the standard has not yet been made effective by the Department of Transportation, and because if the standard was in effect it would be applicable to mobile homes

without a specific reference in the HUD regulations.

Finally, the Council recommended an extensive research program to determine the response of mobile homes to wind loadings, including gusting and other dynamic effects. (HUD's planned program on wind research was described in the preamble to the Notice of Proposed Rulemaking published June 25, 1975, 40 FR 26935.)

THE STANDARD

As published herein, the Federal Mobile Home Construction and Safety Standards have been revised in a number of respects from the proposed standards. There were a number of significant amendments of the proposal. Most of the changes, however, were editorial clarifications and detail changes in the requirements. These changes reflect consideration of the comments received on the standards, recommendations of the National Mobile Home Advisory Council, comments and discussions with other Federal and state agencies, and discussions and reevaluations within HUD.

The numbering of the standards was changed to conform to the style of the Code of Federal Regulations. Subpart designations have been dropped and the sections have been moved from parts 1420–1427 to parts 2520–2529. The decimal numbering has been simplified.

The following is a discussion of the significant specific changes from the proposed standard.

Introduction. An introduction has been added in which it is stated that the standards are in substantial measure based on the "Standard for Mobile Homes" NFPA 501B–1974/ANSI A119.1–1975, and particularly on Sections B, C, D, and E of that standard. In addition, it is noted that parts of the standards are derived from state standards, enforcement agency standards, interpretative manuals and trade association standards. Acknowledgement of contributions from the standards and codes of public and private organizations had appeared in the preamble to the proposed standard. In the final standards, however, it was deemed appropriate that such acknowledgement appear in the standards themselves rather than in the preamble which will not become a permanent part of the Code of Federal Regulations.

A. *General.* The following significant changes were made in this section:

1. The definition of "length of a mobile home" has been modified because of objections raised by the Federal Trade Commission in its proposed Trade Regulation Rule on Mobile Home Sales and Service (40 FR 23334). The FTC believes that it may be a deceptive trade practice to include drawbar assemblies or other appendages that are not a part of the living space, in the definition. The length as now defined includes only the basic mobile home structure plus any fold-out or other room extensions. Bay windows, porches, extensions of walls and roofs, drawbars, and other attachments are not included.

2. A definition of the "width of a mobile home" has been added to the standards in order to provide criteria to determine whether a particular unit is subject to the requirements of these regulations. The "width" definition is consistent with the definition of length. (280.2(a)(13)).

3. The serial or identification number of a mobile home will now have to be stamped on a forward frame member. This Permanent identification should provide greater assurance that a severely damaged or burned mobile home can be traced to its manufacturer. The Advisory Council recommended that a requirement of this kind be added to the standards (280.6(a)).

B. *Planning Considerations.* The following changes from the proposed standard are being made:

1. The ceiling height requirements for habitable rooms have been amended so that the ceiling need not be sloping in an area where it is less than 7 feet high. This will allow a ceiling to be uniformly dropped (or the floor raised) for up to 50 percent of the room's floor area to a height of between 5 and 7 feet. (280.104(a)). This change is in recognition of industry practices in which portions of ceilings are dropped uniformly to less than 7 feet (or floors are raised so that the ceiling height is less than 7 feet). The proposed standard would have made the arbitrary requirement that the dropped ceiling be sloping.

2. The requirements for egress doors in § 280.105(a) have been revised to clarify their intent. Specifically, the egress doors must now be at least 12 feet apart, must be separated by a wall or partition, and must be placed so that no bedroom door is more than 35 feet from the nearest exterior door.

3. The requirement that exterior doors have a minimum clear opening height of 74 inches has been retained except for sliding doors which may have 72 inches clear opening height. In a report prepared for HUD on household hazards, it was found that adequate height of doorways was an important safety factor for doors opening to stairways. Most mobile home exterior swinging doors open to stairways. The report noted "any abrupt or very low overhead which causes an individual to instinctively duck or make a quick movement can result in a misstep and a fall." HUD selected 74" as the minimum required door height because it provided the maximum door height opening without requiring structural redesign of most homes built today. Also, a significant number of the mobile home production today meet this minimum. (§ 280.105(6)). An exception has been made for sliding doors because such doors generally do not open to steps and because a clear opening of greater than 72 inches in height for such doors would require redesign of the structure around the door of many mobile homes.

4. The requirement that privacy locks be provided for primary bedrooms has been dropped because HUD could not justify requiring such locks on grounds of life safety or durability.

5. The room size requirements of §§ 280.111, 280.112, and 280.113, have been modified and clarified as follows: The requirement that at least one habitable room be not less than 150 square feet in gross floor area has been modified so that this minimum dimension applies to a "living area" (such as a combined living and dining area) rather than to a single room. HUD considered, but did not adopt a requirement that there be at least one bedroom suitable for two people (minimum floor area of 70 square feet). Census data indicates that approximately one fifth of all mobile homes are occupied by single individuals who might have no need for such a bedroom. HUD believes that consumer information can be used to alert purchasers to the need for adequate space in bedrooms. The requirement that a bedroom intended for use by two people must have a minimum area of 70 square feet, is continued.

6. The requirement that the minimum horizontal dimension of a habitable room be five feet has been modified to allow smaller dimensions. However, spaces with smaller dimensions may not be counted in the gross floor area used to determine the minimum allowed room size (§ 280.110). This change was made because HUD had inadvertently disallowed entries and alcoves having any horizontal dimension less than five feet.

7. The minimum depth of laundry equipment spaces that open to hallways has been reduced from 30" to 27" where no equipment is installed by the manufacturer. This minimum dimension must still be provided in addition to the minimum width of 28" for the hallway itself. HUD will require that a notice be placed in this space by the manufacturer specifying the clearance available for laundry equipment. This change was recommended by the Advisory Council and by a number of manufacturers' comments.

8. Safety glazing will be required in all glass doors, glass storm doors, sidelights within 12 inches of an exterior door, in glass mirrored doors unless backed by a material capable of acting as a door in the absence of the mirror, and in doors and windows in shower and tub areas. It should be noted, however, that a manufacturer is not required to provide glass in any of these areas, so that this requirement poses no cost penalties except where a manufacturer decides to use a design calling for glazing in the affected areas (280.114(6)).

These requirements are identical to provisions of a proposed standard under consideration by the Consumer Product Safety Commission. The Commission recommended in a written submission to the Department that "HUD's mobile home safety glazing standard should be at least as comprehensive as the Consumer Safety Glazing Committee's proposed standard which is presently being considered by the Commission." Other comments were received supporting requirements for safety glazing in window and mirror areas that are likely to be subject to impact by mobile home occupants in their daily activities.

HUD's decision to upgrade safety glazing requirements was reached after consultations with the CPSC staff and the Consumer Safety Glazing Committee which developed the "Proposed Safety Standard for Glazing Materials used in Certain Architectural Products."

C. *Fire Safety.* HUD considered the various comments concerning the fire safety section of the standards, including the specific comments regarding the five alternative proposals for flame spread limitations for interior walls and ceilings. HUD concluded that no information or data was submitted that would justify a significant modification of the proposed standards. However, HUD recognizes that fire is the major cause of personal and property loss in mobile home accidents. Thus, HUD expects that as supporting research data and other information become available, the fire safety requirements of the standard may be revised and upgraded.

The following editorial and detail changes were made in this section of the standards:

1. Section 280.203(a)(1) was amended to limit the amount of total area of trim, certain decorative materials, windows, and certain sizes of doors excluded from the flame spread requirements to no more than 10 per cent of the aggregate wall surface in any room or space or no more than 32 square feet of surface area, whichever is less.

The standard generally used in the industry today does not contain any specific limitation on the amount of excluded material although some enforcement agencies used the above requirements in interpreting the standard. HUD has included this limit to insure that excessive amounts of higher flame spread materials will not be used.

Bookcases, planters, and other similar items are considered furnishings for purposes of this standard even though they might be permanently attached to the mobile home. Thus, they are not covered under the flame spread limitations. Bars located in the kitchen area are considered to be kitchen cabinets and are thus required to comply with § 280.203(a)(4). Accent panels on the living area side of a bar may be excluded from the flame spread requirements but only to the extent provided in § 280.203(a)(1).

2. The flame spread requirements for kitchen cabinets have been modified to indicate that they do not apply if the cabinets are non-combustible (as would be the case with metal cabinets, for example). (280.203(a)(4)). The fire problems HUD found with certain cabinets currently in use in the industry do not occur with metal kitchen cabinets.

3. Section 280.203(a)(5) has been changed to allow a flame spread of up to 50 on surfaces adjacent to the cooking range. This change will allow the use of vinyl surfaces in the cooking range area which, when applied to gypsum wallboard, have a flame spread rating of 30 to 45. Although this is a partial relaxation from the proposed standard, HUD does not believe that the protection specified in the proposal standard will be compromised. The requirements in the proposed standard were intended to provide containment of any range fire—that is, to reduce the possibility of the fire burning through an adjacent wall and to increase the time before overhead kitchen cabinets might ignite.

The standard continues to require limited combustible materials in this area plus a hood under kitchen cabinets over the range. Thus, the protection intended to be provided in the proposed standard is still required. Making an allowance for vinyl or other surfacing materials may enhance liveability by allowing a manufacturer to use surface materials that can easily be cleaned.

4. A new § 280.207, "Requirements for Foam Plastic Thermal Insulation Materials" has been added as a result of the concerns expressed by the Federal Trade Commission and by some commentors that standard fire tests are not accurate indicators of the performance of the tested materials under actual fire conditions. The FTC considers that plastic foam insulating materials will, under some circumstances, burn with a rapid flame spread, quick flashover, emission of toxic or flammable gases, dense smoke, and intense heat. Thus, these materials may present a serious hazard when exposed to flame or heat.

HUD currently has a special panel of experts studying the question of fire risks and hazards posed by the architectural use of foam plastics. The findings and recommendations of this panel are expected in 4 months. These findings and recommendations should provide guidance for the promulgation of standards for the use of these materials in mobile homes. It is expected that HUD will propose such standards during 1976.

In the meantime, before an assembly incorporating foam plastic insulation within wall cavities may be used by a manufacturer, evidence of the extent of fire risk must be presented to HUD for evaluation in the form of test data including data from full scale room fire testing.

5. Section 280.207(b) limits the flame spread and thickness of plastic foam used as sheathing material applied to the exterior of a mobile home. This material must be separated from the interior of the mobile home by a minimum of 2 inches of mineral wool insulation or its equivalent in fire protective material, which shall be placed in the wall or roof cavity. Establishment of this new requirement was recommended by the Society of the Plastics Industry. Test data has been submitted to HUD that indicates plastic foam sheathing does not present a fire hazard when used in accordance with these requirements.

6. Plastic materials are increasingly being used in mobile homes for finish materials, for plumbing, for sheathing and insulation materials, and for other applications because of their relatively low cost and the flexibility they offer the mobile home designer and manufacturer. Certain of these uses of plastics may present a hazard.

A further hazard may be present in mobile homes because a significant amount of mobile home furniture is constructed of plastic materials. While HUD does not have authority over the construction or safety of mobile home furniture, the Department has expressed its concerns about the possibility of such furniture contributing to the fire hazard in mobile homes to the Consumer Product Safety Commission.

HUD is interested in obtaining any relevant research or other information and data relating to the hazard or lack of hazard presented by plastics when used in mobile homes. HUD will conduct research on flammability and other fire characteristics of mobile homes with special consideration of the role played by plastics during the current and subsequent fiscal years.

When sufficient data is available on these characteristics of plastics, HUD will, if necessary, revise the standards to reflect such additional data through the issuance of a Notice of Proposed Rulemaking on that subject.

7. Section 280.208(c) has been changed to reference Underwriters Laboratories Standards No. 167 for ionization chamber and 168 for photoelectric type smoke detectors. HUD intends to reference U.L.'s proposed Standard 217 at such time as the standard becomes final and after manufacturers have had their equipment tested and labeled under the new standard.

HUD has received a number of comments from manufacturers of gas detectors urging that such detectors be permitted in § 280.208(c) in lieu of smoke detectors. HUD has studied this issue over a period of years in connection with conventional housing standards. The National Bureau of Standards has also tested gas detectors to determine their efficacy for warning of fires, for the Consumer Product Safety Commission and for HUD.

On the basis of the available data, HUD has determined that gas detectors are not suited for the rapid detection of the fires commonly encountered in residential structures and that they are too sensitive to a variety of gases that might be found in a house (such as aerosol sprays and fumes from paint or glue). Until HUD receives data demonstrating that these operating characteristics are corrected, HUD will only permit detectors that meet the requirements of U.L. Standards 167 and 168.

8. Several heat detector manufacturers and the Fire Equipment Manufacturers Association have requested that the level of fire detection protection in mobile homes be at least equivalent to level 3 of the National Fire Protection Association's Standard for Household Fire Warning Equipment. Level 3 protection recommends the installation of one or more basic smoke detectors plus additional heat or smoke detectors as follows: (a) A basic smoke detector shall

be installed to protect each separate sleeping area that is adjacent to bedrooms opening on a common hall, (as the Federal mobile home standard requires), and (b) heat or smoke detectors shall be installed in each living room, kitchen, furnace (utility) room, and basement.

Under the Federal mobile home standard promulgated herein, the fire detection requirements are equivalent to level 4 protection under the NFPA Standard for Household Fire Warning Equipment. This level of protection has been shown to be effective in full scale fire tests in mobile homes both with smoldering fires and with fast burning fires. With fast burning fires, the smoke detector was activated within 30 seconds of ignition, while with smoldering fires the smoke detector was activated before there was a dangerous accumulation of smoke and hazardous combustion products.

In addition, HUD's experience with smoke detectors in hallways adjacent to sleeping areas of HUD-owned disaster relief mobile homes (which were not equipped with other fire detection equipment) indicates that this level of fire protection is adequate.

The Federal mobile home standards permit the installation of any additional fire protection equipment that a manufacturer or a customer deems to be desirable above the minimum requirements of the standard. It should also be noted that the standards do not permit the substitution of a heat detector for a smoke detector as the primary fire warning system.

9. HUD has received a comment requesting that dry type fire extinguishing systems be considered as an acceptable substitute for fire protection measures specified in the kitchen range area (HUD standards require low flame spread and limited combustion materials on the walls adjacent to the range and a hood and asbestos layer under cabinets over the range). The cost of such devices when installed was estimated by the commenter to be $50.

HUD will consider amending the standard to permit the installation of such a system if it can be conclusively demonstrated that the system will provide protection equivalent to or superior to that presently provided by the standard and if adequate testing and inspection procedures of such devices can be developed and implemented.

D. *Body and Frame Construction Requirements.* In the preamble to the proposed standards HUD requested specific comments on two alternative proposals on wind zones: one for a single, nationwide zone; and a second for a two zone system. The standards published herein have essentially adopted the second alternative. Provision is made in the standard, however, for upgrading requirements in areas in the hurricane zone subject to wind loadings in excess of those provided for use in the hurricane zone. Also the design load requirements for tie downs have been upgraded in each of the two zones.

HUD has combined the proposed Zones I and II into a single zone (now designated Zone I) to which the originally proposed Zone I structural requirements will apply for several reasons: Mobile home wind resistance to high winds is to a significant extent dependent upon proper tie down. If a mobile home is properly tied down, the home need not have the capability to resist loads beyond those which are required to maintain structural integrity. If a mobile home is not anchored or is ineffectively anchored, no reasonable amount of structural integrity can prevent the home from being blown off its foundation or overturned.

In the Notice of Proposed Rulemaking, HUD noted that it was reviewing the Act to determine if authority exists for HUD to promulgate installation standards. Since that time, HUD's General Counsel has determined that such authority is not contained in the Act. HUD continues to believe that it would be in the public interest to require the tie-down of new mobile homes in accordance with manufacturers' instructions in at least some areas of the country. Therefore, it is HUD's policy to encourage promulgation of installation and tie-down standards in state and local areas where it can be justified. HUD may develop suggested criteria for such requirements and recommend standards for mobile home tie-down and installation.

HUD is reluctant to set overly stringent requirements for strength and tie-down straps unless it is reasonably assured that a significant number of mobile homes will be tied with adequately strong anchors. On the other hand, HUD wants to ensure that for those who choose, or are required by state or local law, to tie-down a mobile home, that the home and its tie-down straps will perform adequately for wind loadings likely to occur. The requirements set in § 280.305 and § 280.306 are believed to be a reasonable compromise.

Reconsideration by HUD and various comments have shown that a mobile home constructed in conformance with the requirements of these standards will be adequate to prevent serious damage or personal injury in winds expected in any of the non-hurricane zones if the home is tied down in accordance with accepted engineering practice. HUD is upgrading the requirements for tie-down straps in Zone I (which now includes the proposed Zone II) so that these straps will be adequate to withstand the maximum expected loading with a safety factor of 50% (§ 280.306).

Within the hurricane zone, the strength requirements of the home are being retained, but the requirement for straps has been upgraded to ensure a 50% safety factor at the highest expected wind loads. The higher strength requirements for straps might be met in any one of several ways, for example: (a) more straps might be used either by using two straps in one location attached to an anchor of appropriate holding power or by using straps at more frequent intervals along the length of the home; or (b) straps with greater strength might be used (such as straps of stronger alloys, wider straps, or thicker straps) (§ 280.306). Because of the changes in the tie down strap requirements, the table giving the number of ties has been deleted. Engineering calculations will have to show that sufficient ties of sufficient strength have been provided.

HUD recognizes that the level of protection provided by the wind loading requirements in the new Zone II may not be adequate in specific locations where winds in excess of 125 miles per hour are encountered with a frequency of more than once in 50 years. HUD, therefore, will consider well-documented submissions from affected jurisdictions in Zone II requesting classification as special zones subject to requirements in excess of those for the new Zone II, i.e., winds in excess of 125 m.p.h. Such submissions must be based on actual, documented weather data showing the need for increased requirements. If the submission is accepted by HUD, all new homes known to be destined for such areas must meet the higher performance levels. Criteria for the enforcement of the requirements for such zones, and for appropriate consumer information will be set forth in regulations for the enforcement of the standards which will be issued shortly by the Department. (§ 280.305(c)(2)(ii) and 280.305(c)(3)(ii)).

HUD received a number of comments requesting that specific geographical areas be included in zones with more stringent requirements than were proposed. Members of Congress, local elected officials, and others in the Corpus Christi area submitted persuasive evidence that this area should be included in the hurricane zone. This change has been made.

In addition to the comments received on the general subject of wind zones, several other comments on the body and frame requirements were received. The points raised in the comments and their disposition follow:

1. Particular objection was raised concerning the assumption that wind loadings experienced by mobile homes would be the same as the wind loading at 30 feet above the surface of the earth. HUD has consulted with experts in the field and has received confirmation that this assumption is valid given the data available at this time. Unless definitive data to the contrary is made available to HUD, wind load requirements will continue to be determined by measured wind speeds at an altitude of 30 feet.

Little engineering data is available today as to the effects of wind on mobile homes. HUD, therefore, solicits information on the effects of wind on mobile homes, and intends to carry out research and collect data in the following areas: (a) the frequency and speed of high winds occurring in various parts of the country; (b) the effect of other nearby structures (other mobile homes, fences, trees, and so on) on the wind forces applied to a mobile home for a given wind speed at 30 feet above the surface of the earth; (c) the forces which can be with-

stood by the various types of mobile home anchors as a function of their installation in various types of soils; (d) the failure modes of mobile homes and anchors under high winds; (e) new State or local laws or regulations on tie-down requirements for new mobile homes; and, (f) wind loss data available for existing mobile homes.

2. HUD has removed the specific factor for determining roof snow loads by ground snow loadings since the 0.6 factor specified in the proposed standards is not applicable in all instances. Generally, HUD will consider the 0.6 factor to be appropriate for homes exposed to wind, and a factor of 0.8 to be appropriate in sheltered areas.

3. Because present practice is permissive, it was requested that the length of time for the application of design loads for wind and snow be dependent upon the materials of construction being considered. The request was granted and § 280.305(b)(iii) was revised to include such provision provided that the determinations are based on engineering analysis and calculations. Physical testing in lieu of engineering analysis is not acceptable under § 280.305(b)(iii).

4. Numerous comments objected to the requirement, implied in § 280.304, that listing or labelling was necessary to show compliance with the material standards contained in this section. Comments also questioned whether the listed standards were applicable in their entirety, even though parts of the standards may not be relevant to mobile homes. Finally, some comments questioned whether listing or labelling would be sufficient to show compliance with the applicable standards.

5. The wording of this section has been amended so that it is clear that only applicable portions of the standards listed must be met. In addition, the language now allows compliance with the referenced standards to be demonstrated by means other than listing or labelling. However, listing and labelling will generally be accepted as evidence of compliance with the applicable standard unless there is obvious or substantial evidence of non-compliance.

E. *Testing.* This part has been separated from Subpart D on "Body and Frame Construction Requirements," and renumbered Subpart E. Within Subpart E there were a number of editorial revisions resulting from comments requesting clarification. In addition, the following amendments were made to the proposed standard:

1. Rather than requiring both ultimate and proof load tests on structural components, either of these tests will now be accepted for structural components in the various paragraphs of this part. This change was accepted because HUD was convinced that parts of the required tests for determining compliance were redundant.

2. Rather than having a special section on roof truss testing, roof trusses are now considered to be a particular case of the general load testing requirements for all structural components (§ 280.402). The requirements themselves are unchanged except as indicated above.

3. The requirements for an uplift test on roof trusses has been qualified to indicate that such tests are required only where the trusses are actually subjected to upward forces because of the design of the roof and roofing membrane and their connection to the rest of the structure of the home.

4. Instead of testing structural components to failure, the ultimate load test now has a stopping point that is defined as 1.5 times the factor of safety for the component times the design load of the component. This change was made because of concern expressed in comments for the safety of personnel engaged in testing to the point of failure.

5. Numerous clarification and changes to the window and glass sliding door section of the proposed standard have been made. The non-editorial changes follow:

a. The part covers only prime windows and sliding glass doors and is not applicable to storm doors or windows.

b. The requirements for plywood and particle board used in window units has been revised. Compliance with standards for plywood and particle board, rather than for the adhesive and preservative materials used in them, is now required.

c. The requirements that annealed glass meet Federal specifications has been deleted. Federal specifications (DD–G–451) do not apply to 18 and 24 oz. glass. (18 oz. glass is generally used in the mobile home industry). The table included in the standard has been revised to permit the use of 18 oz. glass within specified limits.

d. The size of the test window has been specified to be the largest window in a particular design in both length and width separately, rather than in the sum of these two dimensions.

e. The standards will permit compliance with the requirements for window air and water infiltration and structural strength to be demonstrated on a prototype model with certification that production windows are manufactured to the same design using the same materials. This practice is currently permitted in the mobile home and other window certification programs. As a result of questions that have recently been raised concerning the efficacy of such a certification program, HUD will closely monitor the window certification program, and may, in the future, propose amendments to the present certification procedures and requirements should it prove necessary (§ 280.403(c)).

f. In the structural performance test, the internal pressure test was inadvertently omitted from the proposed standards and has now been added (§ 280.403(c)(2)(iii)).

g. Tests for windows have been identified with wind zones for which they are applicable. There also has been a clarification to indicate that screens are not required for windows. (§ 280.403(e)).

h. Certification agencies and manufacturers commented that they cannot certify that each window joint or identification label is permanent. The standards have been revised to accept joints and labels of a permanent type. HUD believes that this modification eliminates the problems raised in the comments (§§ 280.403(f) and 280.403(h)(2)).

i. The scope and purpose of § 280.404, "Egress Windows" have been expanded to include knock-out panels as egress devices along with egress windows. Another change made by HUD was to require operating instructions for egress devices to be labelled to indicate that the instruction labels themselves should not be removed. The Advisory Council recommended such a change. In addition, the labels must provide instructions that shipping clips be removed.

j. All glazing requirements in § 280.405, "Swinging Doors", have been deleted since all glass used in swinging doors must be safety glazed.

F. A new Subpart F on thermal protection has been added (material in this part was previously included in Subpart D). Following are the revisions made to the thermal protection requirements and the disposition of comments received on that subject:

1. The condensation control requirements have been restated to clarify their intent.

2. Ventilation requirements have been relocated from this part to the Part H on Heating, Cooling and Fuel Burning System (§ 280.710).

3. Several comments were received on the air infiltration requirements of the standard. The standards are not being changed at this time. However, HUD recognizes that the improvements in the state of the art in this area may require amendment of the standard as written.

4. A number of comments were received on use of minimum R–values and the overall limits on the heat loss from the mobile home. Some comments suggested that there was no need for the minimum R–values when the total thermal performance of the mobile home was defined by the standard. HUD included both requirements because of the need for total energy conservation as well as for comfort in all parts of the mobile home. Eliminating the minimum R–values could allow a manufacturer to totally eliminate or reduce the amount of insulation provided in particular parts of the mobile home. This could result in cold areas in the home.

G. *Plumbing.* The following changes have been made to this section of the standard from the proposed standards:

1. The prohibition on the use of anti-siphon trap vents has been removed. (§§ 280.602(a)(3) and 280.611(a)). As noted in the Notice of Proposed Rulemaking, anti-siphon trap vents were not permitted because of a lack of standards for such devices. A materials standard for anti-siphon trap vents (which, after review and analysis, HUD considers adequate) was submitted during the comment period. HUD also received many comments from states indicating no ad-

verse experience with anti-siphon trap vents in the field.

2. The requirement for gravity drainage of the plumbing system has been retained for all supply piping and drainage piping. Trap drainage is not required, however.

3. Comments were received recommending safety hand-rails and other devices in bathrooms for the use of the handicapped. HUD has not accepted this recommendation. HUD has decided to defer consideration of this recommendation since the Department is currently conducting research to determine what requirements are necessary or desirable for handicapped persons living in mobile homes. When this research has been completed, HUD will determine its position regarding standards for mobile homes to be used by handicapped persons.

4. A requirement has been added that standpipes for washers have removable, tight-fitting caps or plugs when no washing machine is installed. This is because if no washer is in place, traps on such pipes will be likely to dry out, and may allow sewer gases to enter the home. (280.607(b)(5)).

5. In response to several comments, the cold water shut-off valve on the main feeder line will not have to be provided by the manufacturer since such a device is generally included in the water supply system at the time of installation. However, manufacturers will have to provide instructions making it clear that a cold water shut-off valve is required in the water supply in order for the unit to be properly installed. (§ 280.609(b)(1)).

6. Requirements for relief piping from the hot water heater have been clarified to allow the termination of the pipe to be inside the bottom board so long as the pipe is installed in such a way that it will drain outside the bottom board, and the end of the drain can be visually inspected. The proposed standard had required that this pipe project through the bottom board. (§280.609(c)(1)(iii)).

7. The hot water heater relief valve pressure requirement has been raised from 125 psi or the rated pressure of the tank, whichever is lower to 150 psi or the rated pressure of the tank, whichever is lower. This change is in response to a number of comments pointing out that the new requirement of 150 psi is common industry practice and does not result in any loss of safety or durability. (§ 280.609(c)(1)(ii)).

H. *Heating, Cooling, and Fuel Burning Systems.* This Part was renumbered as Part 2527. The revisions made to this renumbered part and the disposition of the comments received are discussed below.

1. Comments were received asking for greater detail in the L.P. gas container requirements. At this time, HUD is not convinced that there is a need for such additional information.

2. HUD has included both minimum and maximum pressure requirements to ensure that the appliances operating on systems using natural gas will operate properly (§ 280.705(a)).

3. The requirement that crossover lines for gas or oil lines in double wide homes be located within 18 inches of either end has been eliminated because it was considered arbitrary. However, the requirement that such lines be accessible was retained.

4. Some comments indicated that the table of gas pipe sizes was confusing. HUD believes this table is clear without further explanation (§ 280.705(d).

5. Section 2527.5 calls for an accessible gas shut-off valve for each gas appliance. A comment pointed out that the furnace compartment access doors to some types of furnaces are a part of the furnaces themselves, making it difficult to locate valves outside the furnaces. Locating the valve inside the furnace access panel is now permitted if this does not interfere with servicing or replacing equipment.

6. A comment requested that HUD require that all mobile homes using natural gas, be supplied with a flexible, 6 foot long pipe or hose to be used to connect the home with the gas supply system. HUD has determined that such a connector cannot be used in all installations, and has, therefore, not included this requirement.

7. Several comments from appliance manufacturers suggested a one-year delay in the application of the requirements for energy efficiency ratios and coefficients of performance. Since HUD continues to believe that the need for energy conservation is compelling and since no documentation was given to show a need for such a delay, the effective date remains January 1, 1977. Thus, 16 months lead time to meet this requirement is provided.

8. HUD has added a requirement that a thermal cut-off valve be installed on oil furnaces to cut-off the oil supply to the furnace, the air circulating fan, the burner, and any other pumps and fans. This requirement has been added to ensure that, in the event of a fire in the furnace compartment, the fire will not be fed by continued flow of oil to the furnace nor will the smoke and other combustion products from the furnace be spread throughout the home by the air circulating fan. Two states currently require such a thermal cut-off valve on oil furnaces. Also, the Advisory Council voted to recommend that HUD establish a requirement for cut-off devices where practicable.

9. A requirement that electrical clothes dryer vents not terminate beneath the mobile home has been added (§ 280.708(c)). This change makes the requirements for electrical and gas clothes dryers identical. This change was made because HUD believes that there is no justification for specifying different requirements for dryer vent terminations.

10. HUD has amended the requirements on fireplace dampers so that such dampers may be used on solid fuel fireplaces. However, dampers may not be used on oil, gas, or electric heated fireplaces (§ 280.709(g)(1)(i)). Several comments pointed out that a damper is the only practical way to control solid fuel burning rates in such fireplaces.

I. *Electrical Systems.* The following changes have been made on the electrical system requirements of the standards:

1. The language of the requirements covering electrical panels has been revised to make clear that circuit breakers may be used in electrical panels if used subject to the same limitations, which apply to fuses.

2. The permissible locations of electrical distribution panels have been limited to accessible places (except bathrooms) to permit ease and safety of maintenance, fuse replacement, or circuit breaker resetting. Electrical distribution panels may not be used in bathrooms in order to minimize shock hazards during maintenance and potential moisture damage. (§ 280.804(f)).

3. A requirement for an electrical receptacle outlet adjacent to the lavatory has been added. This requirement is contained in the National Electric Code and was inadvertently left out of the proposed standard. (§ 280.206(d)(9)).

4. Comments were received indicating that hot water heater elements have burned out because the electric system of a mobile home was energized before the plumbing supply was connected and the water heater filled with water. These comments requested a requirement that would prevent this type of situation. HUD suggests that this problem can best be taken care of by the manufacturer. The switch to the water heater simply could be taped or wired in the off position, with an attached notice that the tape or wire should not be removed until the home has been connected to a water supply system and the water heater has been filled.

5. A requirement for a polarity test in addition to the continuity and other tests of the electrical system has been added in response to several comments suggesting the need for such a test. (§ 280.810(b)(iii).)

6. On August 7, 1975, the Consumer Product Safety Commission (CPSC), after an intensive inquiry into the safety of aluminum wiring, announced its finding that the use of number 10 AWG size and smaller aluminum wiring and the termination devices used with such wiring (hereafter referred to as "currently available aluminum wiring systems") present an unreasonable risk of injury to occupants of housing in which such systems are installed. Section 604 of Title VI (42 U.S.C. 5403) requires that HUD consult with the CPSC prior to promulgation of the Federal mobile home standards. Pursuant to this requirement, HUD staff met with technical and legal staff members of the CPSC to discuss the Commission's findings and the possible implications of those findings on mobile homes.

At the meeting, the technical staff expressed its view that on the basis of data available to the CPSC, HUD should not permit the use of currently available aluminum wiring systems in mobile homes. The staff cautioned HUD that its views did not necessarily represent those of the Commission.

On August 13, 1975, the Department formally requested the advice of the CPSC on whether aluminum wiring

should be permitted in mobile homes constructed under the Federal mobile home standards.

In an August 15, 1975, letter the Commission responded to the Department's request and explained its findings in greater detail. The Commission indicated that certain sizes of aluminum wiring and/or termination devices used with them which are currently in use presented an unreasonable risk of injury. The Commission noted, however, that currently available aluminum wiring systems had not been banned for future use because the Commission had been unable to make the finding required under Section 8 of the Consumer Product Safety Act (15 U.S.C. 2057) that no feasible standard which would adequately protect the public from the unreasonable risk presented by the product could be developed. The Commission also noted that:

> The Commission's data would appear to substantiate a conclusion that the hazard presented by the use of aluminum wire in mobile homes is greater than in buildings of conventional construction.

Under the National Mobile Home Construction and Safety Standards Act, HUD has a broad mandate to assure adequate safety in mobile homes. Moreover, Title VI, unlike the CPSA, does not require that a finding be made that no acceptable standard exists or can be developed for a hazardous product or system in order to restrict or ban the use of such product or system in the manufacture of mobile homes. HUD, on the basis of the CPSC finding that currently available aluminum wiring systems used to carry electrical current present an "unreasonable risk of injury," has determined that the use of such systems shall be prohibited in mobile homes constructed in accordance with the Federal mobile home standards unless HUD has fully reviewed (in advance of its use) the system and its application and has concluded that the system will not constitute a safety hazard under any likely circumstance.

Since HUD is not satisfied that any generally acceptable standards for aluminum wiring materials or applications are available today, HUD can provide little specific guidance to manufacturers who want to use aluminum wiring. However, HUD will review and consider proposals to use aluminum wiring systems that a manufacturer believes do not present the hazards cited by the CPSC. In particular, HUD will consider, for example, systems with in-line crimped "pigtail" connectors of copper or using copper-clad aluminum conductors with appropriate receptacles. Such proposals will have to show not only the inherent safety of the materials and system to be used, but will also have to show that the level of quality assurance and control will be sufficient to ensure that the wiring will be properly installed, and that problems will not arise with the wiring system due to maintenance or alteration work.

The decision not to permit the use of currently available aluminum wiring systems should have little impact on the industry because HUD has been informed that few, if any, of the manufacturer members of the three major mobile home manufacturers trade associations (representing about 90 percent of all U.S. production of mobile homes) are presently using aluminum wiring. However, HUD has been informed that a small number of manufacturers are using copper clad aluminum wiring, which as noted above may be found acceptable in the future if adequate supporting data can be presented demonstrating that problems will not arise with the wiring system.

J. Transportation. The following significant changes were made in the transportation section of the standard;

K. Compliance with the requirements for transportation damage resistence in this section can now be shown by actual transportation experience, as opposed to engineering analysis, at the option of the manufacturer. (§ 280.903(c)). This change was requested in comments submitted by the California Highway Patrol (which is working on a research program on the transportability of mobile homes) and by several manufacturers.

2. A definition of "length" for purposes of transportation, has been included in this section. This definition includes the drawbar and coupling. Generally, a similar definition appears in other regulations relating to the transportation of mobile homes. It should be noted that this definition is different from the definiton for the "length of a mobile home" contained in Subpart A, which does not include the drawbar and coupling or other appurtenances. (§ 280.902(h)).

3. The requirement that tires and rims on mobile homes conform to the requirements of Federal Motor Vehicle Safety Standard 120 has been deleted. The effective date of standard 120 has been delayed by the National Highway Traffic Safety Administration. When standard 120 does become effective, mobile home tires and rims will be subject to its requirements, regardless of its omission from these mobile home standards, therefore, no specific reference to the tire and rim standards is necessary.

APPLICABILITY OF THE STANDARDS

The initial Federal mobile home construction and safety standards shall be applicable to all mobile homes meeting the definitions contained in §§ 280.1(a)(16) as modified by 280.2(a)(13) on or after June 15, 1976. This date has been selected rather than the earlier date set forth in the Preamble to the proposed standards because HUD, after consulting with state and private enforcement agencies, and with manufacturers, determined that additional time was necessary in order to assure that adequate enforcement of the standard pursuant to Title VI could be provided. Also, this later date will, in HUD's judgment, provide manufacturers with ample lead time to meet the new requirements in the standards. HUD has also determined that by providing a reasonable phase-in period for the Title VI Program, rather than a compressed time period, which might result in standards being promulgated without reasonable assurance of effective enforcement and compliance, the public interest is served and consumers provided with protection under Title VI at the earliest reasonable date. The June 15 date is within the period provided by the Act to make the standards effective. (The Act provides that the standards become effective not less than 180 days and not later than one year after issuance.)

FUTURE AMENDMENTS TO THE STANDARD

HUD believes that the proportion of mobile and other manufactured housing in the total housing inventory will continue to increase. HUD also expects that future innovation in design, materials, construction methods, equipment components, subsystems, and also new methods of testing and evaluation may make some aspects of the initial Federal mobile home standards obsolete or inadequate.

Recognizing these factors, HUD expects and plans that the standards will evolve in an orderly fashion to meet changing needs and conditions, as have voluntary and state standards in the past.

The Office of Mobile Home Standards will have an engineering staff to work on amendments to the standards and to propose and utilize research to support such amendments.

HUD invites comment or other communication at any time from any member of the public or any organization regarding the Federal mobile home standards and possible amendments to those standards. To the extent feasible, suggestions or recommendations for amendment will be considered and evaluated on the basis of any supporting information submitted.

In consideration of the comments received and pursuant to the authority contained in Sections 604 and 625 of the National Mobile Home Construction and Safety Standards Act of 1974 (42 U.S.C. 5403 and 5425) 88 Stat. 701 and 714, 24 CFR is amended as follows, effective March 15, 1976.

Issued at Washington, D.C., on August 22, 1975.

DAVID S. COOK,
Assistant Secretary-Commissioner for Housing Production and Mortgage Credit.

Introduction. The following regulations are in substantial measure based on the Standard for Mobile Homes NFPA 501B–1974/ANSI A119.1–1975 and particularly on sections B, C, D, and E of that standard. In addition, parts of these regulations are derived from state standards, enforcing agency standards, interpretation manuals and trade association standards.

Subpart A—General

Sec.
280.1 Scope.
280.2 Definitions.
280.3 Acceptance of plans.
280.4 Incorporation by reference.
280.5 Data plate.
280.6 Serial number.

Subpart B—Planning Considerations

280.101 Scope.
280.102 Definitions.
280.103 Light and ventilation.
280.104 Ceiling heights.
280.105 Exit facilities; exterior doors.
280.106 Exit facilities; egress windows.
280.107 Interior privacy.
280.108 Interior passage.
280.109 Space planning.
280.110 Room requirements.
280.111 Minimum room dimensions.
280.112 Toilet compartments.
280.113 Hallways.
280.114 Glass and glazed openings.

Subpart C—Fire Safety

280.201 Scope.
280.202 Definitions.
280.203 Flame spread limitations and combustibility.
280.204 Kitchen cabinet protection.
280.205 Carpeting.
280.206 Firestopping.
280.207 Foam plastic insulation.
280.208 Fire detection equipment.

Subpart D—Body and Frame Construction Requirements

280.301 Scope.
280.302 Definitions.
280.303 General requirements.
280.304 Materials.
280.305 Structural design requirements.
280.306 Windstorm protection.
280.307 Resistance to elements and use.
280.308 Condensation control.

Subpart E—Testing

280.401 Structural load tests.
280.402 Test procedures for roof trusses.
280.403 Criteria for windows.
280.404 Criteria for egress windows.
280.405 Criteria for exterior passage doors.

Subpart F—Thermal Protection

280.501 Scope.
280.502 Definitions.
280.503 Materials.
280.504 Condensation control (Vapor barriers).
280.505 Air infiltration.
280.506 Heat loss.
280.507 Comfort heat gain.
280.508 Heat loss, heat gain and cooling load calculations.
280.509 Criteria in absence of specific criteria.
280.510 Heat loss certificate.
280.511 Comfort cooling certificate and information.

Subpart G—Plumbing Systems

280.601 Scope.
280.602 Definitions.
280.603 General requirements.
280.604 Materials.
280.605 Joints and connection.
280.606 Traps and cleanouts.
280.607 Plumbing fixtures.
280.608 Hangers and supports.
280.609 Water distribution systems.
280.610 Drainage systems.
280.611 Vents and venting.
280.612 Tests and inspection.

Subpart H—Heating, Cooling and Fuel Burning Systems

280.701 Scope.
280.702 Definitions.
280.703 Minimum standards.
280.704 Fuel supply systems.
280.705 Gas piping systems.
280.706 Oil piping systems.
280.707 Heat producing appliances.
280.708 Clothes dryers.
280.709 Installation of appliances.
280.710 Ventilating, ventilation and combustion air.
280.711 Instructions.
280.712 Marking.
280.713 Accessibility.
280.714 Appliances, cooling.
280.715 Circulating air systems.

Subpart I—Electrical Systems

280.801 Scope.
280.802 Definitions.
280.803 Power supply.
280.804 Disconnecting means and branch-circuit protective equipment.
280.805 Branch circuits required.
280.806 Receptacle outlets.
280.807 Fixtures and appliances.
280.808 Wiring methods and materials.
280.809 Grounding.
280.810 Electrical testing.
280.811 Calculations.
280.812 Wiring of expandable units and dual units.
280.813 Outdoor outlets, fixtures, air conditioning equipment, etc.
280.814 Painting of wiring.
280.815 Polarization.
280.816 Examination of equipment for safety.

Subpart J—Transportation

280.901 Scope.
280.902 Definitions.
280.903 General requirements for designing the structure to withstand transportation shock and vibration.
280.904 Specific requirements for designing the transportation system.

Subpart K—General

Sec.
280.1001 Scope.
280.1002 Definitions.
280.1003 Acceptance of plans.
280.1004 Incorporation by reference.
280.1005 Data plate.
280.1006 Serial number.

AUTHORITY: Sec. 7(d), Department of Housing and Urban Development Act, 42 U.S.C. 3535(d), Title VI, Housing and Community Development Act of 1974 (42 U.S.C. 5401).

Subpart A—General

§ 280.1 Scope.

(a) This standard covers all equipment and installations in the design, construction, fire safety, plumbing, heat-producing and electrical systems of mobile homes which are designed to be used as dwelling units. The Secretary may approve such equipment and installations which are listed or labeled by an approved testing or listing agency. Equipment and installations not listed or labeled may be approved by the Secretary upon a determination that such equipment and installations are adequate for the protection of health, safety and the general welfare.

§ 280.2 Definitions.

(a) Definitions in this Subpart are those common to all Subparts of the standard and are in addition to the definitions provided in individual parts.

(1) "Approved," when used in connection with any material, appliance or construction, means complying with the requirements of the Department of Housing and Urban Development.

(2) "Center" means the midline between the right and left side of a mobile home.

(3) "Certified." See "listed."

(4) "Combustible Material" means materials made of, or surfaced with, wood, compressed paper, plant fibers, or other material that will ignite and burn. Such materials shall be considered as combustible even though flameproofed, fire-retardant treated, or plastered.

(5) "Defect" includes any defect in the performance, construction, components, or material of a mobile home that renders the home or any part thereof not fit for the ordinary use for which it was intended.

(6) "Department" means the Department of Housing and Urban Development.

(7) "Dwelling Unit" means one or more habitable rooms which are designed to be occupied by one family with facilities for living, sleeping, cooking and eating.

(8) "Equipment" includes materials, appliances, devices, fixtures, fittings or accessories both in the construction of, and in the fire safety, plumbing, heat-producing and electrical systems of mobile homes.

(9) "Federal mobile home construction and safety standard" means a reasonable standard for the construction, design, and performance of a mobile home which meets the needs of the public including the need for quality, durability, and safety.

(10) "Imminent safety hazard" means a hazard that presents an imminent and unreasonable risk of death or severe personal injury.

(11) "Installations" means all arrangements and methods of construction, as well as fire safety, plumbing, heat-producing and electrical systems used in mobile homes.

(12) "Labeled" means a label, symbol or other identifying mark of a nationally recognized testing laboratory, inspection agency, or other organization concerned with product evaluation that maintains periodic inspection of production of labeled equipment or materials, and by whose labeling is indicated compliance with nationally recognized standards or tests to determine suitable usage in a specified manner.

(13) "Length of a Mobile Home" means the distance from the exterior of the front wall (nearest to the drawbar and coupling mechanism) to the exterior of the rear wall (at the opposite end of the home) where such walls enclose living or other interior space and such distance includes expandable rooms but not bay windows, porches, drawbars, couplings, hitches, wall and roof extensions, or other attachments.

(14) "Listed or Certified" means included in a list published by a nationally recognized testing laboratory, inspection agency, or other organization concerned with product evaluation that maintains

periodic inspection of production of listed equipment or materials, and whose listing states either that the equipment or material meets nationally recognized standards or has been tested and found suitable for use in a specified manner.

(15) "Manufacturer" means any person engaged in manufacturing or assembling mobile homes, including any person engaged in importing mobile homes for resale.

(16) "Mobile Home" means a structure, transportable in one or more sections, which is eight body feet or more in width and is thirty-two body feet or more in length, and which is built on a permanent chassis, and designed to be used as a dwelling with or without permanent foundation, when connected to the required utilities, and includes the plumbing, heating, air-conditioning, and electrical systems contained therein.

(17) "Mobile Home Construction" means all activities relating to the assembly and manufacture of a mobile home including, but not limited to, those relating to durability, quality and safety.

(18) "Mobile Home Safety" means the performance of a mobile home in such a manner that the public is protected against any unreasonable risk of the occurrence of accidents due to the design or construction of such mobile home, or any unreasonable risk of death or injury to the user or to the public if such accidents do occur.

(19) "Registered Engineer or Architect" means a person licensed to practice engineering or architecture in a state and subject to all laws and limitations imposed by the state's Board of Engineering and Architecture Examiners and who is engaged in the professional practice of rendering service or creative work requiring education, training and experience in engineering sciences and the application of special knowledge of the mathematical, physical and engineering sciences in such professional or creative work as consultation, investigation, evaluation, planning or design and supervision of construction for the purpose of securing compliance with specifications and design for any such work.

(20) "Secretary" means the Secretary of Housing and Urban Development, or an official of the Department delegated the authority of the Secretary with respect to Title VI of Public Law 93-383.

(21) "State" includes each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, the Virgin Islands, the Canal Zone, and American Samoa.

(22) "Width of a Mobile Home" means the distance from the exterior of one side wall to the exterior of the opposite side wall where such walls enclose living or other interior space and such distance includes expandable rooms but not bay windows, porches, wall and roof extensions, or other attachments.

§ 280.3 Acceptance of plans.

(a) Each manufacturer of mobile homes shall submit the building plans for every model of such mobile home to the Secretary, or Secretary's designee, for the purpose of inspection for conformance to this standard.

(b) The manufacturer shall certify that each such building plan meets the Federal construction and safety standard in force at that time before the mobile home involved is produced.

(c) Regulations pertaining to enforcement of these standards and to labeling of mobile homes shall be as prescribed by the Secretary.

§ 280.4 Incorporation by reference.

(a) The specifications, standards and codes of agencies of the U.S. Government, to the extent they are incorporated by reference in this standard, have the same force and effect as this standard. Wherever reference standards and this standard are inconsistent, the requirements of this standard prevail to the extent of the inconsistency.

(b) The abbreviations and sources of these referenced standards, specifications and codes appear below:

AA—The Aluminum Association, 750 Third Avenue, New York, N.Y. 10017.

ABPA—Acoustical and Board Products Association, 205 West Touhy Avenue, Chicago, Illinois 60068.

AGA—American Gas Association Laboratories, 8501 East Pleasant Valley Road, Cleveland, Ohio 44131.

AISC—American Institute of Steel Construction, 1221 Avenue of the Americas, New York, New York 10020.

AISI—American Iron and Steel Institute, 1000 16th Street, N.W., Washington, D.C. 20036.

AITC—American Institute of Timber Construction, 333 W. Hampden Avenue, Englewood, Colorado 80110.

ANSI—American National Standards Institute, 1430 Broadway, New York, New York 10017.

APA—American Plywood Association, 1119 A Street, Tacoma, Wash. 98401.

ASHRAE—American Society of Heating Refrigeration and Air-conditioning Engineers, 345 East 47th Street, New York, New York 10017.

ASME—American Society of Mechanical Engineers, 345 East 47th Street, New York, New York 10017.

ASTM—American Society for Testing and Materials, 1916 Race Street, Philadelphia, Pennsylvania 19103.

CMI—Cultured Marble Institute, 230 North Michigan Avenue, Chicago, Illinois 60601.

CS—Commercial Standards—Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

DOC—Department of Commerce, Washington, D.C. 20230.

DOT—Department of Transportation, Washington, D.C. 20590.

FHDA—Fir and Hemlock Door Association, Yeon Building, Portland, Oregon 97204.

FS—Federal Specification—Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

GAL—Gas Appliance Laboratory, 3138 East Olympic Boulevard, Los Angeles, California 90023.

HPMA—Hardwood Plywood Manufacturers Association, P.O. Box 6246, Arlington, Virginia 22206.

HVI—Home Ventilating Institute, 230 North Michigan Avenue, Chicago, Illinois 60601.

IAPMO—International Association of Plumbing and Mechanical Officials, 5032 Alhambra Avenue, Los Angeles, California 90032.

I-SANTA—Industrial Staple and Nail Technical Association, P.O. Box 3072, City of Industry, California 91744.

NFPA—National Fire Protection Association, 470 Atlantic Avenue, Boston, Massachusetts.

(N)FPA—National Forest Products Association (formerly National Lumber Manufacturers Association), 1619 Massachusetts Ave., Wash., D.C. 20036.

NPA—National Particleboard Association, 2306 Perkins Place, Silver Spring, Maryland 20910.

NSF—National Sanitation Foundation, 3475 Plymouth Road, Ann Arbor, Michigan 48105.

NWMA—National Woodwork Manufacturers Association, 400 West Madison Street, Chicago, Illinois 60606.

PS—Product Standard—Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

SJI—Steel Joist Institute, 2001 Jefferson Davis Highway, Arlington, Virginia 22202.

TPI—Truss Plate Institute, Suite 200, 7100 Baltimore Avenue, College Park, Maryland 20740.

UL—Underwriters' Laboratories, Inc., 207 East Ohio Street, Chicago, Illinois 60611.

§ 280.5 Data plate.

(a) Each mobile home shall bear a data plate affixed in a permanent manner near the main electrical panel or other readily accessible and visible location. Data plates shall bear not less than the following information:

(1) The manufacturer's name and address.

(2) The serial number and the model number of the unit and date the unit was manufactured.

(3) The statement, "The mobile home is designed to comply with the Federal mobile home construction and safety standard in force at the time of manufacture."

(4) Factory installed equipment, the manufacturer's name and the model designation of major factory-installed appliances.

(5) Reference to the structural zone and wind zone for which the home is designed and duplicates of the maps as set forth in § 280.305(c)(4). This information may be combined with the heating/cooling certificate and insulation zone maps required by §§ 280.510 and 280.511.

§ 280.6 Serial number.

(a) A mobile home serial number which will identify the manufacturer and the state in which the mobile home is manufactured, must be stamped into the foremost cross member. Letters and numbers must be ½ inch minimum in height. Numbers must not be stamped into hitch assembly or drawbar.

Subpart B—Planning Considerations

§ 280.101 Scope.

Subpart B states the planning requirements in mobile homes. The intent of this subpart is to assure the adequacy of architectural planning considerations which assist in determining a safe and healthful environment.

§ 280.102 Definitions.

(a) "Gross Floor Area" means all space, wall to wall, including recessed entries (see § 280.111) and areas under built-in vanities and similar furniture. Where the ceiling height is less than that specified in § 280.104, the floor area

under such ceilings shall not be included. Floor area of closets shall not be included in the gross floor area.

(b) "Habitable Room" means a room or enclosed floor space arranged for living, eating, food preparation, or sleeping purposes not including bathrooms, foyers, hallways, and other accessory floor space.

(c) "Laundry Area" means an area containing or designed to contain a laundry tray, clothes washer and/or clothes dryer.

§ 280.103 Light and ventilation.

Provisions shall be made for adequate light and ventilation in accordance with the following:

(a) Each habitable room shall be provided with exterior windows and/or doors having a total glazed area of not less than 8 percent of the gross floor area. An area equivalent to not less than 4 percent of the gross floor area shall be available for unobstructed ventilation. Glazed areas need not be openable where a mechanical ventilation system is provided and is capable of producing a change of air in the room(s) every 30 minutes with not less than one-fifth of the air supply taken from outside the mobile home. Windows and doors used for light or ventilation shall open directly to the outside of the home.

(b) In lieu of the requirements in § 280.103.3(a), kitchens may be provided with artificial light and mechanical ventilation capable of producing a change of air in the room every 30 minutes. (See § 280.710).

(c) Bathroom and toilet compartments. Each bathroom and toilet compartment shall be provided with artificial light and, in addition, be provided with external windows or doors having not less than 1½ sq. ft. of fully openable glazed area, except where a mechanical ventilation system is provided capable of producing a change of air every 12 minutes. Any mechanical ventilation system shall exhaust directly to the outside of the mobile home.

§ 280.104 Ceiling heights.

(a) Every habitable room and bathroom shall have a minimum ceiling height of not less than 7 feet, 0 inches for a minimum of 50 percent of the room's floor area. The remaining area may have a ceiling with a minimum height of 5 feet, 0 inches. Minimum height under dropped ducts, beams, etc. shall be 6 feet, 4 inches.

(b) Hallways and foyers shall have a minimum ceiling height of 6 feet, 6 inches.

§ 280.105 Exit facilities; exterior doors.

(a) *Number and location of exterior doors.* Mobile homes shall have a minimum of two exterior doors located remote from each other.

(1) Required egress doors shall not be located in rooms where a lockable interior door must be used in order to exit.

(2) In order for exit doors to be considered "remote" from each other, they must comply with all of the following: (i) Both of the required doors must not be in the same room or in a group of rooms which are not defined by fixed walls. (ii) Single wide units. Doors may not be less than 12 ft. c–c from each other as measured in any straight line direction regardless of the length of path of travel between doors. (iii) Double wide units. Doors may not be less than 20 ft. c–c from each other as measured in any straight line direction regardless of the length of path of travel between doors. (iv) One of the required exit doors must be accessible from the doorway of each bedroom without traveling more than 35 ft.

(b) *Door design and construction.* (1) Exterior swinging doors shall be constructed in accordance with § 280.405 the "Standard for Swinging Exterior Passage Doors for Use in Mobile Homes". Exterior sliding glass doors shall be constructed in accordance with § 280.403 the "Standard for Windows and Sliding Glass Doors Used in Mobile Homes".

(2) All exterior swinging doors shall provide a minimum 28 inch wide by 74 inch high clear opening.

(3) Each swinging exterior door other than screen or storm doors shall have a key-operated lock that has a deadlocking latch or a key-operated dead bolt with a passage latch. Locks shall not require the use of a key for operation from the inside.

(4) All exterior doors, including storm and screen doors, opening outward shall be provided with a safety door check.

§ 280.106 Exit facilities; egress windows.

(a) Every room designed expressly for sleeping purposes, unless it has an exit door (See § 280.105), shall have at least one outside window which meets the requirements of § 280.404 the "Standard for Egress Windows for Use in Mobile Homes".

(b) The bottom of the window opening shall not be more than 36 inches above the floor.

(c) Locks, latches, operating handles, tabs and any other window, screen or storm window devices which need to be operated in order to permit exiting shall not be located in excess of 60 inches from the finished floor.

§ 280.107 Interior privacy.

Bathroom and toilet compartment doors shall be equipped with a privacy lock.

§ 280.108 Interior passage.

(a) Interior doors having passage hardware without a privacy lock, or with a privacy lock not engaged, shall open from either side by a single movement of the hardware mechanism in any direction.

(b) Each mobile home interior door, when provided with a privacy lock, shall have a privacy lock that has an emergency release on the outside to permit entry when the lock has been locked by a locking knob, lever, button, or other locking device on the inside.

§ 280.109 Space planning.

The dimensions set forth in §§ 280.110 through 280.113 are intended to assure that space and a functional arrangement of this space are provided to accommodate the normal activities of living in the mobile home.

§ 280.110 Room requirements.

(a) Every mobile home shall have at least one living area with not less than 150 sq. ft. of gross floor area.

(b) Rooms designed for sleeping purposes shall have a minimum gross square foot floor area as follows:

(1) All bedrooms shall have at least 50 sq. ft. of floor area.

(2) Bedrooms designed for two or more people shall have 70 sq. ft. of floor area plus 50 sq. ft. for each person in excess of two.

(c) Every room designed for sleeping purposes shall have accessible clothes hanging space with a minimum inside depth of 22 inches and shall be equipped with a rod and shelf.

§ 280.111 Minimum room dimension.

No area in a habitable room, except a kitchen, shall have less than 5 feet in any clear horizontal dimension and be counted in the required gross floor area.

§ 280.112 Toilet compartments.

Each toilet compartment shall be a minimum of 30 inches in width, except, when the toilet is located adjacent to the short dimension of the tub, the distance from the tub to the center line of the toilet shall not be less than 12 inches. At least 21 inches of clear space shall be provided in front of each toilet.

§ 288.113 Hallways.

Hallways shall have a minimum horizontal dimension of 28 inches measured from the interior finished surface to the interior finished surface of the opposite wall. When appliances are installed in a laundry area, the measurement shall be from the front of the appliance to the opposite finished interior surface. When appliances are not installed and a laundry area is provided, the area shall have a minimum clear depth of 27 inches in addition to the 28 inches required for passage. In addition, a notice of the available clearance for washer/dryer units shall be posted in the laundry area. Minor protrusions into the minimum hallway width by doorknobs, trim, smoke detectors or light fixtures are permitted.

§ 280.114 Glass and glazed openings.

(a) *Windows and sliding glass doors.* All windows and sliding glass doors shall meet the requirements of § 280.403 the "Standard for Windows and Sliding Glass Doors Used in Mobile Homes".

(b) *Safety glazing.* Glazing in all entrance or exit doors, sliding glass door units (fixed or moving sections), unframed glass doors, unbacked mirrored wardrobe doors (i.e. mirrors not secured to a backing capable of being the door itself), shower and bathtub enclosures and surrounds to a height of 6 feet above the shower or tub floor, storm doors or combination doors, and in panels located within 12 inches on either side of exit or entrance doors shall be of a safety glazing material. Safety glazing material is considered to be any glazing material

capable of passing the requirements of ANSI Z97.1–72.

Subpart C—Fire Safety

§ 280.201 Scope.

The purpose of Subpart C of this standard is to specify measures which will provide a reasonable degree of safety from fire for the occupants. It is the intent of this Part that mobile homes shall be constructed so as to reduce fire hazards and provide detection of a fire for safe egress.

§ 280.202 Definitions.

(a) The following definitions are applicable to Subpart C only:

(1) "Flame Spread" means the propagation of flame over a surface.

(2) "Smoke Detector" means wall mounted detector of the ionization chamber or photoelectric type which detects visible or invisible particles of combustion and operates from the 120 V AC source of electrical power supply.

(3) "Single Station Alarm Device" means an assembly incorporating the smoke detector sensor, the electrical control equipment requirement, and the alarm-sounding device in one unit.

§ 280.203 Flame spread limitations and combustibility.

(a) *Flame spread limitations.* The surface flame spread rating of interior finish materials shall not exceed the following when tested by Standard Method of Test for Surface Burning Characteristics of Building Materials, ASTM E84. The surface flame spread rating of interior finish materials required by § 280.203(a)(4) and (6) may be established using the Surface Flammability of Materials Using a Radiant Heat Energy Source, ASTM E162. Testing shall be by laboratories acceptable to the Secretary.

(1) The interior finish of all walls and partitions shall not have a flame spread rating exceeding 200 except as otherwise specified herein. The flame spread limitation shall not apply to; molding, trim, windows, doors or series of doors not exceeding 4 feet in width, and permanently attached decorative items such as pictures or accent panels constituting not more than 10 percent of the aggregate wall surface in any room or space nor more than 32 square feet in surface area whichever is less.

(2) All ceiling interior finish shall not have a flame spread rating exceeding 200, excluding molding and trim 2 inches or less in width.

(3) Furnace and water heater spaces shall be enclosed by walls, ceiling and doors having an interior finish with a flame spread rating not exceeding 25.

(4) Combustible kitchen cabinet doors, countertops, exposed bottoms and end panels shall not exceed a flame spread rating of 200. Cabinet rails, stiles, mullions and toe strips are exempted.

(5) Exposed interior finishes adjacent to the cooking range shall not have a flame spread rating exceeding 50. Adjacent surfaces are the exposed vertical surfaces between the range top height and the overhead cabinets and/or ceiling and within 6 horizontal inches of the cooking range.

(6) Finish surfaces of plastic bath tubs, shower units and tub or shower doors shall not exceed a flame spread rating of 200.

(b) *Combustibility.* The interior walls and ceiling encasing furnace and water heater enclosures (including doors) and the exposed wall adjacent to the cooking range as defined in § 280.203(a)(5) shall be surfaces with 5/16 inch gypsum board or material having equivalent fire protective properties. At furnace and water heater spaces all openings for pipes and vents shall be tight-fitted or firestopped.

§ 280.204 Kitchen cabinet protection.

(a) The bottom and sides of combustible kitchen cabinets over cooking ranges including a space of 6 inches from the side of the cooking range shall be protected with at least ¼ inch thick asbestos millboard covered with not less than 26 gage sheet metal (.017 stainless steel, .024 aluminum, or .020 copper) or equivalent protection. The protective metal over the range shall form a hood with not less than a 3 inch eyebrow (measuring horizontally from face of cabinet). The hood shall be centered over and at least as wide as the cooking range.

§ 280.205 Carpeting.

(a) Carpeting shall not be used under a fuel-fired furnace or water heater.

§ 280.206 Firestopping.

(a) Firestopping shall be provided to cut off all concealed draft openings in all stud walls and partitions, including furred spaces, so placed that the maximum vertical dimension of any concealed space is not over eight feet.

§ 280.207 Requirements for foam plastic thermal insulating materials.

(a) *General.* Foam plastic thermal insulating materials shall not be used within the cavity of walls or ceiling or exposed to the interior of the mobile home, unless otherwise specifically approved by HUD, based on accepted tests including full scale room fire testing.

(b) *Specific requirements.* Foam plastic having a flame spread rating of 75 or less may be used as siding backer board or sheathing with a maximum of ⅜-inch thickness when separated from the interior of the mobile home by a minimum of 2-inches of mineral insulation or equivalent fire protective material.

§ 280.208 Mobile home fire detection equipment.

(a) *General.* At least one smoke detector (which may be a single-station alarm device) shall be installed in each mobile home to protect each separate bedroom area.

(b) *Smoke detector location.* A smoke detector shall be installed in the hallway or space communicating with the bedroom area. The specific location shall be in the hallway between the living area and the first bedroom door. Mobile homes having bedrooms separated by any one or combination of common use areas such as kitchen, dining room, living room, or family room (but not a bathroom or utility room), shall have at least two smoke detectors, one detector protecting each bedroom area.

(c) *Smoke detectors.* Smoke detectors shall be either the ionization chamber or the photoelectric wall mounted type and shall comply with all the requirements of Underwriters' Laboratories Standard No. 167 for ionization and 168 for photoelectric type detectors. Detectors shall bear the label of a testing and approval laboratory that indicates the smoke detectors have been tested and approved under the requirements of UL 167 or 168. The testing and approved laboratory shall be one which maintains a periodic follow-up service of the labeled devices to ensure compliance with the original approval.

(d) *Installation.* Smoke detectors shall be installed on an interior wall of the mobile home. The top of the detector shall be 5- to 7-inches from the ceiling. The detector mounting shall be permanently attached to an electrical outlet box and the detector wired into a general electrical circuit. There shall be no switches in the circuit to the detector other than the overcurrent protective device protecting the branch circuit.

Subpart D—Body and Frame Construction Requirements

§ 208.301 Scope.

This Subpart covers the minimum requirements for materials, products, equipment and workmanship needed to assure that the mobile home will provide (a) structural strength and rigidity, (b) protection against corrosion, decay, insects and other similar destructive forces, (c) protection against hazards of windstorm, (d) resistance to the elements, and (e) durability and economy of maintenance.

§ 208.302 Definitions.

(a) The following definitions are applicable to Subpart D only:

(1) "Anchoring Equipment" means straps, cables, turnbuckles, and chains, including tensioning devices, which are used with ties to secure a mobile home to ground anchors.

(2) "Anchoring System" means a combination of ties, anchoring equipment, and ground anchors that will, when properly designed and installed, resist overturning and lateral movement of the mobile home from wind forces.

(3) "Tie" means strap, cable, or securing device used to connect the mobile home to ground anchors.

(4) "Diagonal Tie" means a tie intended to resist horizontal forces.

(5) "Vertical Tie" means a tie intended to resist the uplifting or overturning forces.

(6) "Footing" means that portion of the support system that transmits loads directly to the soil.

(7) "Ground Anchor" means any device at the mobile home stand designed to transfer mobile home anchoring loads to the ground.

(8) "Hurricane Resistive Mobile Home" means a mobile home which meets the wind design load requirements for Zone II in § 2523.5(c)(2).

(9) "Interior Finish" means the surface material of walls, fixed or movable partitions, ceilings and other exposed interior surfaces affixed to the mobile home structure including any material such as paint or wallpaper and the substrate to which they are applied. Interior finish does not include windows and doors or their frames, skylights, trim, moldings, decorations or furnishings which are not affixed to the mobile home structure.

(10) "Loads" (i) "Dead Loads" means the weight of all permanent construction including walls, floors, roof, partition, and fixed service equipment. (ii) "Live Load" means the weight superimposed by the use and occupancy of the mobile home, including wind load and snow load, but not including dead load. (iii) "Wind Load" means the lateral or vertical pressure or uplift on the mobile home due to wind blowing in any direction.

(11) "Main Frame" means the structural component on which is mounted the body of the mobile home.

(12) "Pier" means that portion of the support system between the footing and the mobile home exclusive of caps and shims.

(13) "Sheathing" means material which is applied on the exterior side of a building frame under the exterior weather resistant covering.

(14) "Stabilizing Devices" means all components of the anchoring and support systems such as piers, footings, ties, anchoring equipment, ground anchors, and any other equipment which supports the mobile home and secures it to the ground.

(15) "Support System" means a combination of footings, piers, caps, and shims that will, when properly installed, support the mobile home.

§ 280.303 General requirements.

(a) *Minimum requirements.* The design and construction of a mobile home shall conform with the provisions of this standard. Requirements for any size, weight, or quality of material modified by the terms of "minimum," "not less than," "at least," and similar expressions are minimum standards. The manufacturer or installer may exceed these standards provided such deviation does not result in any inferior installation or defeat the purpose and intent of this standard.

(b) *Construction.* All construction methods shall be in conformance with accepted engineering practices to insure durable, livable, and safe housing and shall demonstrate acceptable workmanship reflecting journeyman quality of work of the various trades.

(c) *Structural analysis.* The strength and rigidity of the component parts and/or the integrated structure shall be determined by engineering analysis or by suitable load tests to simulate the actual loads and conditions of application that occur. (See Subparts E and J.)

(d) *Hurricane resistive design.* Only mobile homes which meet the applicable requirements of § 280.305(c) may be designated "Designed for Hurricane Zone." No similar designation which would imply hurricane resistance shall be used when the mobile home does not meet these requirements.

(e) *New materials and methods.* (1) Any new material or method of construction not provided for in this standard and any material or method of questioned suitability proposed for use in the manufacture of the structure shall nevertheless conform in performance to the requirements of this standard.

(2) Unless based on accepted engineering design for the use indicated, all new mobile home materials, equipment, systems or methods of construction not provided for in this standard shall be subjected to the tests specified in paragraph (g) of this section. All testing shall be done by a recognized independent testing agency.

(f) *Allowable design stress.* The design stresses of all materials shall conform to accepted engineering practice. The use of materials not identified as to strength or stress grade shall be limited to the minimum allowable stresses under accepted engineering practice.

(g) *Alternate test procedures.* In the absence of listed and prescribed standards, the manufacturer shall develop or cause to be developed necessary tests to demonstrate the structural properties and the significant characteristics of the method employed. Such tests shall be witnessed by an independent licensed professional engineer or architect or by a recognized testing organization. Copies of the test results shall be kept on file by the mobile home manufacturer.

§ 280.304 Materials.

(a) Dimension and board lumber shall not exceed 19 percent moisture content at time of installation. Wood products shall be identified as complying with the appropriate standards.

(b) (1) Standards for some of the generally used materials and methods of construction are listed in the following table. (2) Materials and methods of construction utilized in the design and construction of mobile homes which are covered by the standards in the following table, or any applicable portion thereof shall comply with these requirements. (3) Engineering analysis and testing methods contained in these references shall be utilized to judge conformance with accepted engineering practices required in § 280.303(c). (4) Materials and methods of installation conforming to these standards shall be considered acceptable when installed in conformance with the requirements of this Part. (5) Materials meeting the standards (or the applicable portion thereof) are considered acceptable unless otherwise specified herein or unless substantial doubt exists as to conformance.

Aluminum: Aluminum Construction Manual, specifications for aluminum structures.	AA–1971
Steel:	
Specification for the design, fabrication, and erection of structural steel for buildings with supplements 1, 2 and 3 (junior beams meeting ASTM A36 are acceptable if designed to meet the loadings and performance requirements of this standard.	AISC–1969
Specification for the design of cold-formed steel structural members with supplement 1.	AISI–1968
Specification for the design of light-gage cold-formed stainless steel structural members.	AISI–1972
Standard specifications for open web steel joists, J- and H-Series.	AISC and SJI
Criteria for structural applications of steel cables for buildings	AISI–1973
Wood and wood products:	
Hardboard	PS 58, 59, and 60–1973
Hardwood and decorative plywood	USDC PS 51–71
Structural design guide for hardwood plywood	HPMA–SG–71
Timber, structural glued laminated—inspection	AITC–200–1973
Timber, structural glued laminated	USD PS 56–73
Construction and industrial plywood	PS 1–74
Plywood residential construction guide	APA–1975
Design specifications for plywood—lumber components	APA–1974
Fabrication specifications of plywood—lumber components	APA–1975
Stress grade lumber and its fastenings—national design specifications for (and supplement).	(N) FPA–1973
Structural design data—wood	(N) FPA–1970
Span tables for joists and rafters (PS 20–70)	(N) FPA–1973
Working stresses for joists and rafters	(N) FPA–1974
Timber construction standards	AITC–100–1972
Design specifications for light metal plate connected wood trusses.	TPI–74
Span tables for light metal plate connected wooden trusses	TPI, 1972
Particleboard for mobile home decking	NPA 1–73
Mat-formed wood particleboard	CS 236–66
All plywood beams for mobile homes	APA 124–74
Wood flush doors (interior, exterior)	NWMA I.S.1–74
Ponderosa pine panel doors	NWMA I.S.5–73
Wood window units	ANSI A200.1–74 (NWMA I.S.2–73)
Water repellent preservative treating for millwork	NWMA I.S.–4–70

Wood and wood products—Continued	
Wood patio doors	NWMA I.S.3–70
Other: Gypsum wallboard	ASTM C36
Fasteners:	
Nails, brads, staples and spikes, wire, cut and wrought	F.S.FF–N–1 5b
Pneumatic and mechanically driven building construction fasteners.	I–SANTA–19–73
Windows and glazing: Transparent safety glazing material used in buildings.	ANSI Z97.1–1972
Unclassified: Building code requirements for minimum design loads in buildings and other structures.	ANSI A58.1–1972

§ 280.305 Structural design requirements.

(a) Each mobile home shall be designed and constructed as a completely integrated structure capable of sustaining the design load requirements of this standard and shall be capable of transmitting these loads to stabilizing devices without exceeding the allowable loads stresses or deflections. Roof framing shall be securely fastened to wall framing, walls to floor structure, and floor structure to chassis to secure and maintain continuity between the floor and chassis, so as to resist wind overturning and sliding as imposed by design loads in this Part. Floor finish shall not extend beneath load bearing walls which are fastened to the floor structure.

(b) *Design Loads.* (1) *Design dead loads.* Design dead loads shall be the actual dead load supported by the structural assembly under consideration. (2) *Design live loads.* The design live loads and wind and snow loads shall be as specified in this Section and shall be considered to be uniformly distributed. The roof live load or snow load shall not be considered as acting simultaneously with the wind load and the roof live or snow load and floor live loads shall not be considered as resisting the overturning moment due to wind. (3) When engineering calulations are performed, allowable unit stresses may be increased as provided in the documents referenced in § 280.304 except as shown otherwise in § 280.306(a).

(c) *Wind, Snow and Roof Loads.* (1) *Standard Wind (Zone I).* When a mobile home is not designated as "Hurricane-Resistive," the mobile home and each wind resisting part and portion thereof shall be designed for horizontal wind loads not less than 15 psf and a net uplift load of not less than 9 psf.

(2) *Hurricane Resistive (Zone II).* (i) When a mobile home is designated as "Hurricane Resistive," the home and each wind resisting part and portion thereof shall be designed for horizontal wind loads not less than 25 psf and a net uplift not less than 15 psf. (ii) For exposures in coastal and other areas where wind records indicate significant differences, 125 mph or greater, from the wind loads stated above, the Department may establish more stringent requirements for homes known to be destined for such areas.

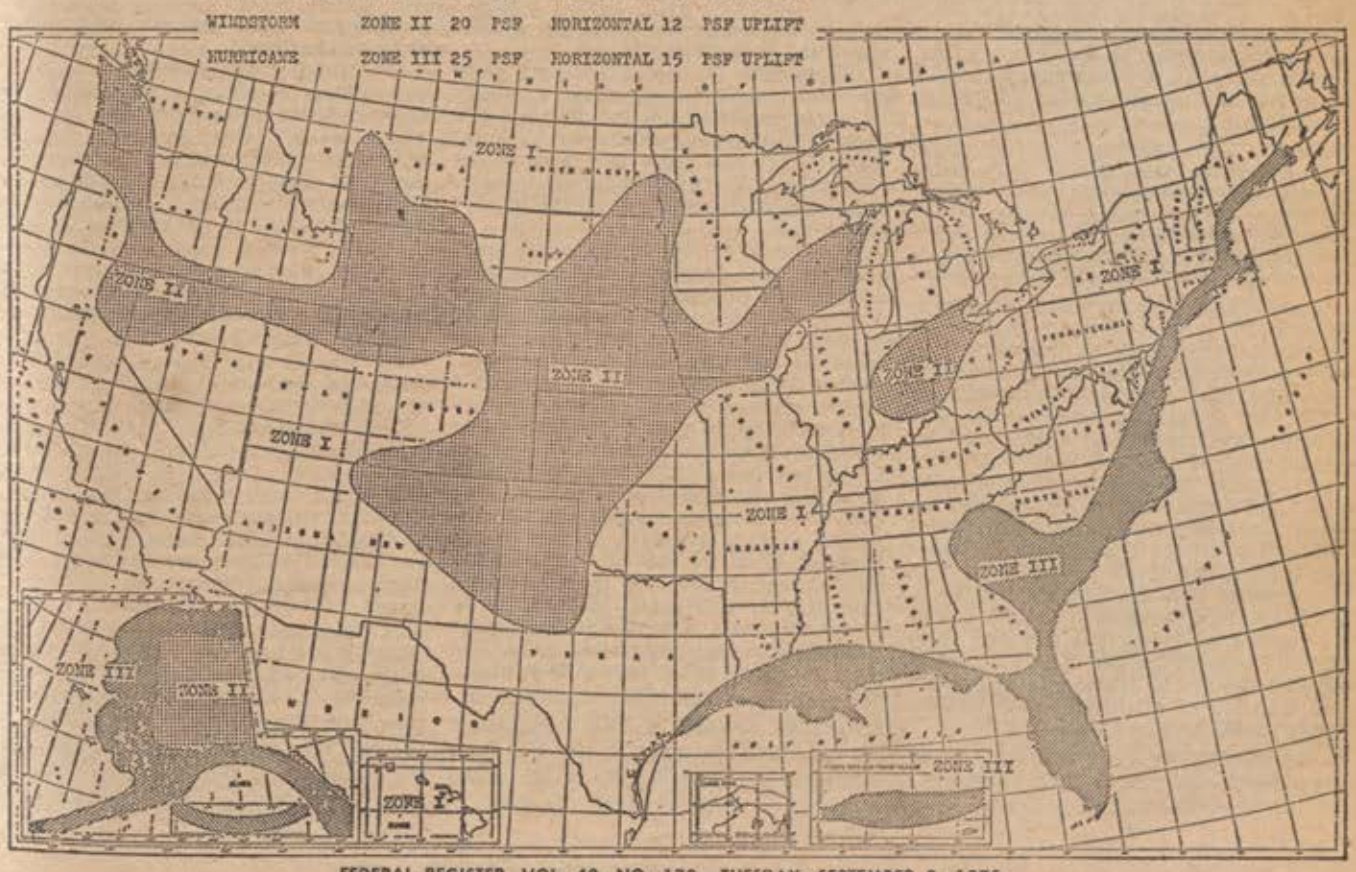
(3) *Roof Loads.* (i) Flat, curved and pitched roofs shall be designed to resist the following live loads, applied downward on the horizontal projection as appropriate for the design zone marked on the mobile home:

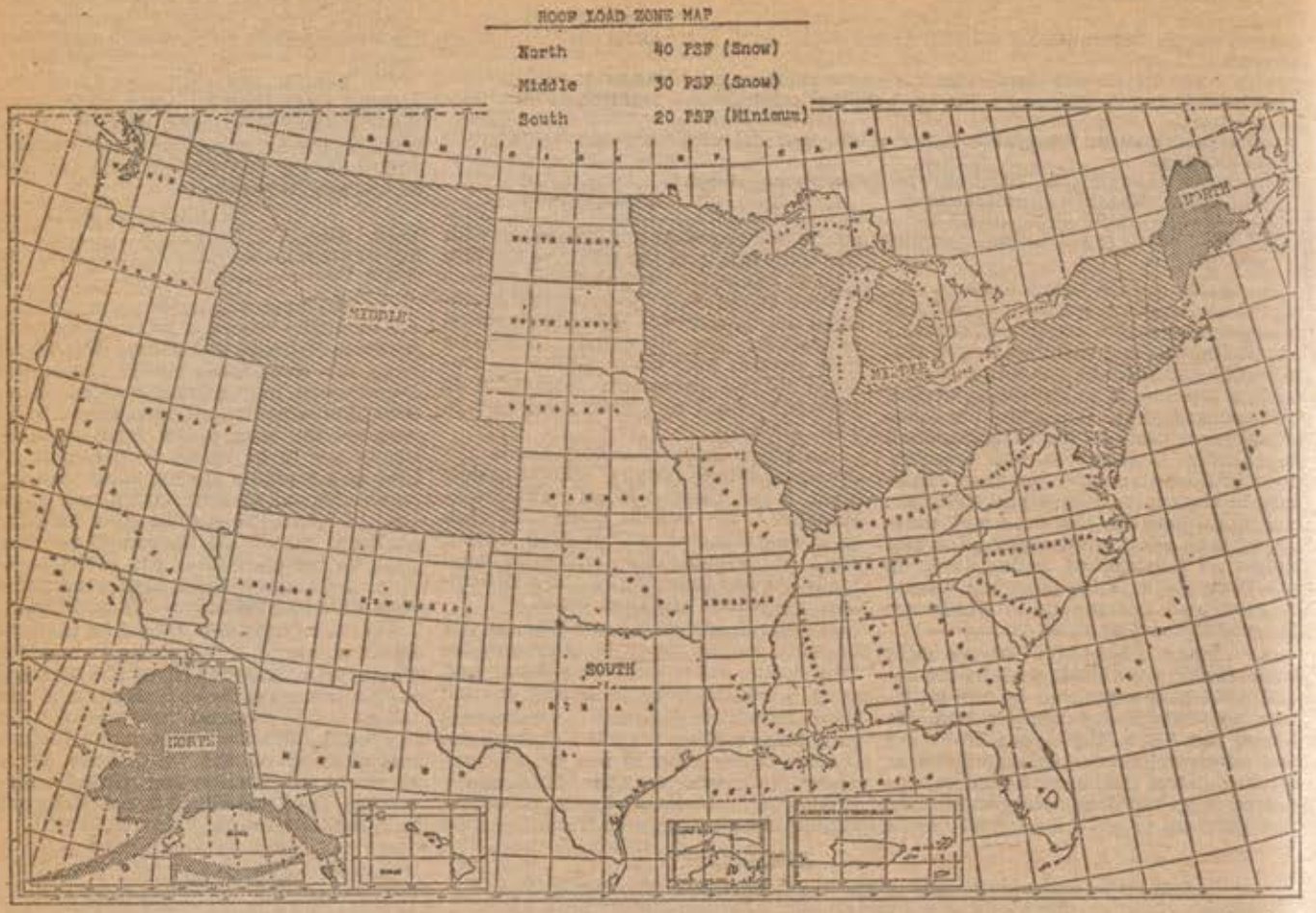
	Pounds per square foot
North Zone	40
Middle Zone	30
South Zone	20

(ii) For exposures in areas (mountainous or other) where snow records or experience indicate significant differences from the snow loads stated above, the Department may establish more stringent requirements for homes known to be destined for such areas. Such requirements are to be based on a roof snow load of 0.6 of the ground snow load for areas exposed to wind and a roof snow load of 0.8 of the ground snow load for sheltered areas. (iii) Eaves and cornices shall be designed for a net uplift pressure of 2.5 times the design wind pressure cited in § 280.305(c) (1) and (2).

(4) The Data Plate posted in the mobile home (See § 280.5) shall show for which structural zone(s) of the USA the mobile home has been designed and the actual design external snow and/or wind live loads. The Data plate shall include reproduction of the Load Zone Maps shown in this Section and related information. The Load Zone Maps shall be not less than one-half the size illustrated.

WIND ZONE MAP





(d) *Design Load Deflection.* When a structural assembly is subjected to total design live loads, the deflection for structural framing members shall not exceed the following:

Floor	L/240
Roof and ceiling	L/180
Headers, beams, and girders (vertical load)	L/180
Walls and partitions	L/180

Where L equals the clear span between supports or two times the length of a cantilever.

(e) *Fastening of Structural Systems.* Roof framing shall be securely fastened to wall framing, walls to floor structure, and floor structure to chassis to secure and maintain continuity between the floor and chassis, so as to resist wind overturning and sliding as imposed by design loads in this Part.

(f) *Walls.* The walls shall be of sufficient strength to withstand the load requirements as defined in § 280.305(c) of this part, without exceeding the deflections as specified in § 280.305(d). The connections between the bearing walls, floor, and roof framework members shall be fabricated in such a manner as to provide support for the material used to enclose the mobile home and to provide for transfer of all lateral and vertical loads to the floor and chassis.

(1) Except where substantiated by engineering analysis or tests, studs shall not be notched or drilled in the middle one-third of their length.

(2) Interior walls and partitions shall be constructed with structural capacity adequate for the intended purpose and shall be capable of resisting a horizontal load of not less than five pounds per square foot. Finish of walls and partitions shall be securely fastened to wall framing.

(g) *Floors.* (1) Floor assemblies shall be designed in accordance with accepted engineering practice standards to support a minimum uniform live load of 40 lb/ft² plus the dead load of the materials. In addition (but not simultaneously), floors shall be able to support a 200-pound concentrated load on a one-inch diameter disc at the most critical location with a maximum deflection not to exceed one-eighth inch relative to floor framing. Perimeter wood joists of more than six inches depth shall be stabilized against overturning from superimposed loads as follows: at ends by solid blocking not less than two-inch thickness by full depth of joist, or by connecting to a continuous header not less than two-inch thickness and not less than the depth of the joist with connecting devices; at eight-feet maximum intermediate spacing by solid blocking or by wood cross-bridging of not less than one inch by three inches, metal cross-bridging of equal strength, or by other approved methods.

(2) Wood, wood fibre or plywood floors or subfloors in kitchens, bathrooms (including toilet compartments), laundry rooms, water heater compartments, and any other areas subject to excessive moisture shall be moisture resistant or shall be made moisture resistant by sealing or by an overlay of nonabsorbent material applied with water-resistant adhesive. Carpets and/or carpet pads shall not be installed in concealed spaces subject to excessive moisture such as plumbing fixture spaces.

(3) Except where substantiated by engineering analysis or tests, notches on the ends of joists shall not exceed one-fourth the joist depth. Holes bored in joists shall not be within 2 inches of the top or bottom of the joist, and the diameter of any such hole shall not exceed one-third the depth of the joist. Notches in the top or bottom of the joists shall not exceed one-sixth the depth and shall not be located in the middle third of the span.

(4) Bottom board material (with or without patches) shall meet or exceed the level of 48 inch-pounds of puncture resistance as tested by the Beach Puncture Test in accordance with ASTM D-781-68. The material shall be suitable for patches and the patch life shall be

equivalent to the material life. Patch installation instruction shall be included in the mobile home manufacturer's instructions.

(h) *Roofs.* (1) Roofs shall be of sufficient strength to withstand the load requirements as defined in § 280.305 (b) and (c) without exceeding the deflections specified in § 280.305(d). The connections between roof framework members and bearing walls shall be fabricated in such a manner to provide for the transfer of design vertical and horizontal loads to the bearing walls and to resist uplift forces.

(2) Roofing membranes shall be of sufficient rigidity to prevent deflection which would permit ponding of water or separation of seams due to wind, snow, ice, erection or transportation forces.

(3) Cutting of roof framework members for passage of electrical, plumbing or mechanical systems shall not be allowed except where substantiated by engineering analysis.

(4) All roof penetrations for electrical, plumbing or mechanical systems shall be properly flashed and sealed. In addition, where a metal roof membrane is penetrated, a wood backer shall be installed. The backer plate shall be not less than 5/16 inch plywood, with exterior glues, secured to the roof framing system beneath the metal roof, and shall be of a size to assure that all screws securing the flashing are held by the backer plate.

§ 280.306 Windstorm protection.

(a) *Provisions for support and anchoring systems.* Each mobile home shall have provisions for support and anchoring systems, which, when properly designed and installed, will resist overturning and lateral movement (sliding) of the mobile home as imposed by the respective design loads. The design wind loads to be utilized for calculating resistance to overturning and lateral movement shall be the wind loads indicated in § 280.305(c) (1) and (2) increased by a factor of safety of 1.5. The basic allowable stresses of materials required to resist overturning and lateral movement shall not be increased in the design and proportioning of these members.

(1) The provisions of this section shall be followed and the support and anchoring systems shall be designed by a Registered Professional Engineer or Architect.

(2) The manufacturer of each mobile home is required to make provision for the support and anchoring systems but is not required to provide the anchoring equipment or stabilizing devices. When the manufacturer's installation instructions provide for the main frame structure to be used as the points for connection of diagonal ties, no specific connecting devices need be provided on the main frame structure.

(b) The manufacturer shall provide printed instructions with each mobile home specifying the location and required capacity of stabilizing devices on which the design is based. The manufacturer shall provide drawings and specifications certified by a registered professional engineer indicating at least one acceptable system of anchorage including the details of required straps or cables, their end connections and all other devices needed to transfer the wind loads from the mobile home to the ground anchors.

(c) The provisions made for anchoring systems shall be based on the following design criteria for mobile homes.

(1) The minimum number of ties required per side shall be as required to resist the design loads stated in § 280.305 (c) (1) and (2).

(2) Ties shall be as evenly spaced as practicable along the length of the mobile home with not more than 8 feet open-end spacing on each end.

(3) When continuous straps are provided as vertical ties, such ties shall be positioned at rafters and studs. Where a vertical tie and diagonal tie are located at the same place, both ties may be connected to a single ground anchor, provided that the anchor used is capable of carrying both loadings.

(4) Add-on sections of expandable mobile homes shall have provisions for vertical ties at the exposed ends.

(d) Double-wide mobile homes require only diagonal ties. These shall be placed along the main frame and below the outer side walls.

(e) Protection shall be provided at sharp corners where the anchoring system requires the use of external cables or straps. Protection shall also be provided to minimize damage to roofing or sliding by the cable or strap.

(f) Anchoring equipment shall be capable of resisting an allowable working load equal to or exceeding 3,150 pounds and shall be capable of withstanding a 50 percent overload (4,725 pounds total) without failure of either the anchoring equipment or the attachment point on the mobile home.

(g) Anchoring equipment exposed to weathering shall have a resistance to weather deterioration at least equivalent to that provided by a coating of zinc on steel of not less than 0.30 ounces per square foot of surface coated.

(1) Slit or cut edges of zinc-coated steel strapping do not need to be zinc coated.

(2) Type 1, Finish B, Grade 1 steel strapping, 1¼ inches wide and 0.035 inch thick, conforming with Federal Specification QQ-S-781-H, is judged to conform with the provisions of this section and paragraph (f) above.

§ 280.307 Resistance to elements and use.

(a) Exterior coverings shall be of moisture and weather resistive materials attached with corrosion resistant fasteners to resist wind, snow and rain. Metal coverings and exposed metal structural members shall be of corrosion resistant materials or shall be protected to resist corrosion. All joints between portions of the exterior covering shall be designed, and assembled to protect against the infiltration of air and water, except for any designed ventilation of wall or roof cavity.

(b) Joints between dissimilar materials and joints between exterior coverings and frames of openings shall be protected with a compatible sealant suitable to resist infiltration of air or water.

(c) Where adjoining materials or assemblies of materials are of such nature that separation can occur due to expansion, contraction, wind loads or other loads induced by erection or transportation, sealants shall be of a type that maintains protection against infiltration or penetration by air, moisture or vermin.

(d) Exterior surfaces shall be sealed to resist the entrance of rodents.

Subpart E—Testing

§ 280.401 Structural load tests.

Every structural assembly tested shall be capable of meeting the Proof Load Test or the Ultimate Load Test as follows:

(a) *Proof load tests.* Every structural assembly tested shall be capable of sustaining its dead load plus superimposed live loads equal to 1.75 times the required live loads for a period of 12 hours without failure. Tests shall be conducted with loads applied and deflections recorded in ¼ design live load increments at 10-minute intervals until 1.25 times design live load plus dead load has been reached. Additional load shall then be applied continuously until 1.75 times design live load plus dead load has been reached. Assembly failure shall be considered as design live load deflection (or residual deflection measured 12 hours after live load removal) which is greater than the limits set in § 280.305(d), rupture, fracture, or excessive yielding. An assembly to be tested shall be of the minimum quality of materials and workmanship of the production. Each test assembly, component or subassembly shall be identified as to type and quality or grade of material. All assemblies, components or subassemblies qualifying under this section shall be subject to a continuing qualification testing program acceptable to the Department.

(b) *Ultimate load tests.* Ultimate load tests shall be performed on a minimum of three assemblies to generally evaluate the structural design. Every structural assembly tested shall be capable of sustaining its total dead load plus live loads increased by a factor of safety consistent with the material being tested. Factors of safety shall be based on nationally recognized standards and approved by the Department. Tests shall be conducted with loads applied and deflections recorded in ¼ design live load increments at 10-minute intervals until 1.25 times design live load plus dead load has been reached. Additional loading shall then be applied continuously until failure occurs or 1.50 times the factor of safety times the design live load plus the dead load is reached. Assembly failure shall be considered as design live load deflection greater than the

limits set in § 208.305(d) rupture, fracture, or excessive yielding. Assemblies to be tested shall be representative of average quality or materials and workmanship of the production. Each test assembly, component, or subassembly shall be identified as to type and quality or grade of material. All assemblies, components, or subassemblies qualifying under this section shall be subject to a periodic qualification testing program acceptable to the Department.

§ 280.402 Test procedure for roof trusses.

(a) *Roof load tests.* The following is an acceptable test procedure, consistent with the provisions of § 280.401, for roof trusses that are supported at the ends and support design loads. Where roof trusses act as support for other members, act as cantilevers, or support concentrated loads, they shall be tested accordingly.

(b) *General.* Trusses may be tested in pairs or singly in a suitable test facility. When tested singly, simulated lateral support of the test assembly may be provided, but in no case shall this lateral support exceed that which is specified for the completed mobile home. When tested in pairs, the trusses shall be spaced at the design spacing and shall be mounted on solid support accurately positioned to give the required clear span distance (L) as specified in the design. The top and bottom chords shall be braced and covered with the material, with connections or method of attachment, as specified by the completed mobile home.

(1) As an alternate test procedure, the top chord may be sheathed with ¼ inch by 24 inch by 12 inch plywood strips. Adjacent plywood strips must be separated by at least ⅛ inch. The plywood strip shall be nailed with 4d nails or equivalent staples not closer than 8 inches on center along the top chord of one truss only. The bottom chords shall be unbraced or covered with the material, with connections or methods of attachment, as specified for the completed mobile home.

(2) Truss deflections will be measured relative to a taut wire running over the support and weighted at the end to insure constant tension or other approved methods. Deflections will be measured at the two quarter points and at midspan. Loading shall be applied to the top chord through a suitable hydraulic, pneumatic, or mechanical system, masonry units, or weights to simulate design loads. Load units for uniformly distributed loads shall be separated so that arch action does not occur, and shall be spaced not greater than 12 inches on center so as to simulate uniform loading.

(c) *Nondestructive test procedure—* (1) *Dead load plus live load.* (i) Noting figure A, measure and record initial elevation of the truss in test position at no load. (ii) Apply load units to the top chord of the truss equal to the full dead load of roof and ceiling. Measure and record deflections. (iii) Maintaining the dead load, add live load in approximate ¼ design live load increments. Measure the deflections after each loading increment. Apply incremental loads at a uniform rate such that approximately one-half hour is required to establish the total design load condition. Measure and record the deflections five minutes after loads have been applied. The maximum deflection due to design live load (deflection measured in step (iii) minus step (ii)) shall not exceed L/180, where L is a clear span measured in the same units. (iv) Continue to load truss to dead load plus 1.75 times the design live load. Maintain this loading for 12 hours and inspect the truss for failure. (v) Remove the total superimposed live load. Trusses not recovering to at least the L/180 position within 12 hours shall be considered as failing.

(2) *Uplift loads.* This test shall only be required for truss designs which may be critical under uplift load conditions. (i) Measure and record initial elevation of the truss in an inverted test position at no load. Bottom chord of the truss shall be mounted in the horizontal position. (ii) Apply the uplift load as stated in § 280.305(c) to the bottom chord of the truss. Measure and record the deflections 5 minutes after the load has been applied. (iii) Continue to load the truss to 1.75 times the design uplift load. Maintain this load for 3 hours and inspect the truss for failure. (iv) Remove applied loads and within three hours the truss must recover to at least L/180 position, where L is a clear span measured in the same units.

(d) *Destructive test procedure.* (1) Destructive tests shall be performed on three trusses to generally evaluate the truss design. (2) Noting figure A, apply the load units to the top chord of the truss assembly equal to full dead load of roof and ceiling. Measure and record deflections. Then apply load and record deflections in ¼ design live load increments at 10-minute intervals until 1.25 times design live load plus dead load has been reached. (3) Additional loading shall then be applied continuously until failure occurs or 1.50 times the factor of safety times the design live load plus the dead load is reached. (4) Assembly failure shall be considered as design live load deflection greater than the limits set in § 280.305(d), rupture, fracture, or excessive yielding. (5) The assembly shall be capable of sustaining the dead load plus the applicable factor of safety times the design live load (the applicable factor of safety for wood trusses shall be taken as 2.50).

(e) Trusses qualifying under the nondestructive test procedure, Tests §§ 208.-402(c) (1) and (2) (when required), shall be subject to a continuing qualification testing program acceptable to the Department. Trusses qualifying under the destructive test procedures, Tests § 280.402 (c)(2) (when required), and (d), shall be subject to periodic tests only.

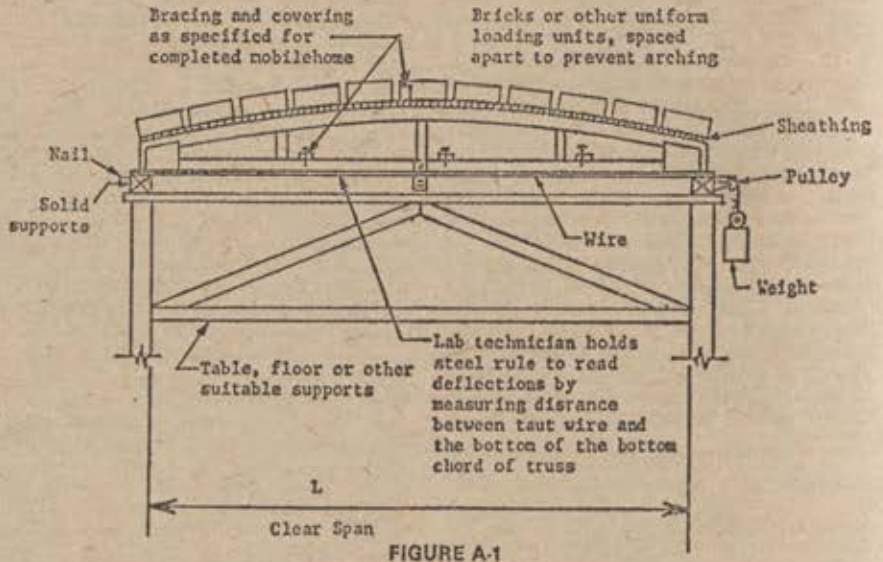


FIGURE A-1
Test Procedure for Roof Trusses

§ 280.403 Standard for windows and sliding glass doors used in mobile homes.

(a) *Scope.* This section sets the requirements for prime windows and sliding glass doors used in mobile homes except for windows used in entry doors. Windows so mounted are components of the door and thus are excluded from this standard.

(b) *Materials and methods.* Any material or method of construction, whether or not provided for in this standard, and any material or method of questioned suitability, proposed for use in manufacture, shall nevertheless conform in performance as outlined in paragraph (c) of this Section and proof of capability of structural integrity shall be presented. If applicable, units shall comply with the following:

(1) *Wood and wood based products.* (i) *Wood.* Wood parts including plywood and particleboard parts of window units shall have a moisture content of 6 to 12 percent at the time of fabrication. Wood parts, except inside stops and trim shall be manufactured utilizing wet-use ad-

hesive requirements as defined in ASTM D-3110 and preservative treated in accordance with NWMA IS-4. (ii) *Plywood.* Plywood parts except for inside stops and trim shall be exterior type plywood and preservative treated in accordance with NWMA IS-4. (iii) *Particleboard.* Particleboard parts except for inside stops and trim shall be type-2 particleboard and preservative treated in accordance with NWMA IS-4.

(2) *Aluminum.* (i) *Alloys.* Aluminum shall be of a commercial quality and of proper alloy for window construction, free from defects impairing strength and/or durability, as follows:

Wrought aluminum alloys shall be those in which the alloying elements do not exceed the following maximum limits:

	Percent
Silicone	7.0
Magnesium, Manganese, Chromium	6.0
Iron	1.0
Copper	.4
Zinc	1.0
Other	.5
Aluminum	Balance

These limits apply to both bare products and to the core clad products. The cladding of clad products shall be within the same limits except that the maximum zinc limit may be 3.0 percent in order to assure that the cladding is anodic to the core. Where aluminum extrusions are used for the main frame and sash or ventilator sections, they shall have a minimum ultimate tensile strength of 22,000 psi and a yield of 16,000 psi.

(ii) *Finish.* The exposed surface of all aluminum members shall be clean and free from serious surface blemishes. If exposed welded joints are used, they shall be dressed and finished.

(3) *Glass.* (i) Safety glazing materials, where used, shall meet ANSI Z97.1-1972. Tempered glass, where used, shall also meet FS DD-G-1403A. (ii) Insulated glass, when used, shall meet or exceed the requirements of Sealed Insulating Glass Manufacturers Association (SIGMA) and shall be permanently identified with the name of the insulating glass manufacturer. (iii) Glass tolerances and areas shall meet or exceed the values shown in the Glass Table below.

Glass dimensional tolerances [4] and maximum allowable areas [5]—sheet glass

Nominal thickness (inches)	Minimum thickness (inches)	Maximum area [5] (square feet) at 15 lb/ft²	Maximum area [5] (square feet) at 25 lb/ft²
18 oz.	0.078	11	10
SS	.085	13	11
24 oz.	.108	18	14
DS	.115	20	15
3/16	.182	40	30
7/32	.206	58	37
1/4	.236	72	43

[4] For other types of glass see Federal Specification DD-G-451c, dated Jan. 15, 1968.

[5] Maximum areas shown are based on minimum glass thicknesses set forth. Maximum areas shown apply for rectangular lites of annealed glass firmly supported on all 4 sides in a vertical position.

Tabulated areas may be increased as noted for use of tempered, heat strengthened or sealed insulating glass and shall be decreased as noted for use of sandblasted, wire or laminated glass. Glass louvers installed in jalousies shall be not less than 7/32" thick nor longer than 36" and exposed edges shall be seamed, ground or polished.

ADJUSTMENT FACTORS
RELATIVE RESISTANCE TO WIND LOADS [1]

Glass type:	Approximate relationship
Regular plate	1.0
Laminated	0.6
Wire	0.5
Heat strengthened	2.0
Fully tempered	4.0
Factory fabricated insulating glass [2]	1.5
Rough rolled or patterned surface	1.0
Sand blasted annealed glass	0.4

[1] To determine the maximum allowable area for the glass types listed multiply the allowable area established by the appropriate adjustment factor.

[2] Use thickness of thinner of the two lights, not thickness of unit.

(4) *Glazing.* Any method of glazing conforming to the Performance Requirements (paragraph c of this section) and Material and Methods Requirements (paragraph b of this section) shall be acceptable.

(5) *Hardware and Fasteners.* All hardware components and fasteners when considered as individual components, whether commercially available, or proprietary, must be capable of performing to the criteria stipulated in Performance Requirements, paragraph (c) of this Section.

(c) *Performance requirements.* All tests performed and all criteria herein are applicable to preproduction prototype units of prime windows and sliding glass doors. Production line units shall be equivalent in design and materials to the tested and passed prototype units.

(1) *Size of test specimen.* Production line units shall have width and height dimensions equal to or less than the corresponding dimensions of the prototype unit tested and passed. No inference of compliance to these requirements is to be made for products exceeding the size of the tested and passed prototype.

(2) *Structural performance test*—(i) *Zone I.* There shall be no glass breakage, permanent deflection or any other condition which would cause the specimen to be inoperable after being subjected to an exterior pressure, 15 pounds per square foot. The test method applicable to this requirement shall be ASTM E-330. (ii) *Zone II and Zone III.* There shall be no glass breakage, permanent deflection or any other condition which would cause the specimen to be inoperable after being subjected to exterior pressure of 25 pounds per square foot. The test method applicable to this requirement shall be ASTM E-330. (iii) *Interior pressure.* There shall be no glass breakage, permanent deflection or any other condition which would cause the specimen to be inoperable after being subjected to an interior pressure equal to ½ the requirements in either paragraphs (c)(2)(i) or (c)(2)(ii). The test method applicable to this requirement shall be ASTM E-330 except that no artificial means of containing pressure shall be allowed. Should pressure not be obtainable due to lack of air the testing agency will report the pressure achieved, the theoretical air flow supplied to the unit, and certify that no additional flow from the equipment in use was available. Laboratory equipment used for this test must be capable of developing 10 x air flow determined in § 280.403(c)(3).

(3) *Air infiltration test.* Air infiltration shall not exceed 0.50 CFM per square foot of window area when tested in accordance with ASTM E-283 at an exterior pressure differential of 1.567 pounds per square foot (0.30" of water pressure).

(4) *Water resistance test.* No leakage shall pass the interior face of the test specimen at a test pressure of 2.86 psf (0.55" water pressure) when tested in accordance with ASTM E-331 except that the test period shall consist of four cycles, each cycle consisting of five minutes with pressure applied and one minute with pressure released, during which the water spray will be continuously applied. (i) For the purpose of compliance with paragraph (c)(4), all units which may have exterior screens, shall be tested first with screens in place and thereafter with screens removed. (ii) For the purpose of compliance with paragraph (c)(4), penetration, as referenced in ASTM E-331-70, paragraph 4.3, shall not include drops passing the interior face by energy developed in the bursting of sill drain system bubbles created by a pressure differential applied to the exterior face of the specimen.

(d) *Test sequence.* The sequence of tests shall be performed as they are listed above except that Structural Performance Test to Zone I (15 PSF) exterior pressure may be followed by Zone I interior pressure (7.5 PSF), which may be followed by the Air Infiltration Test, which may be followed by the Water Resistance Test, which may be followed by the Structural Performance Test to Zone II and Zone III (25 PSF) exterior pressure, which may be followed by the Zone II and Zone III interior pressures (12.5 PSF), which may be followed by the Air Infiltration Test, which may be followed by the Water Resistance Test. The Air Infiltration Test may be performed after the Water Resistance Test providing all sealed areas are thoroughly dried.

(e) *Screens.* (1) Screen, when specified, shall be provided with fastening devices, suited particularly for application to the specific window for which they are intended, and be of sufficient strength to perform satisfactorily.

(2) Insect screening shall be of a material compatible with aluminum and shall meet CS 138-55, "Insect Wire Screening," FS RR-W-365, "Screening, Wire, Insect," CS 248-64, "Vinyl Coated Glass Fibre Insect Screening and Louver Cloth," or FS L-S-125a "Screening, Non Metallic Insect."

(f) *Assembly.* Windows shall be assembled in a secure and workmanlike manner to perform as hereinafter specified and to assure neat and weather tight

construction. A permanent-type watertight joint shall be made at the junction of the sill and side frame members.

(g) *Shipping.* Units may be shipped either as a subassembly unit or as a completely assembled unit but not as a KD or open unit. A KD unit is a unit that is complete in its entirety with the exception of glass, glazing material, or screen, which is shipped in a disassembled condition and later assembled and glazed according to the instructions of the manufacturer and utilizing all of the components supplied or specified by the manufacturer.

(1) An open unit is a unit that is complete in its entirety with the exception of glass, glazing materials, or screen, which is shipped in an assembled condition and later glazed according to the instruction of the manufacturer, utilizing all of the components supplied by the manufacturer.

(2) A subassembly unit is a unit that is complete in its entirety including the glazing of glass or other glazing panels into their respective fixed or moving sash frames, which is shipped with such glazed panels separate from each other or from any master frame, which master frame may be either disassembled or assembled. The connection of such master frame to glazed, fixed, or moving panels is to take place later according to the instructions of the manufacturer utilizing all of the components supplied by the manufacturer.

(3) A completely assembled unit is one that is complete in its entirety and is shipped with all parts and subassemblies in complete connection with each other and no separate pieces.

(h) *Permanent identification.* (1) As identification, each unit shall bear a certification label containing a code number traceable to the manufacturer through the certifying agency or the name of the manufacturer or brand name together with the city and state location of the manufacturer or main office of the manufacturer.

(2) The label shall be of a permanent-type designed to discourage easy removal, shall be legible and shall remain legible under normal operating conditions for a period of not less than five years from date of product installation.

(3) Acceptable means of identification are, but are not limited to, the following: Embosed, stamped, cast or molded characters becoming an integral part of the material on which they are located; flexible color-fast and durable labels, decals, stickers, etc., affixed with a permanent-type adhesive; or rigid metal or plastic name plates affixed mechanically or with a permanent-type adhesive.

(4) Location of the label shall be such that it is accessible for normal direct viewing purposes from the interior side of the product, after the unit is installed, without the necessity of product disassembly. Identification located only on the glass or screen shall not be acceptable.

(i) *Certification.* The manufacturer shall show evidence of continued compliance by affixing a quality certification label to the product in accordance with ANSI Z34.1, "American National Standard Practice for Certification Procedures." In determining certifiability under this section, compliance shall consist of preproduction specimen testing in accordance with each and every requirement of this section followed by an in-plant inspection system consisting of a minimum of two such inspections per year by an independent quality assurance agency.

§ 280.404 Standard for egress windows for use in mobile homes.

(a) *Scope and purpose.* The purpose of this section is to establish the requirements for the design, construction, and installation of windows and approved devices intended to be used as an emergency exit during conditions encountered in a fire or similar disaster.

(b) *Requirements*—(1) *Installation.* Window manufacturers shall provide the home manufacturer with written installation instructions.

(2) *Performance.* The egress window including auxiliary frame and seals, if any, shall meet the requirements of § 280.403 "Standard for Windows and Sliding Glass Doors Used in Mobile Homes."

(3) *Dimensions.* (i) All egress windows shall have a minimum clear dimension of 22 inches when determined in accordance with Test A paragraph (d)(1) of this section. (ii) All egress windows shall have a minimum clear opening of 5 square feet when determined in accordance with Test B, paragraph (d)(2) of this section.

(4) *Operational.* (i) Operating instructions shall be applied to each egress window and carry the legend "Do Not Remove." In addition, the instructions should include a reminder to remove all shipping clips on screens, storm windows, and other appurtenances for exiting purposes. (ii) The number of locks and latches shall not exceed 2, not including the 4 appurtenance attachment mechanisms permitted by paragraph (c)(2)(i) of this section. (iii) Locks, latches, lifting and sliding operational forces shall not exceed a force of 20 pounds when tested in accordance with Test C, paragraph (d)(3) of this section. (iv) Any handle or latch required to operate the emergency egress provisions of the window shall be attached in the factory by either a permanent method or a mechanical method which requires a tool not commonly available in the home, unless removal of the latch or handle will in no way limit the effectiveness of the egress provision. (v) Any window whose egress provisions are dependent on the operation of a rotary operator is unacceptable.

Example: Awning windows utilizing a single vent for egress and requiring a rotary operator for activation is unacceptable, whereas an awning window set in a separate frame whose activation requires only a 180° twist of the lock to allow egress is acceptable even though a rotary operator is present for normal operation.

(c) *Appurtenances.* (1) The addition or inclusion of screens, storm windows, or other appurtenances shall not encroach upon the dimensional requirements set forth in paragraph (b)(3).

(2) Any mechanism used to attach an appurtenance such as a screen or storm window to the window shall meet the following requirements unless the appurtenance meets the requirements of paragraph (c)(3): (i) The number of mechanisms shall not exceed 4 and; (ii) The operating force of the mechanisms shall not exceed 5 pounds tested in accordance with Test D paragraph (d)(4) and; (iii) The mechanisms shall be designed so that that cannot be misapplied utilizing normal household tools such as screwdrivers, pliers and wrenches exceeding the aforementioned forces; and (iv) The surface to which the operating force is applied shall have a minimum cross-sectional area of 0.25 square inches.

(3) If an appurtenance such as a screen or storm window is attached to the window in such a manner that it need not be removed or disengaged in any way in order to effect a fully opened exit, the requirements of paragraph (c)(2) need not be met.

(4) The operating instructions detailed in paragraph (b)(4)(i) shall include instructions on the required removal and replacement of any screen and/or storm sash appurtenance.

(d) *Test methods*—(1) *Test Method A—Minimum Dimensions.* The minimum dimension of 22 in. required by paragraph (b)(3)(i) shall be tested as follows: When the window is in the final position for egress, a 22 in. dowel shall be passed through the opening at the point of its least dimension while contacting only one point of the window frame, at either the horizontal or vertical orientation of the dowel. (i) Example: In a horizontally opening window (sliding or rolling), the minimum dimension requirement may be met as follows: When the window is in the final position for egress, place one end of the dowel perpendicularly against the portion of the main frame side (bottom) projecting furthest towards the center of the opening, and pass the dowel through the opening in a horizontal (vertical) plane without touching any portion of the device except the main frame side (bottom) on which it is pivoted. (ii) Example: Any type of window may be mounted in a side, bottom, or top hinged or pop-out egress frame which in the fully opened position meets the minimum dimension and area requirements.

(2) *Test Method B—Minimum Area.* The minimum area requirement of 5 square feet contained in paragraph (b)(3)(ii) shall be determined by multiplying the minimum dimension (which may exceed 22 in.) by the clear dimension measured perpendicularly to the minimum dimension and in the plane of the window main frame. (i) Example: In a vertically operating window whose minimum dimension is from the main frame bottom to that portion of the operating vent projecting furthest toward the horizontal center line of the egress opening when in the fully opened position, the

minimum area shall be determined by multiplying the minimum dimension by the inside side-to-side dimension.

(3) *Test Method C—Operating Forces.* (i) For horizontal or vertical moving windows, a force gage shall be attached to the manual pull bar at its center-point. After opening the latch or lock, a force not to exceed 20 pounds shall be exerted in a direct pull parallel to the window in order to obtain movement in the opening direction. The window shall be in the closed and latched position prior to the test and shall have been subjected to 5 opening and closing cycles prior to the test. (ii) Locks and latches shall be tested as noted in section (d)(3)(i) except that the force gage shall be located in the center of the latch or lock handle.

(4) *Test Method D—Mechanical Device Operating Force (Appurtances).* (i) A force gage of sufficient capacity using a point contact and having the ability to retain the maximum reading (Chatillion DPP-50 or similar) shall be used. The force gage point shall be applied to the mechanism at the center of the normal force application area and sufficient force applied to disengage the appurtenance. The maximum reading shall be retained by the force gage and may be read directly.

(e) *Test Report.* (1) The test report shall include all requirements of this standard listed in their order shown in this standard. Where certain provisions of the standard do not apply, the notation "N.A." (Not applicable) shall so denote these items. Where certain appurtenances are not supplied; such as storm windows or screen, the notation "N.S." (Not supplied) shall so denote those items.

(2) The test report shall be complete with manufacturers assembly drawing, extrusion drawings, parts list, weatherstrip description, glazing method, description including backbedding and glazing method, installation and operating instructions. Where the unit tested is not in its actual installation, a clause stating the following shall be included in the test report: "This unit tested as submitted. Actual installation must be in accordance with the instructions included with this report or this report is not valid."

(3) The test report on all units submitted for test not having appurtenances listed in paragraph (c) shall include a statement as follows: "This unit tested without storm windows (or screen). The installation of these items with this product invalidates this test report."

(4) For any test on component parts, such as balances, friction positioners, etc., certification by an independent testing agency shall be acceptable for evidence of compliance. If such certification is used, the test report shall so state, and give the name of the agency.

(5) Test reports used to demonstrate compliance with this standard to any governmental body shall be made available to the public upon request.

§ 280.405 Standard for swinging exterior passage doors for use in mobile homes.

(a) *Introduction.* This standard applies to all exterior passage door units, excluding sliding doors and doors used for access to utilities and compartments. This standard applies only to the door frame consisting of jambs, head and sill and the attached door or doors.

(b) *Purpose.* It is the purpose of this standard to establish the requirements for exterior passage door units irrespective of the type of material used in the manufacture of these products.

(c) *General requirements and materials of construction.* (1) The design and construction of the exterior passage door units shall conform with the provisions of this standard. Requirements for any size, weight, or quality of material modified by the terms of "minimum," "not less than," "at least," and similar expressions are minimum standards. The manufacturer may exceed these standards provided such deviation does not result in an inferior product or defeat the purpose and intent of this standard. Units may be shipped as a completely assembled unit, but not as KD or open unit. A KD unit is a unit that is complete in its entirety, which is shipped in a disassembled condition and later assembled and glazed according to the instructions of the manufacturer. An open unit is a unit that is complete in its entirety with the exception of a window insert, which is shipped in an assembled condition and later glazed according to the instructions of the manufacturer. A completely assembled unit is one that is complete in its entirety and is shipped with all parts and subassemblies in complete connection with each other and no separate pieces, except for: Lock-knobs only and keys, door chain and attachments, storm door latch, chain and attachments, threshold extension, screw cover, drip cap.

(2) *Workmanship.* All construction methods, materials and workmanship shall be in conformance with accepted engineering practices to insure durable, livable, and safe housing.

(d) *Materials and methods.* Any material or method of construction, whether or not provided for in this standard, and any material or method of questioned suitability, proposed for use in manufacture, shall nevertheless conform in performance as outlined in paragraph (e) of this standard and proof of capability of structural integrity shall be presented. If applicable, units shall comply with the following:

(1) *Wood and wood based products—*(i) Wood. Wood door frame parts shall be manufactured of suitable lumber having a moisture content of 6 to 12 percent at time of fabrication. Wood parts except interior trim shall be manufactured utilizing wet-use adhesive requirements as defined in ASTM D-3110 and Preservative Treated in accordance with NWMA IS-4 standard. Doors shall conform to the Type 1 requirements of NWMA IS 1-73, NWMA IS 5-73 or FHDA 4-72. (ii) Plywood. Plywood shall be exterior type and preservative treated in accordance with NWMA I.S.-4. (iii) Hardboard parts shall meet or exceed the requirements for ⅛ inch tempered hardboard in accordance with the latest edition of PS 58.

(2) *Hardware and fasteners.* All hardware components and fasteners when considered as individual components, whether commercially available, or proprietary, must be capable of performing to the criteria stipulated in this section and in the Performance Requirements Section, Paragraph (e) of these specifications.

(3) *Glass.* All glazing in doors shall be safety glazing material meeting ANSI Z97.1-72. Glass in jalousies shall also be at least 7/32 in. in thickness and not longer than 36 inches. Exposed edges shall be seamed, ground or polished to prevent injury.

(4) *Weatherstripping.* A tight threshold and weatherstripping to reduce air infiltration and improve water resistance shall be provided capable of conforming to the criteria stipulated in the Performance Requirements Section, Paragraph (e) of this standard.

(e) *Performance requirements—*(1) *Size of test specimen.* All tests shall be performed on exterior passage door units with all operable portions closed and all criteria herein are applicable to exterior passage doors of the largest type that the producer desires to qualify under this specification. No inference of compliance to these requirements is to be made for products exceeding the size of the test specimen submitted. Largest unit size is determined by the maximum width and height dimensions of production units that are equal to or less than corresponding dimensions in that unit tested and passed.

(2) *Structural performance test—*(i) *Wind pressure resistivity.* There shall be no glass breakage or permanent deflection or any other condition which would cause the specimen to be inoperable after being subjected to exterior pressures of 25 pounds per square foot. The test method applicable to this requirement shall be ASTM E-330. (ii) *Interior pressure.* There shall be no glass breakage or permanent deflection or any other condition which would cause the specimen to be inoperable after being subjected to an interior pressure equal to ½ the requirements in paragraph (e)(2)(i). The test method applicable to this requirement shall be ASTM E-330 except that no artificial means of containing pressure shall be allowed. Should pressure not be obtainable due to lack of air, the testing agency will report the pressure achieved, the theoretical air flow supplied to the unit, and certify that no additional flow from the equipment in use was available. Laboratory equipment used for this test must be capable of developing 10 x air flow determined in paragraph (e)(2)(iii) of this

specification. (iii) *Air infiltration test.* Air infiltration shall not exceed the limits set forth below when tested in accordance with ASTM E-283 at an exterior pressure differential of 1.56 pounds per square foot (0.300" water pressure).

1.35 CFM per sq. ft. of door	Jan. 1, 1975.
1.2 CFM per sq. ft. of door	Do.
1.0 CFM per sq. ft. of door	Do.

(iv) *Water resistance test.* No water shall pass the interior face of the test specimen at a test pressure of 0 psf when tested in accordance with ASTM E-331. (v) The sequence of tests shall be performed as they are listed above. The Air Infiltration Test may be performed after the Water Resistance Test providing all sealed areas are thoroughly dried.

Subpart F—Thermal Protection

§ 280.501 Scope.

This subpart sets forth the requirements for condensation control, air infiltration, thermal insulation and certification for heating and comfort cooling.

§ 280.502 Definitions.

(a) The following definitions are applicable to Subpart F only:

(1) "Pressure Envelope" means that primary air barrier surrounding the living space which serves to limit air leakage. In construction using ventilated cavities, the pressure envelope is the interior skin.

(2) "Thermal Envelope Area" means the sum of the surface areas of outside walls, ceiling and floor, including all openings. The wall area is measured by multiplying outside wall lengths by the inside wall height from floor to ceiling. The floor and ceiling areas are considered as horizontal surfaces using width and length.

§ 280.503 Materials.

Materials used for insulation shall be of proven effectiveness and adequate durability to assure that required design conditions concerning thermal transmission are attained.

§ 280.504 Condensation control (vapor barriers).

(a) *Ceilings.* Ceilings shall have a vapor barrier having a permeance not greater than 1 perm (dry cup method) installed on the living space of the roof cavity.

(b) *Exterior walls.* (1) Unventilated exterior wall shall have a vapor barrier having a permeance not greater than 1 perm (dry cup method) installed on the living space side of the wall cavity, and shall have an external covering and/or sheathing which forms the pressure envelope. The covering and/or sheathing shall have a combined permeance of not less than 5.0 perms. In the absence of test data, combined permeance may be computed using the formula:

$$P_{Total} = \frac{1}{\frac{1}{P_1} + \frac{1}{P_2}}$$

where P_1 and P_2 are the permeance values of the exterior covering and sheathing in perms.

Formed exterior siding applied in sections with joints not caulked or sealed shall not be considered to restrict water vapor transmission.

(2) Wall cavities shall be constructed so that natural ventilation is provided to dissipate any condensation occuring in these cavities.

§ 280.505 Air infiltration.

(a) *Envelope air infiltration.* The opaque envelope shall be designed and constructed to limit air infiltration to the living area of the home. Any design, material, method or combination thereof which accomplishes this goal may be used. The goal of the infiltration control criteria is to reduce heat loss/heat gain due to infiltration as much as possible without impinging on health and comfort and within the limits of reasonable economics.

(1) *Envelope penetrations.* Plumbing, mechanical and electrical penetrations of the pressure envelope not exempted by this part, and installations of window and door frames shall be constructed or treated to limit air infiltration. Penetrations of the pressure envelope made by electrical equipment, other than distribution panel boards and cable and conduit penetrations, are exempt from this requirement. Cable penetrations through outlet boxes are considered exempt.

(2) *Joints between major envelope elements.* Joints not designed to limit air infiltration between wall-to-wall, wall-to-ceiling and wall-to-floor connections shall be caulked or otherwise sealed. When walls are constructed to form a pressure envelope on the outside of the wall cavity, they are deemed to meet this requirement.

§ 200.506 Heat loss.

The mobile home heat loss shall be certified as specified in § 280.510 of this part. The zone specified shall be determined as required in paragraph (a) of this section. The outdoor certification temperature shall be calculated as required in §§ 280.508 and 280.509.

(a) *Transmission heat losses.* The transmission heat loss of the mobile home at the respective zone outdoor design temperature (15 MPH wind) and indoor design temperature of 70 F, including internal and external ducts, excluding air infiltration, ventilation, and condensation control, shall not exceed the BTU/H per square foot of mobile home envelope area shown below:

Zone	*Design temperature*
I	0° F—11 Btu/Ft² of envelope area.
II	—20° F—11.3 Btu/Ft² of envelope area.
III	—50° F—12.5 Btu/Ft² of envelope area.

Mobile homes designed for Zones II and III shall be factory equipped with storm windows or insulating glass.

(b) In addition to the above requirements, mobile home thermal insulation shall not be less than the following:

	Zone I	Zone II	Zone III
Wall	R-7	R-11	R-11
Floor	R-7	R-11	R-11
Ceiling	R-11	R-14	R-14

The use of these thermal insulation values does not ensure compliance with the transmission heat-loss requirements required by this section. Analytical evaluation is necessary to ensure compliance.

§ 280.507 Comfort heat gain.

Information necessary to calculate the home cooling load shall be provided as specified in this Part.

(a) *Transmission heat gains.* Homes complying with this section shall meet the minimum heat loss and insulation requirements of § 280.506(a).

§ 280.508 Heat loss, heat gain and cooling load calculations.

Information, values and data necessary for heat loss and heat gain determinations shall be taken from the 1972 ASHRAE Handbook of Fundamentals.

Infiltration and Ventilation—Chapter 19.
Determining "R" & "U" Value—Chapter 20.
Heating Load—Chapter 21.
Cooling Load Calculations—Chapter 22.
Outdoor Winter Design Temperatures (Use 97½ percent values)—Chapter 33.
Outdoor Summer Design Temperatures (Use 2½ percent values)—Chapter 33.

OUTDOOR WINTER DESIGN TEMPERATURE ZONES



§ 280.509 Criteria in absence of specific data.

In the absence of specific data, for purposes of heat-loss/gain calculation, the following criteria shall be used:

(a) *Infiltration Heat Loss.* In the absence of measured infiltration heat loss data, the following formula shall be used to calculate heat loss due to infiltration and intermittently operated fans exhausting to the outdoors. The perimeter calculation shall be based on the dimensions of the pressure envelope.

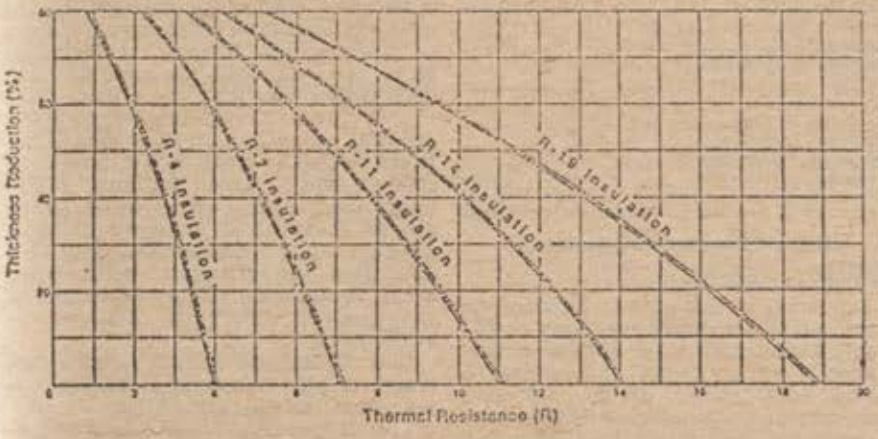
Infiltration Heat-Loss=0.7 (T) (ft. of perimeter), BTU/hr.

where: T=70 minus the heating system capacity certification temperature stipulated in the Heating Certificate, in °F.

(b) *Framing areas.*

Wall	15 percent of wall area less windows and doors.
Floor and Ceiling	10 percent of the area.

(c) *Insulation compression.* Insulation compressed to less than nominal thickness shall have its nominal R-values reduced for that area which is compressed in accordance with the following graph:



When insulation is installed over the framing members the thermal performance of the insulation is reduced due to compression at the framing members. The Resistance value of the insulation between the framing members is reduced by 12.5 percent for framing members 16" O.C., 8.5 percent for framing members 24" O.C., and 4 percent for framing members 48" O.C.

(d) *Air supply ducts within floor cavity.* Air supply ducts located within a floor cavity shall be assumed to be heating or cooling the floor cavity to living space temperatures unless the duct is structurally isolated by the framing system or thermally insulated from the rest of the floor cavity with a thermal insulation at least equal to R-4.

(e) *Air supply ducts within ceiling cavity.* Where supply ducts are located in ceiling cavities, the influence of the duct on cavity temperatures shall be considered in calculating envelope heat loss or heat gain.

(f) The supply duct loss (and/or heat gain where applicable—See 2525.11) shall be calculated using the actual duct surface area and the actual thickness of insulation between the duct and outside of the mobile home. If there is an air space of at least ½ inch between the duct and the insulation, heat loss/gain need not be calculated if the cavity in which the duct is located is assumed to be at living space temperature. The average temperature inside the supply duct, including ducts installed outside the mobile home, shall be assumed to be 130 F for purposes of calculation of heat loss and 60 F for heat gain.

(g) *Return air cavities.* Cavities used as return air plenums shall be considered to be at living space temperature.

§ 280.510 Heat loss certificate.

The mobile home manufacturer shall permanently affix the following "Certificate" to an interior surface of the home that is readily visible to the homeowner. The "Certificate" shall specify the following:

(a) *Heating zone certification.* The design zone at which the mobile home heat loss complies with § 280.506(a).

(b) *Outdoor certification temperature.* The lowest outdoor temperature at which the installed heating equipment will maintain a 70 F temperature inside the some without storm sash or insulating glass for Zone I and with storm sash or insulating glass or Zones II and III and complying with §§ 280.508 and 280.509.

HEATING CERTIFICATE

Home Manufacturer _____

Plant Location _____

Home Model _____

(Include Winter Climate Zone Map)

This mobile home has been thermally insulated to conform with the requirements of the Federal Mobile Home Construction and Safety Standards for all locations within climatic Zone ——.

Heating Equipment Manufacturer _____

Heating Equipment Model _____

The above heating equipment has the capacity to maintain an average 70°F temperature in this home at outdoor temperatures of ——°F.

To maximize furnace operating economy, and to conserve energy, it is recommended that this home be installed where the outdoor winter design temperature (97½%) is not higher than —— degrees Fahrenheit.[1]

The above information has been calculated assuming a maximum wind velocity of 15 MPH at standard atmospheric pressure.

§ 280.511 Comfort cooling certificate and information.

(a) The mobile home manufacturer shall permanently affix a "Comfort Cooling Certificate" to an interior surface of the home that is readily visible to the home owner. This certificate may be combined with the heating certificate required in § 2525.10. The manufacturer shall comply with one of the following three alternatives in providing the certificate and additional information concerning the cooling of the mobile home:

(1) *Alternative 1.* If a central air conditioning system is provided by the home manufacturer, the heat gain calculation necessary to properly size the air conditioning equipment shall be in accordance with procedures outlined in Chapter 22 of the ASHRAE Handbook of Fundamentals, with an assumed location and orientation. The following information shall be supplied on the Comfort Cooling Certificate:

"Air Conditioner Manufacturer _____
Air Conditioner Model _____
Air Conditioning and Refrigeration Institute Certified Capacity —— BTU/Hr.

The central air conditioning system provided with this home has been sized, assuming an orientation of the front (hitch) end of the home facing _____ and is designed on the basis of a 75° F indoor temperature and an outdoor temperature of ——° F dry bulb and ——° F wet bulb."

Example Alternate 1

COMFORT COOLING CERTIFICATE

Mobile Home Mfg. _____
Plant Location _____
Mobile Home Model _____
Air Conditioner Manufacturer _____
Air Conditioner Model _____
Air Conditioning and Refrigeration Institute Certified Capacity —— BTU/Hr

The central air conditioning system provided with this home has been sized assuming an orientation of the front (hitch end) of the home facing _____. On this basis the system is designed to maintain an indoor temperature of 75° F when outdoor temperatures are ——° F dry bulb and ——° F wet bulb.

The temperature to which this home can be cooled will change depending upon the amount of exposure of the windows of this home to the sun's radiant heat. Therefore, the home's heat gains will vary dependent upon its orientation to the sun and any per-

[1] The temperature to be specified shall be 20°F or 30% of the design temperature difference, whichever is greater, added to the temperature specified as the heating system capacity certification temperature without storm windows or insulating glass for Zone I and with storm windows or insulating glass for Zones II and III. Design temperature difference is 70 minus the heating system capacity certification temperature in degrees Fahrenheit.

manent shading provided. Information concerning the calculation of cooling loads at various locations, window exposures and shadings are provided in Chapter 22 of the 1972 edition of the ASHRAE Handbook of Fundamentals.

Information necessary to calculate cooling loads at various locations and orientations is provided in the special comfort cooling information provided with this mobile home.

(2) *Alternative 2.* For each home suitable for a central air cooling system, the manufacturer shall provide the following statement: "This air distribution system of this home is suitable for the installation of a central air conditioning system."

Example Alternate 2

COMFORT COOLING CERTIFICATE

Mobile Home Manufacturer_____
Plant Location_____
Mobile Home Model_____

This air distribution system of this home is suitable for the installation of central air conditioning.

The supply air distribution system installed in this home is sized for Air Conditioning and Refrigeration Institute Certified Mobile Home Central Air Conditioning Systems of up to —— BTU/Hr rated capacity when the air circulators of such air conditioners are rated at 0.3 inch water column static pressure or greater for the cooling air delivered to the mobile home supply air duct system.

Information necessary to calculate cooling loads at various locations and orientations is provided in the special comfort cooling information provided with this mobile home.

(3) *Alternative 3.* If the mobile home is not equipped with an air supply duct system, or if the manufacturer elects not to designate the home as being suitable for the installation of a central air conditioning system, the manufacturer shall provide the following statement: "This air distribution system of this home has not been designed in anticipation of its use with a central air conditioning system."

Example Alternate 3

COMFORT COOLING CERTIFICATE

Mobile Home Mfg_____
Plant Location_____
Mobile Home Model_____

The air distribution system of this home has not been designed in anticipation of its use with a central air conditioning system.

(b) For each home designated as suitable for central air conditioning the manufacturer shall provide the maximum ARI certified central mobile home air conditioning capacity in accordance with § 280.715(a)(3). If the capacity information provided is based on entrances to the air supply duct at other than the furnace plenum, the manufacturer shall indicate the correct supply air entrance and return air exit locations.

(c) *Comfort cooling information.* For each mobile home designated, either "suitable for" or "provided with" a central air conditioning system, the manufacturer shall provide comfort cooling information specific to the mobile home necessary to complete the cooling load calculations. The comfort cooling information shall include a statement to read as follows:

To determine the required capacity of equipment to cool a home efficiently and economically, a cooling load (heat gain) calculation is required. The cooling load is dependent on the orientation, location and the structure of the home. Central air conditioners operate most efficiently and provide the greatest comfort when their capacity closely approximates the calculated cooling load. Each home's air conditioner should be sized in accordance with Chapter 22 of the American Society of Heating, Refrigerating and Air Conditioning Engineers (ASHRAE) Handbooks of Fundamentals, once the location and orientation are known.

INFORMATION PROVIDED BY THE MANUFACTURER NECESSARY TO CALCULATE SENSIBLE HEAT GAIN

Walls (without windows and doors)	"U"	_____
Ceilings and roofs of light color	"U"	_____
Ceilings and roofs of dark color	"U"	_____
Floors	"U"	_____
Air ducts in floor	"U"	_____
Air ducts in ceiling	"U"	_____
Air ducts installed outside the home	"U"	_____

Information necessary to calculate duct area

Subpart G—Plumbing Systems

§ 280.601 Scope.

Subpart G of this Standard covers the plumbing materials, fixtures, and equipment installed within or on mobile homes. It is the intent of this subpart to assure water supply, drain, waste and vent systems which permit satisfactory functioning and provide for health and safety under all conditions of normal use.

§ 280.602 Definitions.

(a) The following definitions are applicable to Subpart G only:

(1) "Accessible," when applied to a fixture, connection, appliance or equipment, means having access thereto, but which may require removal of an access panel or opening of a door.

(2) "Air Gap (Water Distribution System)" means the unobstructed vertical distance through the free atmosphere between the lowest opening from any pipe or faucet supplying water to a tank, plumbing fixture, water supplied appliances, or other device and the flood level rim of the receptacle.

(3) "Anti-Siphon Trap Vent Device" means a device which automatically opens to admit air to a fixture drain above the connection of the trap arm so as to prevent siphonage, and closes tightly when the pressure within the drainage system is equal to or greater than atmospheric pressure so as to prevent the escape of gases from the drainage system into the mobile home.

(4) "Backflow" means the flow of water or other liquids, mixtures, or substances into the distributing pipes of a potable supply of water from any source or sources other than its intended sources.

(5) "Backflow Connection" means any arrangement whereby blackflow can occur.

(6) "Backflow Preventer" means a device or means to prevent backflow.

(7) "Branch" means any part of the piping system other than a riser, main or stack.

(8) "Common Vent" means a vent connecting at the junction of fixture drains and serving as a vent for more than one fixture.

(9) "Continuous Vent" means a vertical vent that is a continuation of the drain to which it connects.

(10) "Continuous Waste" means a drain from two or more fixtures connected to a single trap.

(11) "Critical Level" means a point established by the testing laboratory (usually stamped on the device by the manufacturer) which determines the minimum elevation above the flood level rim of the fixture or receptacle served on which the device may be installed. When a backflow prevention device does not bear a critical level marking, the bottom of the vacuum breaker, combination valve, or of any such approved or listed device shall constitute the critical level.

(12) "Cross Connection" means any physical connection or arrangement between two otherwise separate systems or sources, one of which contains potable water and the other either water, steam, gas or chemical of unknown or questionable safety whereby there may be a flow from one system or source to the other, the direction of flow depending on the pressure differential between the two systems.

(13) "Developed Length" means that length of pipe measured along the center line of the pipe and fittings.

(14) "Diameter," unless otherwise specifically stated, means the nominal (inside) diameter designated commercially.

(15) "Drain" means a pipe that carries waste, water, or water-borne waste in a drainage system.

(16) "Drain Connector" means the removable extension, consisting of all pipes, fittings and appurtenances, from the drain outlet to the drain inlet serving the mobile home.

(17) "Drain Outlet" means the lowest end of the main or secondary drain to which a sewer connection is made.

(18) "Drainage System" means all piping within or attached to the structure that conveys sewage or other liquid waste to the drain outlet, not including the drain connector.

(19) "Fixture Drain" means the drain from the trap of a fixture to the junction of that drain with any other drain pipe.

(20) "Fixture Supply" means the water supply pipe connecting a fixture to a branch water supply pipe or directly to a main water supply pipe.

(21) "Flood-Level" means the level in the receptacle over which water would overflow to the outside of the receptacle.

(22) "Flooded" means the condition which results when the liquid in a container or receptacle rises to the flood-level.

(23) "Flush Tank" means that portion of a toilet that is designed to contain sufficient water to adequately flush the fixture.

(24) "Flush Valve" means a device located at the bottom of a flush tank for flushing a toilet.

(25) "Flushometer Valve" means a device which discharges a predetermined quantity of water to a fixture for flushing purposes and is closed by direct water pressure.

(26) "Grade" means the fall (slope) of a pipe in reference to a horizontal plane expressed in inches per foot length.

(27) "Horizonal Branch" means any pipe extending laterally, which receives the discharge from one or more fixture drains and connects to the main drain.

(28) "Horizontal Pipe" means any pipe or fitting which makes an angle of not more than 45 degrees with the horizontal.

(29) "Individual Vent" means a pipe installed to vent a fixture drain.

(30) "Inlet Coupling" means the terminal end of the water system to which the water service connection is attached. It may be a swivel fitting or threaded pipe end.

(31) "Main" means the principal artery of the system to which branches may be connected.

(32) "Main Drain" means the lowest pipe of a drainage system which receives sewage from all the fixtures within a mobile home and conducts these wastes to the drain outlet.

(33) "Main Vent" means the principal artery of the venting system to which vent branches may be connected.

(34) "Offset" means a combination of pipe and/or fittings that brings one section of the pipe out of line but into a line parallel with the other section.

(35) "Pitch." See Grade.

(36) "Plumbing Fixtures" means receptacles, devices, or appliances which are supplied with water or which receive liquid or liquid-borne wastes for discharge into the drainage system.

(37) "Plumbing System" means the water supply and distribution pipes; plumbing fixtures, faucets and traps; soil, waste and vent pipes; and water-treating or water-using equipment.

(38) "Primary Vent." See Main Vent.

(39) "Relief Vent" means an auxiliary vent which permits additional circulation of air in-or between drainage and vent systems.

(40) "Secondary Vent" means any vent other than the main vent or those serving each toilet.

(41) "Sewage" means any liquid waste containing animal or vegetable matter in suspension or solution, and may include liquids containing chemicals in solution.

(42) "Siphonage" means the loss of water seal from fixture traps resulting from partial vacuum in the drainage system which may be of either of the following two types, or a combination of the two: (a.) Self-siphonage resulting from vacuum in a fixture drain generated solely by the discharge of the fixture served by that drain, or, (b). Induced siphonage resulting from vacuum in the drainage system generated by the discharge of one or more fixtures other than the one under observation.

(43) "Toilet Drain" means that part of the drainage piping which receives the discharge from each individual toilet.

(44) "Trap" means a fitting or device designed and constructed to provide a liquid seal that will prevent the back passage of air without materially affecting the flow of liquid waste through it.

(45) "Trap Arm" means the portion of a fixture drain between a trap and its vent.

(46) "Trap Seal" means the vertical depth of liquid that a trap will retain.

(47) "Vacuum Breaker." See Backflow Preventer.

(48) "Vent Cap" means the device or fitting which protects the vent pipe from foreign substance with an opening to the atmosphere equal to the area of the vent it serves.

(49) "Vent System" means that part of a piping installation which provides circulation of air within a drainage system.

(50) "Vertical Pipe" means any pipe or fitting which makes an angle of not more than 45 degrees or less with the vertical.

(51) "Water Connection" means the fitting or point of connection for the mobile home water distribution system designed for connection to a water supply.

(52) "Water Connector" means the removable extension connecting the mobile home water distribution system to the water supply.

(53) "Water Distribution System" means potable water piping within or permanently attached to the mobile home.

(54) "Wet Vent" means a vent which also serves as a drain for one or more fixtures.

(55) "Wet Vented Drainage System" means the specially designed system of drain piping that also vents one or more plumbing fixtures by means of a common waste and vent pipe.

§ 280.603 General requirements.

(a) *Minimum requirements.* Any plumbing system installed in a mobile home shall conform, at least, with the provisions of this subpart.

(1) *General.* The plumbing system shall be of durable material, free from defective workmanship, and so designed and constructed as to give satisfactory service for a reasonable life expectancy.

(2) *Conservation.* Water closets shall be selected and adjusted to use the minimum quantity of water consistent with proper performance and cleaning.

(3) *Connection to drainage system.* All plumbing, fixtures, drains, appurtenances, and appliances designed or used to receive or discharge liquid waste or sewage shall be connected to the mobile home drainage system in a manner provided by this standard.

(4) *Workmanship.* All design, construction, and workmanship shall be in conformance with accepted engineering practices and shall be of such character as to secure the results sought to be obtained by this standard.

(5) *Components.* Plumbing materials, devices, fixtures, fittings, equipment, appliances, and accessories intended for use in or attached to a mobile home, and not shown in the Table in § 208.604, shall be listed or certified by an approved listing agency, or be specifically approved by the Department when listing by an approved listing agency is not available.

(6) *Prohibited fittings and practices.* (i) Drainage or vent piping shall not be drilled and tapped for the purpose of making connections. (ii) Except as specifically provided elsewhere in this standard, vent pipes shall not be used as waste or drain pipes. (iii) Fittings, connections, devices, or methods of installation that obstruct or retard the flow of sewage, or air in the drainage or venting systems in an amount greater than the normal frictional resistance to flow shall not be used unless their use is acceptable in this standard or their use is accepted as having a desirable and acceptable function of ultimate benefit to the proper and continued functioning of the plumbing system. (iv) Cracks, holes, or other imperfections in materials shall not be concealed by welding, brazing, or soldering or by paint, wax, tar, or other leak-sealing or repairing agents. (v) Piping, fixtures or equipment shall be located so as not to interfere with the normal use or with the normal operation and use of windows, doors or other required facilities. (vi) Galvanized pipe shall not be bent or welded.

(7) *Alignment of fittings.* All valves, pipes, and fittings shall be installed in correct relationship to the direction of flow.

(b) *Protective requirements.*

(1) Cutting structural members. Structural members shall not be unnecessarily or carelessly weakened by cutting or notching.

(2) Exposed piping. All piping, pipe threads, hangers, and support exposed to the weather, water, mud, and road hazard, and subject to damage therefrom, shall be painted, coated, wrapped, or otherwise protected from deterioration.

(3) Road damage. Pipes, supports, drains, outlets, or drain hoses shall not extend or protrude in a manner where they could be unduly subjected to damage during transit.

(4) Freezing. All piping and fixtures subject to freezing temperatures shall be insulated or protected to prevent freezing, under normal occupancy. All piping, except the fixture trap, shall be designed to allow complete gravity drainage.

(5) *Rodent resistance.* All exterior openings around piping and equipment shall be sealed to resist the entrance of rodents.

(6) Piping and electrical wiring shall not pass through the same holes in walls, floors or roofs. Plastic piping shall not be exposed to heat in excess of manufacturers recommendation or radiation from heat producing appliances.

§ 280.604 Materials.

(a) *Minimum standards.* Materials, fixtures, or devices used or entering into the construction of plumbing systems in any mobile home shall be free from defects and shall conform to approved standards or to applicable standards in the following Table.

(b) *Specific usage.* Each of the sections following the Table indicates specifically the type of material presently permitted for use in the various parts of the plumbing system.

Materials	ANSI	ASTM	FS	Other standards
Ferrous pipe and fittings				
Cast iron screwed fittings	B16.4—1971			
Malleable iron screwed fittings	B16.3—1971			
Special cast iron fittings				IAPMO PS 5—1966
Welded wrought iron pipe	B36.2—1969	A72—1968		
Wrought steel and wrought iron pipe	B36.10—1970			
Black and hot dipped zinc-coated (galvanized) welded and seamless steel pipe.		A120—1972a		
Welded and seamless steel pipe	B125.1—1972	A53—1972a		
Pipe threads (except dry-seal)	B2.1—1968			
Cast iron soil piping and fittings	A112.5.1—1971	A74—1972	WW-P-401D—1969	
Nonferrous pipe and fittings				
Seamless copper, pipe, standard sizes	H26.1—1973	B42—1972		
Wrought seamless copper and copper alloy tube	H23.4—1973	B251—1971		
Seamless copper water tube	H23.1—1973	B88—1972		
Copper drainage tube (DWV)	H23.6—1973	B306—1973		
Wrought copper and bronze solder-joint pressure fittings	B16.22—1973			
Wrought copper and wrought copper alloy solder-joint drainage fittings.	B16.29—1966			
Cast brass solder-joint pressure fittings	B16.18—1972			
Cast bronze solder-joint drainage fittings—DWV	B16.23—1969			
Cast bronze fittings for flared copper tubes	B16.26—1967			
Seamless red brass pipe, standard sizes	H27.1—1973	B43—1972		
Cast bronze threaded fittings, 150 and 300 pound	B16.15—1971.			
Plastic pipe and fittings, ABS plastic drain, waste, and vent pipe and fittings.		D2661—1973.	L-P 322B—1973.	IAPMO PS 17-71 NSF 14—1970
PVC plastic drain, waste, and vent pipe and fittings		D2665—1973.	L-P-320B—1973.	IAPMO PS 27-69 NSF-14—1970
Chlorinated poly (vinyl/chloride) (CPVC) plastic hot water distribution systems.		D2846—1973		NSF-14—1970
Polybutylene (PB) plastic pipe (SDR-PR)		D2662—1973		
Polybutylene (PB) plastic hot water distribution systems		D3309—1974		
Miscellaneous pipe nipples, threaded			WW-N-351B(1)—1970.	
Rubber gaskets for cast iron soil pipe fittings		C564—1970		
Backflow prevention devices	A112.14.1—1975.			IAPMO PS 31—1971
Valve, bronze, gate 125—150 and 300 pound			WW-V-54D—1973.	
Valve, cast iron gate, threaded and flanged			WW-V-58B—1971.	
Plumbing—fixture-setting compound			HH-C-536A—1954.	
Cast brass and tubing P-traps				IAPMO PS 2—1966
Relief valves and automatic gas shutoff devices for hot water supply systems.	Z21.22 [1]—1971.			
Solvent cement for ABS plastic pipe and fittings		D2235—1973		NSF-14—1970
Solvent cement for PVC plastic pipe and fittings		D2564—1973		NSF-14—1970
Anti-siphon trap vent device (*reserved*) diversion tees and twin waste elbow.				IAPMO PS 9—1966
Flexible copper water connectors				IAPMO PS 14—1971
Dishwater drain airgaps				IAPMO PS 23—1968
Coated flexible metal gas connectors for exterior use				IAPMO TSC 9—1972
Plumbing fixtures				
Plumbing fixtures for land use			WW-P-541D—1971	
Vitreous china plumbing fixtures	A112.19.2—1973			NSF-24—
Enameled cast iron plumbing	A112.19.1—1973			
Porcelain enameled formed steel plumbing fixtures				IAPMO TSC 22—1972
Formed metal porcelain-enameled sanitaryware				IAPMO PS 5—1967
Plastic bathtub units	Z124.1—1974			NSF-24—1972
Gel-coated glass-fiber reinforced polyester resin shower receptor and shower stall units.	Z124.2—1967			NSF-24—1972
Stainless steel plumbing fixtures—residential use				CS-243—1962 NSF-24—1972
Drains for prefabricated and precast showers				IAMPO PS 4—1966 NSF-24—1972
Cultured marble lavatory				IAMPO PS 18—1972
Prefabricated shower receptors, shower enclosures and nonmetallic bathtubs.				IAPMO PS 11—1972
Performance specifications and methods of test for safety glazing material used in buildings.	Z97.1—1972			NSF-24—72

[1] With addenda.

§ 280.605 Joints and connections.

(a) *Tightness.* Joints and connections in the plumbing system shall be gastight and watertight for the pressures required under testing procedures.

(1) *Assembling of pipe.* All joints and connections shall be correctly assembled for tightness. Pipe threads shall be fully engaged with the threads of the fitting. Plastic pipe and copper tubing shall be inserted to the full depth of the solder cup or welding sockets of each fitting. Pipe threads and slip joints shall not be wrapped with string, paper, putty, or similar fillers.

(2) *Threaded joints.* Threads for screw pipe and fittings shall conform to the approved or listed standard. Pipe ends shall be reamed out to size of bore. All burrs, chips, cutting oil and foreign matter shall be removed. Pipe joint cement or thread lubricant shall be of approved type and applied to male threads only.

(3) *Solder joints.* Solder joints for tubing shall be made with approved or listed solder type fittings. Surfaces to be soldered shall be cleaned bright. The joints shall be properly fluxed with noncorrosive paste type flux and made with approved or listed 50–50 solder or an approved solder having a higher melting temperature.

(4) *Plastic pipe, fittings and joints.* Plastic pipe and fittings shall be joined by installation methods recommended by the manufacturer or in accordance with the provisions of a recognized, approved, or listed standard.

(5) *Union joints.* Metal unions in water piping shall have metal-to-metal ground seats.

(6) *Flared joints.* Flared joints for soft-copper water tubing shall be made with approved or listed fittings. The tubing shall be expanded with a proper flaring tool.

(7) *Cast iron soil pipe joints.* Approved or listed cast iron pipe may be joined as follows: (i) Approved or listed hubless pipe as per the manufacturer's recommendation. (ii) Hub and plain-end soil pipe may be joined by compression fittings per the manufacturer's recommendation.

§ 280.606 Traps and cleanouts.

(a) *Traps*—(1) *Traps required.* Each plumbing fixture, except listed toilets, shall be separately trapped by approved water seal "P" traps. All traps shall be effectively vented.

(2) *Dual fixtures.* A two-compartment sink, two single sinks, two lavatories, or a single sink and a single lavatory with waste outlets not more than 30 inches apart and in the same room and flood level rims at the same level may be connected to one "P" trap and may be considered as a single fixture for the purpose of drainage and vent requirements.

(3) *Prohibited traps.* A trap which depends for its seal upon concealed interior partitions shall not be used. Full

"S" traps, bell traps, drum traps, crown-vented traps, and running traps are prohibited. Fixtures shall not be double-trapped.

(4) *Material and design.* Each trap shall be self-cleaning with a smooth and uniform interior waterway. Traps shall be manufactured of cast iron, cast brass, or drawn brass tubing of not less than No. 20 Brown and Sharpe gage, or approved or listed plastic, or other approved or listed material. Union joints for a trap shall be beaded to provide a shoulder for the union nut. Each trap shall have the manufacturer's name stamped or cast in the body of the trap, and each tubing trap shall show the gage of the tubing.

(5) *Trap seal.* Each "P" trap shall have a water seal of not less than 2 inches and not more than 4 inches and shall be set true to its seal.

(6) *Size.* Traps shall be not less than 1¼ inches in diameter. A trap shall not be larger than the waste pipe to which it is connected.

(7) *Location.* Each trap shall be located as close to its vent and to its fixture outlet as structural conditions will permit.

(8) *Length of tailpiece.* The vertical distance from a trap to the fixture outlet shall not exceed 24 inches.

(9) *Installation.* (i) *Grade of trap arm.* The piping between a "P" trap and the fixture tee or the vented waste line shall be graded ¼ inch per foot towards the vent and in no event shall have a slope greater than its diameter. The vent opening at fixture tees shall not be below the weir of the "P" trap outlet. (ii) *Trap arm offset.* The piping between the "P" trap and vent may change direction or be offset horizontally with the equivalent of no more than 180 degrees total change in direction with a maximum of 90 degrees by any one fitting. (iii) *Concealed traps.* Traps with mechanical joints shall be accessible for repair and inspection. (iv) *Removability of Traps, Etc.* Traps shall be designed and installed so the "U" bend is removable without removing the strainers from the fixture. Continuous waste and tail pieces which are permanently attached to the "U" bend shall also be removable without removing the strainer from the fixture.

(b) *Cleanout openings*—(1) *Location of cleanout fittings.* (i) Cleanouts shall be installed if the drainage system cannot be cleaned through fixtures, drains, or vents. Cleanouts shall also be provided when fittings of more than 45 degrees are used to affect an offset except where long turn ells are used which provide sufficient "sweep" for cleaning. (ii) A full size cleanout shall be installed at the upper end of any section of drain piping which does not have the required minimum slope of ¼ inch per foot grade. (iii) A cleaning tool shall not be required to pass through more than 360 degrees of fittings, excluding removable "P" traps, to reach any part of the drainage system.

(2) *Access to cleanouts.* Cleanouts shall be accessible through an unobstructed minimum clearance of 12 inches directly in front of the opening. Each cleanout fitting shall open in a direction opposite to the flow or at right angles to the pipe. Concealed cleanouts that are not provided with access covers shall be extended to a point above the floor or outside of the mobile home, with pipe and fittings installed, as required, for drainage piping without sags and pockets.

(3) *Material.* Plugs and caps shall be brass or approved or listed plastic, with screw pipe threads.

(4) *Design.* Cleanout plugs shall have raised heads except that plugs at floor level shall have counter-sunk slots.

§ 280.607 Plumbing fixtures.

(a) *General requirements*—(1) *Quality of fixtures.* Plumbing fixtures shall have smooth impervious surfaces, be free from defects and concealed fouling surfaces, be capable of resisting road shock and vibration, and shall conform in quality and design to listed standards. Fixtures shall be permanently marked with the manufacturer's name.

(2) *Strainers.* The waste outlet of all plumbing fixtures, other than toilets, shall be equipped with a drain fitting that will provide an adequate unobstructed waterway.

(3) *Fixture connections.* Fixture tailpieces and continuous wastes in exposed or accessible locations shall be not less than No. 20 Brown and Sharpe gage seamless drawn-brass tubing or other approved pipe or tubing materials. In accessible fixture connections shall be constructed according to the requirements for drainage piping. Each fixture tailpiece, continuous waste, or waste and overflow shall be not less than 1½ inches for sinks of two or more compartments, dishwashers, clothes washing machines, laundry tubs, bath tubs, and not less than 1¼ inches for lavatories and single compartment sinks having a 2 inch maximum drain opening.

(4) *Concealed connections.* Concealed slip joint connections shall be provided with adequately sized unobstructed access panels and shall be accessible for inspection and repair.

(5) *Directional fitting.* An approved or listed "Y" or other directional-type branch fitting shall be installed in every tailpiece or continuous waste that receives the discharge from food waste disposal units, dishwashing, or other force-discharge fixture or appliance. (See also § 280.607(b)(4)(ii).)

(b) *Fixtures.* (1) *Spacing.* All plumbing fixtures shall be so installed with regard to spacing as to be reasonably accessible for their intended use.

(2) *Toilets.* (i) Toilets shall be designed and manufactured according to approved or listed standards and shall be equipped with a water flushing device capable of adequately flushing and cleaning the bowl at each operation of the flushing mechanism. (ii) Toilet flushing devices shall be designed to replace the water seal in the bowl after each operation. Flush valves, flushometer valves, and ball cocks shall operate automatically to shut off at the end of each flush or when the tank is filled to operating capacity. (iii) Flush tanks shall be fitted with an overflow pipe large enough to prevent flooding at the maximum flow rate of the ball cock. Overflow pipes shall discharge into the toilet, through the tank. (iv) Toilets that have fouling surfaces that are not thoroughly washed at each discharge shall be prohibited. Any toilet that might permit the contents of the bowl to be siphoned back into the water system shall be prohibited. (v) Floor connection. Toilets shall be securely bolted to an approved flange or other approved fitting which is secured to the floor by means of corrosion-resistant screws. The bolts shall be of solid brass or other corrosion-resistant material and shall be not less than ¼ inch in diameter. A watertight seal shall be made between the toilet and flange or other approved fitting by use of a gasket or sealing compound.

(3) *Shower compartment.* (i) Each compartment stall shall be provided with an approved watertight receptor with sides and back extending at least 1 inch above the finished dam or threshold. In no case shall the depth of a shower receptor be less than 2 inches or more than 9 inches measured from the top of the finished dam or threshold to the top of the drain. The wall area shall be constructed of smooth, noncorrosive, and nonabsorbent waterproof materials to a height not less than 6 feet above the floor level. Such walls shall form a watertight joint with each other and with the bathtub, receptor or shower floor. The floor of the compartment shall slope uniformly to the drain at not less than one-fourth nor more than one-half inch per foot. (ii) The joint around the drain connection shall be made watertight by a flange, clamping ring, or other approved listed means. (iii) Shower doors and tub and shower enclosures shall be constructed so as to be waterproof and, if glazed, glazing shall comply with the Standard for Transparent Safety Glazing Material used in Buildings (ANSI Z97.1–1972). (iv) Prefabricated plumbing fixtures shall be approved or listed.

(4) *Dishwashing machines.* (i) Dishwashing machine shall not be directly connected to any waste piping, but shall discharge its waste through a fixed air gap installed above the machine. The drain connection from the air gap may connect to an individual trap, to a directional fitting installed in the sink tailpiece, or to the opening provided on the inlet side of a food waste disposal unit. (ii) Drain from a dishwashing machine shall not be connected to a sink tailpiece, continuous waste line, or trap on the discharge side of a food waste disposal unit.

(5) *Clothes washing machines.* (i) Clothes washing machines shall drain either into a properly vented trap, into a laundry tub tailpiece with watertight connections, into an open standpipe receptor, or over the rim of a laundry tub. (ii) Standpipes shall be 1½ inches minimum nominal iron pipe size, 1½ inches diameter nominal brass tubing not less than No. 20 Brown and Sharpe gage, or 1½ inches approved plastic materials. Receptors shall discharge into a vented trap or shall be connected to a laundry tub tailpiece by means of an approved

or listed directional fitting. Each standpipe shall extend not less than 18 inches or more than 30 inches above its trap and shall terminate in an accessible location no lower than the top of clothes washing machine. A removable tightfitting cap or plug shall be installed on the standpipe when clothes washer is not provided. (iii) Clothes washing machine drain shall not be connected to the tailpiece, continuous waste, or trap of any sink or dishwashing machine.

(c) *Installation.* (1) *Access.* Each plumbing fixture and standpipe receptor shall be located and installed in a manner to be accessible for usage, cleaning, repair and replacement.

(2) *Alignment.* Fixtures shall be set level and in true alignment with adjacent walls. Where practical, piping from fixtures shall extend to nearest wall.

(3) *Brackets.* Wall-hung fixtures shall be rigidly attached to walls by metal brackets or supports without any strain being transmitted to the piping connections. Flush tanks shall be securely fastened to toilets or to the wall with corrosive-resistant materials.

(4) *Tub supports.* Bathtub rims at wall shall be supported on meal hangers or on end-grain wood blocking attached to the wall unless otherwise recommended by the manufacturer of the tub.

§ 280.608 Hangers and supports.

(a) *Strains and stresses.* Piping in a plumbing system shall be installed without undue strains and stresses, and provision shall be made for expansion, contraction, and structural settlement.

(b) *Piping supports.* Piping shall be secured at sufficiently close intervals to keep the pipe in alignment and carry the weight of the pipe and contents. Unless otherwise stated in the appendix the standards for specific materials shown in the Table in § 208.604(a), or unless specified by the pipe manufacturer, plastic drainage piping shall be supported at intervals not to exceed 4 feet and plastic water piping shall be supported at intervals not to exceed 3 feet.

(c) *Hangers and anchors.* (1) Hangers and anchors shall be of sufficient strength to support their proportional share of the pipe alignments and prevent rattling.

(2) Piping shall be securely attached to the structure by hangers, clamps, or brackets which provide protection against motion, vibration, road shock, or torque in the chassis.

(3) Hangers and straps supporting plastic pipe shall not compress, distort, cut or abrade the piping and shall allow free movement of the pipe.

§ 280.609 Water distribution system.

(a) *Water supply.* (1) *Supply piping.* Piping systems shall be sized to provide an adequate quantity of water to each plumbing fixture at a flow rate sufficient to keep the fixture in a clean and sanitary condition without any danger of backflow or siphonage (See Table in 1424.090(f)).

(2) *Hot water supply.* Each mobile home equipped with a kitchen sink, and bathtub and/or shower shall be provided with a hot water supply system including a listed water heater.

(b) *Water outlets and supply connections.* (1) *Water connection.* Each mobile home with a water distribution system shall be equipped with a ¾-inch threaded inlet connection located within the rear half of the length of the mobile home. This connection shall be tagged or marked "Fresh Water Connection" (or "Fresh Water Fill"). A matching cap or plug shall be provided to seal the water inlet when it is not in use, and shall be permanently attached to the mobile home or water supply piping. When a master cold water shutoff full flow valve is not installed on the main feeder line in an accessible location, the manufacturer's installation instructions shall indicate that such a valve is to be installed in the water supply line adjacent to the home. When a mobile home includes expandable rooms or is composed of two or more units, fittings or connectors designed for such purpose shall be provided to connect any water piping. When not connected, the water piping shall be protected by means of matching threaded caps or plugs.

(2) *Prohibited connections.* (i) The installation of potable water supply piping or fixture or appliance connections shall be made in a manner to preclude the possibility of backflow. (ii) No part of the water system shall be connected to any drainage or vent piping.

(3) *Rim outlets.* The outlets of faucets, spouts, and similar devices shall be spaced at least 1 inch above the flood level of the fixture.

(4) *Appliance connections.* Water supplies connected to clothes washing or dishwashing machines shall be protected by an approved or listed fixed air gap provided within the appliance by the manufacturer.

(5) *Flushometer valves or manually operated flush valves.* An approved or listed vacuum breaker shall be installed and maintained in the water supply line on the discharge side of a toilet flushometer valve or manually operated flush valve. Vacuum breakers shall have a minimum clearance of 6 inches above the flood level of the fixture to the critical level mark unless otherwise permitted in their approval.

(6) *Flush tanks.* Toilet flush tanks shall be equipped with an approved or listed anti-siphon ball cock which shall be installed and maintained with its outlet or critical level mark not less than 1 inch above the full opening of the overflow pipe.

(c) *Water heater safety devices.* (1) *Relief valves.* (i) All water heaters shall be installed with approved and listed fully automatic valve or valves designed to provide temperature and pressure relief. (ii) Any temperature relief valve or combined pressure and temperature relief valve installed for this purpose shall have the temperature sensing element immersed in the hottest water within the upper 6 inches of the tank. It shall be set to start relieving at a pressure of 150 psi or the rated working pressure of the tank whichever is lower and at or below a water temperature of 210° F. (iii) Relief valves shall be provided with full-sized drains, with cross sectional areas equivalent to that of the relief valve outlet, which shall be directed downward and discharge beneath the mobile home. Drain lines shall be of a material listed for hot water distribution and shall drain fully by gravity, shall not be trapped, and shall not have their outlets threaded, and the end of the drain shall be visible for inspection.

(d) *Materials.* (1) Piping material. Water pipe shall be of standard weight brass, galvanized wrought iron, galvanized steel, Type K, L or M copper tubing, approved or listed plastic or other approved or listed material. (i) Plastic Piping. All plastic water piping and fittings in mobile homes must be approved or listed for use with hot water.

(2) *Fittings.* Appropriate fittings shall be used for all changes in size and where pipes are joined. The material and design of fittings shall conform to the type of piping used. Special consideration shall be given to prevent corrosion when dissimilar metals are joined. (i) Fittings for screw piping shall be standard weight galvanized iron for galvanized iron and steel pipe, and of brass for brass piping. They shall be installed where required for change in direction, reduction of size, or where pipes are joined together. (ii) Fittings for copper tubing shall be cast brass or drawn copper (sweat-soldered) or shall be approved or listed fittings for the purpose intended.

(3) *Prohibited material.* Used piping materials shall not be permitted. Those pipe dopes, solder fluxes, oils, solvents, chemicals, or other substances that are toxic, corrosive, or otherwise detrimental to the water system shall not be used.

(e) *Installation of piping.* (1) *Minimum requirement.* All piping equipment, appurtenances, and devices shall be installed in workmanlike manner and shall conform with the provisions and intent of this standard.

(2) *Screw pipe.* Iron pipe-size brass or galvanized iron or steel pipe fittings shall be joined with approved or listed standard pipe threads fully engaged in the fittings. Pipe ends shall be reamed to the full bore of the pipe. Pipe-joint compound shall be insoluble in water, shall be nontoxic and shall be applied to male threads only.

(3) *Solder fittings.* Joints in copper water tube shall be made by the appropriate use of approved cast brass or wrought copper fittings, properly soldered together. The surface to be soldered shall be thoroughly cleaned bright mechanically. The joints shall be properly fluxed and made with approved solder.

(4) *Flared fittings.* A flaring tool shall be used to shape the ends of flared tubing to match the flare of fittings.

(5) *Plastic pipe and fittings.* Plastic pipe and fittings shall be joined by installation methods recommended by the manufacturer or in accordance with provisions of a listed standard.

(f) *Size of water supply piping*—(1) *Minimum size.* The size of water supply piping and branch lines shall not be less than sizes shown in the following Table:

Minimum size tubing and pipe for water distribution systems

Number of fixtures	Tubing (nominal)		Pipe iron pipe size (inches)
	Diameter (inches)	Outer diameter (inches)	
1	1¼	⅝	½
2	½	⅞	½
3	½	⅞	¾
4	½	⅞	¾
5 or more	¾	⅞	¾

[1] 6 ft maximum length.

Exceptions to table: ⅜ inch nominal diameter or ½ inch OD minimum size for clothes washing or dishwashing machines, unless larger size is recommended by the fixture manufacturer. ½ inch nominal diameter or ⅝ inch OD minimum size for flushometer or metering type valves unless otherwise specified in their listing. No galvanized screw piping shall be less than ½ inch iron pipe size.

(2) *Sizing procedure.* Both hot and cold water piping systems shall be computed by the following method: (i) *Size of branch.* Start at the most remote outlet on any branch of the hot or cold water piping and progressively count towards the water service connection, computing the total number of fixtures supplied along each section of piping. Where branches are joined together, the number of fixtures on each branch shall be totalled so that no fixture is counted twice. Following down the left-hand column of the preceding Table a corresponding number of fixtures will be found. The required pipe or tubing size is indicated in the other columns on the same line. (ii) A water heater, food waste disposal unit, evaporative cooler or ice maker shall not be counted as a water-using fixture when computing pipe sizes.

(g) *Line valves.* Valves, when installed in the water supply distribution system (except those immediately controlling one fixture supply) and when fully opened, shall have a cross-sectional area of the smallest orifice or opening, through which the water flows, at least equal to the cross-sectional area of the nominal size of the pipe in which the valve is installed.

§ 280.610 Drainage systems.

(a) *General.* (1) Each fixture directly connected to the drainage system shall be installed with a water seal trap (§ 208.606(a)).

(2) The drainage system shall be designed to provide an adequate circulation of air in all piping with no danger of siphonage, aspiration, or forcing of trap seals under conditions of ordinary use.

(b) *Materials*—(1) *Pipe.* Drainage piping shall be standard weight steel, wrought iron, brass, copper tube DWV, listed plastic, cast iron, or other listed or approved materials.

(2) *Fittings.* Drainage fittings shall be recessed drainage pattern with smooth interior waterways of the same diameter as the piping and shall be of a material conforming to the type of piping used. Drainage fittings shall be designed to provide for a ¼ inch per foot grade in horizontal piping. (i) Fittings for screw pipe shall be cast iron, malleable iron, brass, or listed plastic with standard pipe threads. (ii) Fittings for copper tubing shall be cast brass or wrought copper. (iii) Socket-type fittings for plastic piping shall comply with listed standards. (iv) Brass or bronze adaptor or wrought copper fittings shall be used to join copper tubing to threaded pipe.

(c) *Drain outlets*—(1) *Location of drain.* Each mobile home shall have only one drain outlet which shall terminate in the rear half section. A permanent marker, stating "Drain Outlet", shall be visibly located near the drain outlet.

(2) *Clearance from drain outlet.* The drain outlet shall be provided with a minimum clearance of 3 inches in any direction from all parts of the structure or appurtenances and with not less than 18 inches unrestricted clearance directly in front of the drain outlet.

(3) *Drain connector.* The drain connector shall not be smaller than the piping to which it is connected and shall be equipped with a water-tight cap or plug matching the drain outlet. The cap or plug shall be permanently attached to the mobile home or drain outlet.

(4) The drain outlet and drain connector shall not be less than 3 inches inside diameter.

(5) Preassembly of drain lines. Drain lines, provided by the manufacturer, located under the mobile home, designed to bring the drain system to one distribution point and which may be damaged in transit, must be designed for proper site assembly.

(d) *Fixture connections.* Drainage piping shall be provided with approved or listed inlet fittings for fixture connections, correctly located according to the size and type of fixture to be connected.

(1) *Toilet connection.* The drain connection for each toilet shall be 3 inches minimum inside diameter and shall be fitted with an iron, brass, or listed plastic floor flange adaptor ring securely screwed, soldered or otherwise permanently attached to the drain piping, in an approved manner and securely fastened to the floor.

(e) *Size of drainage piping*—(1) *Fixture load.* Except as provided by § 208.611 (d)(2), drain pipe sizes shall be determined by the type of fixture and the total number connected to each drain. (i) A 1½ inch minimum diameter piping shall be required for one and not more than three individually vented fixtures. (ii) A 2-inch minimum diameter piping shall be required for four or more fixtures individually vented. (iii) A 3-inch minimum diameter piping shall be required for toilets.

(f) *Wet-vented drainage system.* Plumbing fixture traps may connect into a wet-vented drainage system which shall be designed and installed to accommodate the passage of air and waste in the same pipe.

(1) *Horizontal piping.* All parts of a wet-vented drainage system, including the connected fixture drains, shall be horizontal except for wet-vented vertical risers which shall terminate with a 1½ inch minimum diameter continuous vent. Where required by structural design, wet-vented drain piping may be offset vertically when other vented fixture drains or relief vents are connected to the drain piping at or below the vertical offsets.

(2) *Size.* A wet-vented drain pipe shall be 2 inches minimum diameter and at least one pipe size larger than the largest connected trap or fixture drain. Not more than three fixtures may connect to a 2-inch diameter wet-vented drain system.

(3) *Length of trap arm.* Fixture traps shall be located within the distance given in § 208.611(c)(5). Not more than one trap shall connect to a trap arm.

(g) *Offsets and branch fittings*—(1) *Changes in direction.* Changes in direction of drainage piping shall be made by the appropriate use of approved or listed fittings, and shall be of the following angles: 11¼, 22½, 45, 60, or 90 degrees; or other approved or listed fittings or combination of fittings with equivalent radius or sweep.

(2) *Horizontal to vertical.* Horizontal drainage lines, connecting with a vertical pipe shall enter through 45-degree "Y" branches, 60-degree "Y" branches, long-turn "TY" branches, sanitary "T" branches, or other approved or listed fittings or combination of fittings having equivalent sweep. Fittings having more than one branch at the same level shall not be used, unless the fitting is constructed so that the discharge from any one branch cannot readily enter any other branch. However, a double sanitary "T" may be used when the drain line is increased not less than two pipe sizes.

(3) *Horizontal to horizontal and vertical to horizontal.* Horizontal drainage lines connecting with other horizontal drainage lines or vertical drainage lines connected with horizontal drainage lines shall enter through 45-degree "Y" branches, long-turn "TY" branches, or other approved or listed fittings or combination of fittings having equivalent sweep.

(h) Grade of Horizontal Drainage Piping. Except for fixture connections on the inlet side of the trap, horizontal drainage piping shall be run in practical alignment and have a uniform grade of not less than ¼ inch per foot toward the mobile home drain outlet. Where it is impractical, due to the structural features or arrangement of any mobile home, to obtain a grade of ¼ inch per foot, the pipe or piping may have a grade of not less than ⅛ inch per foot, when a full size cleanout is installed at the upper end.

§ 280.611 Vents and venting.

(a) *General.* Each plumbing fixture trap shall be protected against siphonage and back pressure, and air circula-

tion shall be ensured throughout all parts of the drainage system by means of vents installed in accordance with the requirements of this section and as otherwise required by this standard.

(b) *Materials*—(1) *Pipe.* Vent piping shall be standard weight steel, wrought iron, brass, copper tube DWV, listed plastic, cast iron or other approved or listed materials.

(2) *Fittings.* Appropriate fittings shall be used for all changes in direction or size and where pipes are joined. The material and design of vent fittings shall conform to the type of piping used. (i) Fittings for screw pipe shall be cast iron, malleable iron, plastic, or brass, with standard pipe threads. (ii) Fittings for copper tubing shall be cast brass or wrought copper. (iii) Fittings for plastic piping shall be made to approved applicable standards. (iv) Brass adaptor fittings or wrought copper shall be used to join copper tubing to threaded pipe. (v) Listed rectangular tubing may be used for vent piping only providing it has an open cross section at least equal to the circular vent pipe required. Listed transition fittings shall be used.

(c) *Size of vent piping*—(1) *Main vent.* The drain piping for each toilet shall be vented by a 1½ inch minimum diameter vent or rectangular vent of venting cross section equivalent to or greater than the venting cross section of a 1½ inch diameter vent, connected to the main drain by one of the following methods: (i) A 1½ inch diameter (min.) individual vent pipe or equivalent directly connected to the toilet drain within the distance allowed in § 208.611(c)(5), for 3-inch trap arms diminished in size through the roof, (ii) A 1½ inch diameter (min.) continuous vent, or equivalent, indirectly connected to the toilet drain piping through a 2-inch wet-vented drain that carries the waste of not more than one fixture, or, (iii) Two or more vented drains when at least one is wet-vented, or 2-inch diameter (minimum), and each drain is separately connected to the main drain. At least one of the drains shall connect downstream from the toilet within the distance allowed in § 208.611(c)(5) for 3-inch trap arms.

(d) *Anti-siphon trap vent.* An anti-siphon trap vent may be used as a secondary vent system for plumbing fixtures protected by traps not larger than 1½ inches, when installed in accordance with the manufacturers' recommendations and the following conditions: (i) Not more than two fixtures individually protected by the device shall be drained by a common 1½ inch drain. (ii) Minimum drain size for three or more fixtures individually protected by the device shall be 2 inches. (iii) A primary vent stack must be installed to vent the main drain at the point of heaviest drainage fixture unit loading. (iv) The device shall be installed in a location that permits a free flow of air and shall be accessible for inspection, maintenance, and replacement and the sealing function shall be at least 6 inches above the top of the trap arm. (v) Materials for the anti-siphon trap vent shall be as follows: cap and housing shall be listed acrylonitrile-butadiene styrene, DWV grade; stem shall be DWV grade nylon or acetal; spring shall be stainless steel wire, type 302; sealing disc shall be neoprene, conforming to ASTM C 564–70, or, silicone rubber, low and high temperature and tear resistant, conforming to F.S. ZZ–R–765B and MIL–L–10547.

(e) *Grade and connections*—(1) *Horizontal vents.* Each vent shall extend vertically from its fixture "T" or point of connection with the waste piping to a point not less than 6 inches above the extreme flood level of the fixture it is venting before offsetting horizontally or being connected with any other vent pipe. Vents for horizontal drains shall connect above the centerline of the drain piping ahead (downstream) of the trap. Where required by structural conditions, vent piping may offset below the rim of the fixture at the maximum angle or height possible.

(f) *Vent terminal.*—(1) *Roof extension.* Each vent pipe shall extend through its flashing and terminate vertically, undiminished in size, not less than 2 inches above the roof. Vent openings shall not be less than 3 feet away from any motor-driven air intake that opens into habitable areas.

(2) *Flashing.* The opening around each vent pipe shall be made watertight by an adequate flashing or flashing material.

(g) *Vent caps.* Vent caps, if provided, shall be of the removable type (without removing the flashing from the roof). When vent caps are used for roof space ventilation and the caps are identical to vent caps used for the plumbing system, plumbing system caps shall be identified with permanent markings.

§ 280.612 Test and inspection.

(a) *Water system.* All water piping in the water distribution system shall be subjected to a pressure test. The test shall be made by subjecting the system to air or water at 100 psi for 15 minutes without loss of pressure.

(b) *Drainage and vent system and plumbing fixtures.* The waste and vent system shall be tested by one of the three following alternate methods for evidence or indication of leakage:

(1) *Water test.* Before plumbing fixtures are connected, all of the openings into the piping shall be plugged and the entire piping system subjected to a static water test for 15 minutes by filling it with water to the top of the highest vent opening. There shall be no evidence of leakage.

(2) *Air test.* After all fixtures have been installed, the traps filled with water, and the remaining openings securely plugged, the entire system shall be subjected to a 2-inch (manometer) water column air pressure test. If the system loses pressure, leaks may be located with smoke pumped into the system, or with soap suds spread on the exterior of the piping (Bubble test).

(3) *Flood level test.* The mobile home shall be in a level position, all fixtures shall be connected, and the entire system shall be filled with water to the rim of the toilet bowl. (Tub and shower drains shall be plugged). After all trapped air has been released, the test shall be sustained for not less than 15 minutes without evidence of leaks. Then the system shall be unplugged and emptied. The waste piping above the level of the toilet bowl shall then be tested and show no indication of leakage when the high fixtures are filled with water and emptied simultaneously to obtain the maximum possible flow in the drain piping.

(c) *Fixture test.* The plumbing fixtures and connections shall be subjected to a flow test by filling them with water and checking for leaks and retarded flow while they are being emptied.

(d) *Shower compartments.* Shower compartments and receptors shall be tested for leaks prior to being covered by finish material. Each pan shall be filled with water to the top of the dam for not less than 15 minutes.

Subpart H—Heating, Cooling and Fuel Burning Systems

§ 280.701 Scope.

Subpart H of this standard covers the heating, cooling and fuel burning equipment installed within, on, or external to a mobile home.

§ 280.702 Definitions.

(a) The definitions in this subpart apply to Subpart H only.

(1) "Accessible," when applied to a fixture, connection, appliance or equipment, means having access thereto, but which may require the removal of an access panel, door or similar obstruction.

(2) "Air Conditioner Blower Coil System" means a comfort cooling appliance where the condenser section is placed external to the mobile home and evaporator section with circulating blower attached to the mobile home air supply duct system. Provision must be made for a return air system to the evaporator/blower section. Refrigerant connection between the two parts of the system is accomplished by tubing.

(3) "Air Conditioner Split System" means a comfort cooling appliance where the condenser section is placed external to the mobile home and the evaporator section incorporated into the heating appliance or with a separate blower/coil section within the mobile home. Refrigerant connection between the two parts of the system is accomplished by tubing.

(4) "Air Conditioning Condenser Section" means that portion of a refrigerated air cooling or (in the case of a heat pump) heating system which includes the refrigerant pump (compressor) and the external heat exchanger.

(5) "Air Conditioning Evaporator Section" means a heat exchanger used to cool or (in the case of a heat pump) heat air for use in comfort cooling (or heating) the living space.

(6) "Air Conditioning Self Contained System" means a comfort cooling appliance combining the condenser section, evaporator and air circulating blower

into one unit with connecting ducts for the supply and return air systems.

(7) "Air Duct" means conduits or passageways for conveying air to or from heating, cooling, air conditioning or ventilation equipment, but not including the plenum.

(8) "Automatic Pump (Oil Lifter)" means a pump, not an integral part of the oil-burning appliance, that automatically pumps oil from the supply tank and delivers the oil under a constant head to an oil-burning appliance.

(9) "Btu. British Thermal Units" means the quantity of heat required to raise the temperature of one pound of water one degree Fahrenheit.

(10) "Btuh" means British thermal units per hour.

(11) "Burner" means a device for the final conveyance of fuel or a mixture of fuel and air to the combustion zone.

(12) "Central Air Conditioning System" means either an air conditioning split system or an external combination heating/cooling system.

(13) "Class 0 Air Ducts" means ducts of materials and connectors having a fire-hazard classification of zero.

(14) "Class 1 Air Ducts" means ducts of materials and connectors having a flame-spread rating of not over 25 without evidence of continued progressive combustion and a smoke-developed rating of not over 50.

(15) "Class 2 Air Ducts" means ducts of materials and connectors having a flame-spread rating of not over 50 without evidence of continued progressive combustion and a smoke-developed rating of not over 50 for the inside surface and not over 100 for the outside surface.

(16) "Clearance" means the distance between the appliance, chimney, vent, chimney or vent connector or plenum and the nearest surface.

(17) "Connector—Gas Appliance" means a flexible or semi-rigid connector listed as conforming to ANSI Standard Z21.24, Metal Connectors for Gas Appliance, used to convey fuel gas, three feet or less in length (six feet or less for gas ranges), between a gas outlet and a gas appliance in the same room with the outlet.

(18) "Energy Efficiency Ratio (EER)" means the ratio of the cooling capacity output of an air conditioner for each unit of power input.

$$EER = \frac{\text{Capacity (Btuh)}}{\text{Power input (watts)}}$$

(19) "External Combination Heating/Cooling System" means a comfort conditioning system placed external to the mobile home with connecting ducts to the mobile home for the supply and return air systems.

(20) "Factory-Built Fireplace" means a hearth, fire chamber and chimney assembly composed of listed factory-built components assembled in accordance with the terms of listing to form a complete fireplace.

(21) "Fireplace Stove" means a chimney connected solid fuel-burning stove having part of its fire chamber open to the room.

(22) "Fuel Gas Piping System" means the arrangement of piping, tubing, fittings, connectors, valves and devices designed and intended to supply or control the flow of fuel gas to the appliance(s).

(23) "Fuel Oil Piping System" means the arrangement of piping, tubing, fittings, connectors, valves and devices designed and intended to supply or control the flow of fuel oil to the appliance(s).

(24) "Gas Clothes Dryer" means a device used to dry wet laundry by means of heat derived from the combustion of fuel gases.

(25) "Gas Refrigerator" means a gas-burning appliance which is designed to extract heat from a suitable chamber.

(26) "Gas Supply Connection" means the terminal end or connection to which a gas supply connector is attached.

(27) "Gas Supply Connector, Mobile Home" means a listed flexible connector designed for connecting the mobile home to the gas supply source.

(28) "Gas Vents" means factory-built vent piping and vent fittings listed by an approved testing agency, that are assembled and used in accordance with the terms of their listings, for conveying flue gases to the outside atmosphere. (i) "Type B Gas Vent" means a gas vent for venting gas appliances with draft hoods and other gas appliances listed for use with Type B Gas Vents. (ii) "Type BW Gas Vent" means a gas vent for venting listed gas-fired vented wall furnaces.

(29) "Heat Producing Appliance" means all heating and cooking appliances and fuel burning appliances.

(30) "Heating Appliance" means an appliance for comfort heating or for domestic water heating.

(31) Liquefied Petroleum Gases." The terms "Liquefied petroleum gases," "LPG" and "LP-Gas" as used in this standard shall mean and include any material which is composed predominantly of any of the following hydrocarbons, or mixtures of them: propane, propylene butanes (normal butane or isobutane), and butylenes.

(32) "Plenum" means an air compartment which is part of an air-distributing system, to which one or more ducts or outlets are connected. (i) Furnace supply plenum is a plenum attached directly to, or an integral part of, the air supply outlet of the furnace. (ii) Furnace return plenum is a plenum attached directly to, or an integral part of, the return inlet of the furnace.

(33) "Quick-Disconnect Device" means a hand-operated device which provides a means for connecting and disconnecting a gas supply or connecting gas systems and which is equipped with an automatic means to shut off the gas supply when the device is disconnected.

(34) "Readily Accessible" means direct access without the necessity of removing any panel, door, or similar obstruction.

(35) "Roof Jack" means that portion of a mobile home heater flue or vent assembly, including the cap, insulating means, flashing, and ceiling plate, located in and above the roof of a mobile home.

(36) "Sealed Combustion System Appliance" means an appliance which by its inherent design is constructed so that all air supplied for combustion, the combustion system of the appliance, and all products of combustion are completely isolated from the atmosphere of the space in which it is installed.

(37) "Water Heater" means an appliance for heating water for domestic purposes other than for space heating.

§ 280.703 Minimum standards.

Heating, cooling and fuel burning appliances and systems in mobile homes shall be free of defects and shall conform to applicable standards in the following table unless otherwise specified in this standard. (See § 280.4).

Type	ANSI	UL	Other standards
Appliances:			
Air conditioners, central cooling		465	
Liquid fuel-burning heating appliances for mobile homes and travel trailers.	A147.1—1969	307(A)—1969	
Electric Air Heater	1025		
Electric Baseboard Heating Equipment	1042		
Electric Central Air-Heating Equipment	1096		
Gas-heating appliances for mobile homes and travel trailers.		307(b)—1965	
Gas clothes dryers	Z21.5.1—1972		
	Z21.5.1a—1973		
	Z21.5.1b—1974		
Commercial gas-fired and electrically-heated hot water generating equipment.			NSF-5—1969
Gas-fired absorption summer air conditioning appliances.	Z21.40.1—1973		
	Z21.40.1b—1974		
Gas-fired gravity and forced air central furnaces	Z21.47—1973		
	Z21.47a—1974		
Gas-fired gravity and fan-type sealed combustion system wall furnaces.	Z21.44—1973		
	Z21.44a—1974		
	Z21.44b—1975		
Commercial cooking and warming equipment		NSF-4—1967	
Household cooking gas appliances	Z21.1—1972		
	Z21.1a—1974		
Refrigerators using gas fuel	Z21.19—1971		
	Z21.19a—1972		
	Z21.19b—1973		
Automatic storage type water heaters with input less than 75,000 Btu/h.	Z21.10.1—1974		
	Z21.10.1a—1975		
Heating equipment, electric central air		1096	
Heat pumps		559	
Ferrous pipe and fittings:			
Black and hot dipped zinc-coated (galvanized) welded and seamless steel pipe for ordinary uses.			ASTM A120—1972a; WW-P-406D—1973
Electric-resistance welded coiled steel tubing for gas and fuel oil lines.			ASTM A539—1973
Pipe threads	B2.1—1968		
Wrought steel and wrought iron pipe	B36.10—1970		

Type	ANSI	UL	Other standards
Nonferrous pipe, tubing, and fittings:			
Seamless copper water tube			ASTM B88—1972
Seamless copper tube for air conditioning and refrigeration field service.			ASTM B280—1973
Metal connectors for gas appliances	Z21.24—1973		
Manually operated gas valves	Z21.15—1974		
Trailer standard for coated flexible metal gas connectors for exterior use.		IAPMO TSC 9—1972	
Wrought seamless copper and copper alloy tube			ASTM B251—1971
Seamless copper pipe, standard size			ASTM B42—1972, WW-P-377D—1962
Miscellaneous:			
Air ducts		181—1972	
Flame tests of flame-resistant fabrics		214—1971	
Tube fittings for flammable and combustible fluids and refrigeration service.		109—1972	
LPG containers and accessories			ASME, DOT
Pigtails, expansion coils, and flexible hose connectors for liquified petroleum gas.		569—1973	
Roof jacks for trailer coaches		311—1971	
Relief valves and automatic gas shutoff devices for hot water supply systems.	Z21.22—1971 Z21.22a—1972 Z21.22b—1974		
Automatic gas ignition systems and components	Z21.20—1971 Z21.20a—1973 Z21.20b—1974		
Automatic valves for gas appliances	Z21.21—1974		
Gas appliance thermostats	A21.23—1974 Z21.23a—1972 Z21.23b—1974		
Gas vents	A131.2—1973	441—1973	
Factory-built chimneys	A131.1—1971	103—1971	
Factory-built fireplaces	A131.3—1971	127—1971	GAI
Installation of oil burning equipment	A95.1—1974		NFPA No. 31—1974
Installation of gas appliances, gas piping in buildings	Z223.1—1974		NFPA No. 54—1974
Resident type warm air heating and air conditioning			NFPA No. 90B—1973
Tests for flammability of plastic materials for parts in devices and appliances.		94—1974	
Storage and handling of liquefied petroleum gas	A106.1—1974		NFPA No. 58—1974

§ 280.704 Fuel supply systems.

(a) *LP-Gas system design and service line pressure*—(1) Systems shall be of the vapor-withdrawal type.

(2) Gas, at a pressure not over 14 inches water column (½ psi), shall be delivered from the system into the gas supply connection.

(b) *LP-Gas Containers*—(1) *Maximum capacity.* No more than two containers having an individual water capacity of not more than 105 pounds (approximately 45 pounds LP-Gas capacity), shall be installed on or in a compartment of any mobile home.

(2) *Construction of containers.* Containers shall be constructed and marked in accordance with the specifications for LP-Gas Containers of the U.S. Department of Transportation (DOT) or the Rules for Construction of Unfired Pressure Vessels, Section VIII, Division 1, ASME Boiler and Pressure Vessel Code. ASME Containers shall have a design pressure of at least 312.5 psig. (i) Container supply systems shall be arranged for vapor withdrawal only. (ii) Container openings for vapor withdrawal shall be located in the vapor space when the container is in service or shall be provided with a suitable internal withdrawal tube which communicates with the vapor space in or near the highest point in the container when it is mounted in service position, with the vehicle on a level surface. Containers shall be permanently and legibly marked in a conspicuous manner on the outside to show the correct mounting position and the position of the service outlet connection. The method of mounting in place shall be such as to minimize the possibility of an incorrect positioning of the container.

(3) *Location of LP-Gas Containers and Systems.* (i) LP-Gas Containers shall not be installed, nor shall provisions be made for installing or storing any LP-Gas container, even temporarily, inside any mobile home except for listed, completely self-contained hand torches, lanterns, or similar equipment with containers having a maximum water capacity of not more than 2½ pounds (approximately one pound LP-Gas capacity). (ii) Containers, control valves, and regulating equipment, when installed, shall be mounted on the "A" frame of the mobile home, or installed in a compartment that is vaportight to the inside of the mobile home and accessible only from the outside. The compartment shall be ventilated at top and bottom to facilitate diffusion of vapors. The compartment shall be ventilated with two vents having an aggregate area of not less than two percent of the floor area of the compartment and shall open unrestricted to the outside atmosphere. The required vents shall be equally distributed between the floor and ceiling of the compartment. If the lower vent is located in the access door or wall, the bottom edge of the vent shall be flush with the floor level of the compartment. The top vent shall be located in the access door or wall with the bottom of the vent not more than 12 inches below the ceiling level of the compartment. All vents shall have an unrestricted discarge to the outside atmosphere. Access doors or panels of compartments shall not be equipped with locks or require special tools or knowledge to open. (iii) Permanent and removable fuel containers shall be securely mounted to prevent jarring loose, slipping or rotating and the fastenings shall be designed and constructed to withstand static loading in any direction equal to twice the weight of the tank and attachments when filled with fuel, using a safety factor of not less than four based on the ultimate strength of the material to be used.

(4) *LP-Gas Container Valves and Accessories.* (i) Valves in the assembly of a two-cylinder system shall be arranged so that replacement of containers can be made without shutting off the flow of gas to the appliance(s). This provision is not to be construed as requiring an automatic change-over device. (ii) Shutoff valves on the containers shall be protected as follows, in transit, in storage, and while being moved into final utilization by setting into a recess of the container to prevent possibility of their being struck if container is dropped upon a flat surface, or by ventilated cap or collar, fastened to the container, capable of withstanding a blow from any direction equivalent to that of a 30-pound weight dropped 4 feet. Construction shall be such that the blow will not be transmitted to the valve. (iv) Regulators shall be connected directly to the container shutoff valve outlets or mounted securely by means of a support bracket and connected to the container shutoff valve or valves with listed high pressure connections. If the container is permanently mounted the connector shall be as required above or with a listed semi-rigid tubing connector.

(5) *LP-Gas Safety Devices.* (i) DOT containers shall be provided with safety relief devices as required by the regulations of the U.S. Department of Transportation. ASME containers shall be provided with relief valves in accordance with Subsection 221 of the Standard for the Storage and Handling of Liquefied Petroleum Gases (NFPA No. 58–1974; ANSI Z106.1–1974). Safety relief valves shall have direct communication with the vapor space of the vessel. (ii) The delivery side of the gas pressure regulator shall be equipped with a safety relief device set to discharge at a pressure not less than two times and not more than three times the delivery pressure of the regulator. (iii) Systems mounted on the "A" frame assembly shall be so located that the discharge from the safety relief devices shall be into the open air and not less than three feet horizontally from any opening into the mobile home below the level of such discharge. (iv) Safety relief valves located within liquefied petroleum gas container compartments may be less than three feet from openings provided the bottom vent of the compartment is at the same level or lower than the bottom of any opening into the vehicle, or the compartment is not located on the same wall plane as the opening(s) and is at least two feet horizontally from such openings.

(6) *LP-Gas System Enclosure and Mounting.* (i) Housings and enclosures shall be designed to provide proper ventilation at least equivalent to that specified in § 280.704(b)(3)(ii). (ii) Doors, hoods, domes, or portions of housings and enclosures required to be removed or

opened for replacement of containers shall incorporate means for clamping them firmly in place and preventing them from working loose during transit. (iii) Provisions shall be incorporated in the assembly to hold the containers firmly in position and prevent their movement during transit. (iv) Containers shall be mounted on a substantial support or a base secured firmly to the vehicle chassis. Neither the container nor its support shall extend below the mobile home frame.

(c) *Oil Tanks*—(1) *Installation.* Oil tanks and listed automatic pumps (oil lifters) installed for gravity flow of oil to heating equipment shall be installed so that the top of the tank is no higher than 8 feet above the appliance oil control and the bottom of the tank is not less than 18 inches above the appliance oil control.

(2) *Auxiliary Oil Storage Tank.* Oil supply tanks affixed to a mobile home shall be so located as to require filling and draining from the outside and shall be in a place readily available for inspection. If the fuel supply tank is located in a compartment of a mobile home, the compartment shall be ventilated at the bottom to permit diffusion of vapors and shall be insulated from the structural members of the body. Tanks so installed shall be provided with an outside fill and vent pipe and an approved liquid level gage.

(3) *Shutoff Valve.* A readily accessible, approved manual shutoff valve shall be installed at the outlet of an oil supply tank. The valve shall be installed to close against the supply.

(4) *Fuel Oil Filters.* All oil tanks shall be equipped with an approved oil filter or strainer located downstream from the tank shutoff valve. The fuel oil filter or strainer shall contain a sump with a drain for the entrapment of water.

§ 280.705 Gas piping systems.

(a) *General.* The requirements of this Section shall govern the installation of all fuel gas piping attached to any mobile home. Gas delivered into the gas supply system shall be at a pressure not exceeding 14 inch water column (½ psi) and not less than 7 inch water column (¼ psi). None of the requirements listed in this Section shall apply to the piping supplied as a part of an appliance. All exterior openings around piping, ducts, plenums or vents shall be sealed to resist the entrance of rodents.

(b) *Materials.* All materials used for the installation, extension, alteration, or repair of any gas piping system shall be new and free from defects or internal obstructions. It shall not be permissible to repair defects in gas piping or fittings. Inferior or defective materials shall be removed and replaced with acceptable material. The system shall be made of materials having a melting point of not less than 1,450° F, except as provided in § 280.705(e). They shall consist of one or more of the materials described in § 280.705(b) (1) through (4).

(1) Steel or wrought-iron pipe shall comply with ANSI Standard B36.10–1970 for Wrought-Steel and Wrought-Iron Pipe. Threaded brass pipe in iron pipe sizes may be used. Threaded brass pipe shall comply with Standard Sizes and Specifications for Seamless Red Brass Pipe (ASTM B43–66).

(2) Fittings for gas piping shall be wrought iron, malleable iron, steel, or brass (containing not more than 75 percent copper).

(3) Copper tubing shall be annealed type, Grade K or L, conforming to the Specifications for Seamless Copper Water Tube (ASTM B88–72), or shall comply with the Specifications for Seamless Copper Tube for Air Conditioning and Refrigeration Field Service, ASTM B280–73. When used on systems designed for natural gas, such tubing shall be internally tinned.

(4) Steel tubing shall have a minimum wall thickness of 0.032 inch for tubing of ½ inch diameter and smaller and 0.049 inch for diameters ½ inch and larger. Steel tubing shall be constructed in accordance with ASTM Specification for Electric-Resistance-Welded Coiled Steel Tubing for Gas and Fuel Oil Lines (ASTM A539–73), and shall be externally corrosion protected.

(c) *Piping design.* Each mobile home requiring fuel gas for any purpose shall be equipped with a fuel gas piping system that is designed for LP-Gas only or with a natural gas piping system acceptable for LP-Gas.

(1) Where fuel gas piping is to be installed in both portions of an expandable or dual mobile home, the design and construction of the crossover shall be as follows: (i) There shall be only one point of crossover which shall be readily accessible from the exterior of the mobile home. (ii) The connector between units shall be a listed type for exterior use, sized in accordance with § 280.705(d). (iii) The connection shall be made by a listed "quick disconnect" device which shall be designed to provide a positive seal of the supply side of the gas system when such device is separated. (iv) The flexible connector and "quick disconnect" device shall be provided with protection from mechanical and impact damage and located to minimize the possibility of tampering. (v) Suitable protective coverings for the "quick disconnect" device, when separated, shall be permanently attached to the device or flexible connector. (vi) A 3 inch by 1¾ inch minimum size tag made of etched, metal-stamped or embossed brass, stainless steel, anodized or alclad aluminum not less than 0.020 inch thick, or other approved material (e.g., 0.005 inch plastic laminates) shall be permanently attached on the exterior wall adjacent to the access to the "quick disconnect" device. Each tag shall be legibly inscribed with the following informaton using letters no smaller than ¼ inch high:

Do Not Use Tools to Separate the "Quick-Disconnect" Device.

(d) *Gas Pipe Sizing.* Gas piping systems shall be sized so that the pressure drop to any appliance inlet connection from any gas supply connection, when all appliances are in operation at maximum capacity, is not more than 0.5 inch water column as determined on the basis of test, or in accordance with the following Table. The natural gas supply connection(s) shall be not less than the size of the gas piping but shall be not smaller than ¾ inch nominal pipe size.

Part I

Maximum Capacity of Different Sizes of Pipe and Tubing in Thousands of Btu's Per Hour of Natural Gas For Gas Pressures of 0.5 Psig or Less and a Maximum Pressure Drop of ½ Inch Water Column

	Iron Pipe Sizes											Tubing									
	Length in Feet											Length in Feet									
I.D.	10	20	30	40	50	60	70	80	90	100	O.D.	10	20	30	40	50	60	70	80	90	100
¼"	43	29	24	20	18	16	15	14	13	12	⅜"	27	18	15	13	11	10	9	9	8	8
⅜"	95	65	52	45	40	36	33	31	29	27	½"	56	38	31	26	23	21	19	18	17	16
½"	175	120	97	82	73	66	61	57	53	50	⅝"	113	78	62	53	47	43	39	37	34	33
¾"	360	250	200	170	151	138	125	118	110	103	¾"	197	136	109	93	83	75	69	64	60	57
1"	680	465	375	320	285	260	240	220	215	195	⅞"	280	193	155	132	117	106	98	91	85	81

Part II

Maximum Capacity of Different Sizes of Pipe and Tubing in Thousands of Btu's Per Hour of Undiluted Liquefied Petroleum Gas Based on a Maximum Pressure Drop of ½ Inch Water Column

	Iron Pipe											Tubing									
	Length in Feet											Length in Feet									
I.D.	10	20	30	40	50	60	70	80	90	100	O.D.	10	20	30	40	50	60	70	80	90	100
¼"	67	46	37	31	28	25	23	21	20	19	⅜"	39	26	21	19	—	—	—	—	—	—
⅜"	147	101	81	70	62	56	51	48	45	42	½"	92	62	50	41	37	35	31	29	27	26
½"	275	189	152	129	114	103	96	89	83	78	⅝"	199	131	107	90	79	72	67	62	59	55
¾"	567	393	315	267	237	217	196	185	173	162	¾"	329	216	181	145	131	121	112	104	95	90
1"	1071	732	590	504	448	409	378	346	322	307	⅞"	501	346	277	233	198	187	164	155	146	138

(e) *Joints for Gas Pipe.* All pipe joints in the piping system, unless welded or brazed, shall be threaded joints that comply with ANSI Standard Pipe Threads (Except Dryseal) B2.1—1968. Right and left nipples or couplings shall not be used. Unions, if used, shall be of ground joint type. The material used for welding or brazing pipe connections shall have a melting temperature in excess of 1,000 F.

(f) *Joints for Tubing.* (1) Tubing joints shall be made with either a single or a double flare of 45 degrees in accordance with SAE Standard J 533A or with other listed vibration-resistant fittings, or joints may be brazed with material having a melting point exceeding 1,000 F. Metallic ball sleeve compression-type tubing fittings shall not be used.

(2) Steel tubing joints shall be made with a double-flare in accordance with SAE Standard J 533A.

(g) *Pipe Joint Compound.* Screw joints shall be made up tight with listed pipe joint compound, insoluble in liquefied petroleum gas, and shall be applied to the male threads only.

(h) *Concealed Tubing.* Tubing shall not be run inside walls, floors, partitions, or roofs. Where tubing passes through walls, floors, partitions, roofs, or similar installations, such tubing shall be protected by the use of weather resistant grommets that shall snugly fit both the tubing and the hole through which the tubing passes.

(i) *Concealed Joints.* Piping or tubing joints shall not be located in any floor, wall partition, or similar concealed construction space.

(j) *Location of gas supply connection.* (1) For LP-Gas-only systems the supply connection shall be located at the "A" frame, container recess, or in the rear half of the total length of the mobile home and within 18 inches from the left (road) side wall, and should be as close as possible to a point 30 feet from the front of the mobile home.

(2) For combination LP-Gas and natural gas systems, the natural gas supply connection shall be located under the rear half of the total length of the mobile home and within 24 inches of the left (road) side wall and be located as close as possible to a point 30 feet from the front of the mobile home. The natural gas supply connection shall not be located beneath any exit door. An additional connection, if used, shall be located at the "A" frame. The system shall be sized to provide adequate capacity from either supply connection for natural gas.

(k) *Identification of gas supply connections.* Each mobile home shall have permanently affixed to the exterior skin at or near each gas supply connection or the end of the pipe, a tag of 3 inches by 1¾ inches minimum size, made of etched, metal-stamped or embossed brass, stainless steel, anodized or alclad aluminum not less than 0.020 inch thick, or other approved material (e.g., 0.005 inch plastic laminates), which reads (as appropriate) in accordance with one of the following label designs depending upon the fuel used. The connector capacity indicated on this tag shall be equal to or greater than the total Btuh rating of all intended gas appliances.

LP-Gas System

This gas piping system is designed for use of liquefied petroleum gas only.

DO NOT CONNECT NATURAL GAS TO THIS SYSTEM.

CONTAINER SHUTOFF VALVES SHALL BE CLOSED DURING TRANSIT.

When connecting to lot outlet, use a listed gas supply connector for mobile homes rated at ☐ 100,000 Btuh or more. ☐ 250,000 Btuh

Before turning on gas, make certain all gas connections have been made tight, all appliance valves are turned off, and any unconnected outlets are capped.

After turning on gas, test gas piping and connections to appliances for leakage with soapy water or bubble solution, and light all pilots.

Combination LP-Gas and Natural Gas System

This gas piping system is designed for use of either liquefied petroleum gas or natural gas.

NOTICE: BEFORE TURNING ON GAS BE CERTAIN APPLIANCES ARE DESIGNED FOR THE GAS CONNECTED AND ARE EQUIPPED WITH CORRECT ORIFICES. SECURELY CAP THIS INLET WHEN NOT CONNECTED FOR USE.

When connecting to lot outlet, use a listed gas supply connector for mobile homes rated at ☐ 100,000 Btuh or more. ☐ 250,000 Btuh

Before turning on gas, make certain all gas connections have been made tight, all appliance valves are turned off, and any unconnected outlets are capped.

After turning on gas, test gas piping and connections to appliances for leakage with soapy water or bubble solution, and light all pilots.

(l) *Gas supply connectors*—(1) *LP-Gas.* A listed LP-Gas flexible connector conforming to the UL Standard for Pigtails, Expansion Coils and Flexible Hose Connectors for LP-Gas (UL 569–1973) or equal shall be supplied when the fuel gas piping system is designed for the use of LP-Gas and cylinder(s) and regulator(s) are supplied.

(2) *Appliance connections.* All gas burning appliances shall be connected to the fuel piping. Materials as provided in § 1425.051(b) or listed appliance connectors shall be used. Listed appliance connectors when used shall not run through walls, floors, ceilings or partitions. Connectors of aluminum shall not be used outdoors. A mobile home containing an LPG or combination LP-natural-gas-system may be provided with a gas outlet to supply exterior appliances when installed in accordance with the following: (i) No portion of the completed installation shall project beyond the wall of the mobile home. (ii) The outlet shall be provided with an approved "quick-disconnect" device, which shall be designed to provide a positive seal on the supply side of the gas system when the appliance is disconnected. A shutoff valve shall be installed immediately upstream of the quick-disconnect device. The complete device shall be provided as part of the original installation. (iii) Protective caps or plugs for the "quick-disconnect" device, when disconnected, shall be permanently attached to the mobile home adjacent to the device. (iv) A tag shall be permanently attached to the outside of the exterior wall of the mobile home as close as possible to the gas supply connection. The tag shall indicate the type of gas and the Btuh capacity of the outlet and shall be legibly inscribed as follows:

THIS OUTLET IS DESIGNED FOR USE WITH GAS PORTABLE APPLIANCES WHOSE TOTAL INPUT DO NOT EXCEED ——— BTUH. REPLACE PROTECTIVE COVERING OVER CONNECTOR WHEN NOT IN USE.

(3) *Valves.* A shutoff valve shall be installed in the fuel piping at each gas appliance inside the mobile home structure, upstream of the union or connector in addition to any valve on the appliance and so arranged and located to permit removal and servicing of the appliance. The shutoff valve shall be located within 6 feet of a cooking appliance and within 3 feet of any other appliance. A shutoff valve may serve more than one appliance if located as required above. Shutoff valves used in connection with gas piping shall be of a type designed and listed for use on LP-Gas.

(4) *Gas Piping System Openings.* All openings in the gas piping system shall be closed gas-tight with threaded pipe plugs or pipe caps.

(5) *Electrical Ground.* Gas piping shall not be used for an electrical ground.

(6) *Couplings.* Pipe couplings and unions shall be used to join sections of threaded piping. Right and left nipples or couplings shall not be used.

(7) *Hangers and Supports.* All gas piping shall be adequately supported by galvanized or equivalently protected metal straps or hangers at intervals of not more than 4 feet, except where adequate support and protection is provided by structural members. Solid-iron-pipe gas supply connection(s) shall be rigidly anchored to a structural member within 6 inches of the supply connection(s).

(8) *Testing for Leakage.* (i) Before appliances are connected, piping systems shall stand a pressure of at least six inches mercury or three PSI gage for a period of not less than ten minutes without showing any drop in pressure. Pressure shall be measured with a mercury manometer or slope gage calibrated so as to be read in increments of not greater than one-tenth pound, or an equivalent device. The source of normal operating pressure shall be isolated before the pressure tests are made. Before a test is begun, the temperature of the ambient air and of the piping shall be approximately the same, and constant air temperature be maintained throughout the test. (ii) After appliances are connected, the piping system shall be pressurized to not less than 10 inches nor more than 14 inches water column and the appliance connections tested for leakage with soapy water or bubble solution.

§ 280.706 Oil Piping Systems.

(a) *General.* The requirements of this Section shall govern the installation of all liquid fuel piping attached to any mobile home. None of the requirements listed in this Section shall apply to the piping in the apliance(s).

(b) *Materials.* All materials used for the installation extension, alteration, or repair, of any oil piping systems shall be new and free from defects or internal obstructions. The system shall be made of materials having a melting point of not

less than 1,450 F, except as provided in § 280.506(d). They shall consist of one or more of the materials described in § 280.706(b) (i) through (iv). (1) Steel or wrought-iron pipe shall comply with American National Standard for Wrought-Steel or Wrought-Iron Pipe, B36.10—1970. Threaded copper or brass pipe in iron pipe sizes may be used. (ii) Fittings for oil piping shall be wrought iron, malleable iron, steel, or brass (containing not more than 75 percent copper). (iii) Copper tubing shall be annealed type, Grade K or L conforming to the Specifications for Seamless Copper Water Tube (ASTM B88–72), or shall comply with the specifications for Seamless Copper Tube for Air Conditioning and Refrigeration Field Service, ASTM B280–73. (iv) Steel tubing shall have a minimum wall thickness of 0.032 inch for diameters up to ½ inch and 0.049 inch for diameters ½ inch and larger. Steel tubing shall be constructed in accordance with the Specification for Electric-Resistance Welded Coiled Steel Tubing for Gas and Fuel Oil Lines (ASTM A539–73) and shall be externally corrosion protected.

(c) *Size of Oil Piping.* The minimum size of all fuel oil tank piping connecting outside tanks to the appliance shall be no smaller than ⅜ inch OD copper tubing or ¼ inch IPS. If No. 1 fuel oil is used with a listed automatic pump (fuel lifter), copper tubing shall be sized as specified by the pump manufacturer.

(d) *Joints for Oil Piping.* All pipe joints in the piping system, unless welded or brazed, shall be threaded joints which comply with American National Standard for Pipe Threads (Except Dryseal), B2.1—1968. The material used for brazing pipe connections shall have a melting temperature in excess of 1,000 F.

(e) *Joints for Tubing.* Joints in tubing shall be made with either a single or double flare of the proper degree, as recommended by the tubing manufacturer, by means of listed tubing fittings, or brazed with materials having a melting point in excess of 1,000 F.

(f) *Pipe joint compound.* Threaded joints shall be made up tight with listed pipe joint compound which shall be applied to the male threads only.

(g) *Couplings.* Pipe couplings and unions shall be used to join sections of threaded pipe. Right and left nipples or couplings shall not be used.

(h) *Grade of piping.* Fuel oil piping installed in conjunction with gravity feed systems to oil heating equipment shall slope in a gradual rise upward from a central location to both the oil tank and the appliance in order to eliminate air locks.

(i) *Strap hangers.* All oil piping shall be adequately supported by galvanized or equivalently protected metal straps or hangers at intervals of not more than 4 feet, except where adequate support and protection is provided by structural members. Solid-iron-pipe oil supply connection(s) shall be rigidly anchored to a structural member within 6 inches of the supply connection(s).

(j) *Testing for leakage.* Before setting the system in operation, tank installations and piping shall be checked for oil leaks with fuel oil of the same grade that will be burned in the appliance. No other material shall be used for testing fuel oil tanks and piping. Tanks shall be filled to maximum capacity for the final check for oil leakage.

§ 280.707 Heat producing appliances.

(a) Heat-producing appliances and vents, roof jacks and chimneys necessary for their installation in mobile homes shall be listed or certified by a nationally recognized testing agency for use in mobile homes.

(1) A mobile home shall be provided with a comfort heating system. (i) When a mobile home is manufactured to contain a heating appliance, the heating appliance shall be installed by the manufacturer of the mobile home in compliance with applicable sections of this subpart. (ii) When a mobile home is manufactured for field application of an external heating or combination heating/cooling appliance, preparation of the mobile home for this external application shall comply with the applicable sections of this part.

(2) After the effective date specified herein gas and oil burning comfort heating appliances shall have a flue loss of not more than that specified below, and a thermal efficiency of not less than that specified in nationally recognized standards. (See 2527.3)

Effective date:	*Maximum allowable flue loss*
Jan. 1, 1977	25 percent
Jan. 1, 1976	30 percent

(b) Fuel-burning heat-producing appliances and refrigeration appliances, except ranges and ovens, shall be of the vented type and vented to the outside.

(c) Fuel-burning appliances shall not be converted from one fuel to another fuel unless converted in accordance with the terms of their listing and the appliance manufacturer's instructions.

(d) *Performance Efficiency.* (1) All automatic electric storage water heaters shall have a standby loss not exceeding 43 watts/meter² (4 watts/FT²) of tank surface area effective January 1, 1977. The method of test for standby loss shall be as described in Section 4.3.1 of ANSI C72.1–72.

(2) All gas and oil-fired automatic storage water heaters shall have a recovery efficiency, E_r, and a standby loss, S, as described below, effective January 1, 1977. The method of test of E_r and S shall be as described in Section 2.7 of ANSI Z21.10.1–1974, except that for oil-fired units. CF=1.0, Q=total gallons of oil consumed and H=total heating value of oil in Btu/gallon.

Storage capacity in gallons	Recovery efficiency	Standby loss
Less than 25	At least 75 percent.	Not more than 7.5 percent.
25 up to 35	do	Not more than 7 percent.
35 or more	do	Not more than 6 percent.

(e) Each space heating, cooling or combination heating and cooling system shall be provided with at least one readily adjustable automatic control for regulation of living space temperature. The control shall be placed a minimum of 3 feet from the vertical edge of the appliance compartment door. It shall not be located on an exterior wall or on a wall separating the appliance compartment from a habitable room.

(f) *Oil safety controls.* (1) A thermal cut-off switch shall be wired into burner circuit to shut off burner in event of fire at unit. This switch shall be placed overhead near oil burner and shall be wired to shut-off burner, circulating fan, forced or induced draft fan and remote oil pump not an integral part of the burner.

(2) An emergency disconnect switch shall be located near the entrance to the space containing the oil burner. This switch shall shut off the oil burner, furnace circulating fan, forced or induced draft fan and oil pump when not integral with the burner.

§ 280.708 Clothes dryers.

(a) *Clothes dryers.* (1) Clothes dryers shall be exhausted to the outside by a moisture-lint exhaust duct and termination fitting listed or certified as components of the dryer.

(2) A clothes dryer moisture-lint exhaust duct shall not be connected to any other duct, vent or chimney.

(3) The exhaust duct shall not terminate beneath the mobile home.

(4) Moisture-lint exhaust ducts shall not be connected with sheet metal screws or other fastening devices which extend into the interior of the duct.

(b) *Gas clothes dryer.* A mobile home may be provided with "stubbed in" equipment at the factory to supply a gas clothes dryer for future installation by the owner provided it complies with the following provisions: (1) The "stubbed in" gas outlet shall be provided with a shutoff valve, the outlet of which is closed by threaded pipe plug or cap. (2) The "stubbed in" gas outlet shall be permanently labeled to identify it for use only as the supply connection for a gas clothes dryer. (3) A moisture-lint exhaust duct system shall be roughed in by the manufacturer at the time of original installation. The moisture-lint exhaust system shall comply with provisions of § 280.708(a) (1) through (4).

(c) *Electric clothes dryers.* Electric clothes dryers shall be exhausted to the outside in accordance with the appliance manufacturer's instructions. When a receptacle is installed to supply an electric clothes dryer for future installation by the owner, the moisture-lint exhaust system required by § 280.708(a) (4) shall be roughed in by the manufacturer. The moisture-lint exhaust system shall comply with provisions of § 280.708(a) (1) through (4).

§ 280.709 Installation of appliances.

(a) The installation of each appliance shall conform to the terms of its listing and the manufacturer's instructions. The installer shall leave the manufacturer's

instructions attached to the appliance. Every appliance shall be secured in place to avoid displacement.

(b) Heat-producing appliances shall be so located that no doors, drapes, or other such material can be placed or swing closer to the front of the appliance than the clearances specified on the labeled appliances.

(c) Clearances between heat-producing appliances and adjacent surfaces shall not be less than specified in the terms of their listing. Clearance spaces shall be framed in or guarded to prevent creation of storage space within the clearance specified.

(d) All fuel-burning appliances, except ranges, ovens, illuminating appliances, clothes dryers, solid fuel-burning fireplaces and solid fuel-burning fireplace stoves, shall be installed to provide for the complete separation of the combustion system from the interior atmosphere of the mobile home. Combustion air inlets and flue gas outlets shall be listed or certified as components of the appliance. The required separation may be obtained by:

(1) The installation of direct vent system (sealed combustion system) appliances, or

(2) The installation of appliances within enclosures so as to separate the appliance combustion system and venting system from the interior atmosphere of the mobile home. There shall not be any door, removable access panel, or other opening into the enclosure from the inside of the mobile home. Any opening for ducts, piping, wiring, etc., shall be sealed.

(e) A forced air appliance and its return-air system shall be designed and installed so that negative pressure created by the air-circulating fan cannot affect its or another appliance's combustion air supply or act to mix products of combustion with circulating air.

(1) The air circulating fan of a furnace installed in an enclosure with another fuel-burning appliance shall be operable only when any door or panel covering an opening in the furnace fan compartment or in a return air plenum or duct is in the closed position. This does not apply if both appliances are direct vent system (sealed combustion system) appliances.

(2) If a warm air appliance is installed within an enclosure to conform to § 280.709(d)(2), each warm-air outlet and each return air inlet shall extend to the exterior of the enclosure. Ducts, if used for that purpose, shall not have any opening within the enclosure and shall terminate at a location exterior to the enclosure.

(3) Cooling coils installed as a portion of, or in connection with, any forced-air furnace shall be installed on the downstream side unless the furnace is specifically otherwise listed.

(4) An air conditioner evaporator section shall not be located in the air discharge duct or plenum of any forced-air furnace unless the mobile home manufacturer has complied with certification required in § 280.511.

(5) If a cooling coil is installed with a forced-air furnace, the coil shall be in accordance with its listing.

(6) When an external heating appliance or combination cooling/heating appliance is to be applied to a mobile home, the manufacturer shall make provision for proper location of the connection to the mobile home supply system and return air system of the external ducts connected to the appliance.

(7) The installation of a self contained air conditioner comfort cooling appliance shall meet the following requirements: (i) The installation on a duct common with an installed heating appliance shall require the installation of an automatic damper or other means to prevent the cooled air from passing through the heating appliance unless the heating appliance is certified or listed for such application and the supply system is intended for such an application. (ii) The installation shall prevent the flow of heated air into the external cooling appliance and its connecting ducts to the mobile home supply and return air system during the operation of the heating appliance installed in the mobile home. (iii) The installation shall prevent simultaneous operation of the heating and cooling appliances.

(f) *Vertical clearance above cooking top.* Ranges shall have a vertical clearance above the cooking top of not less than 24 inches. (See § 280.204).

(g) Solid fuel-burning factory-built fireplaces and fireplace stoves listed for use in mobile homes may be installed in mobile homes provided they and their installation conform to the following paragraphs. A fireplace or fireplace stove shall not be considered as a heating facility for determining compliance with Subpart F.

(1) A solid fuel-burning fireplace or fireplace stove shall be equipped with integral door(s) or shutter(s) designed to close the fireplace or fireplace stove fire chamber opening and shall include complete means for venting through the roof, a combustion air inlet, a hearth extension, and means to securely attach the fireplace or the fireplace stove to the mobile home structure. The installation shall conform to the following paragraphs (g)(1) (i) to (viii) inclusive: (i) A listed factory-built chimney designed to be attached directly to the fireplace or fireplace stove shall be used. (ii) A fireplace or fireplace stove, air intake assembly, hearth extension and the chimney shall be installed in accordance with the terms of their listings and their manufacturer's instructions. (iii) The combustion air inlet shall conduct the air directly into the fire chamber and shall be designed to prevent material from the hearth dropping onto the area beneath the mobile home. (iv) The fireplace or fireplace stove shall not be installed in a sleeping room. (v) Hearth extension shall be of noncombustible material not less than ⅜-inch thick. The hearth shall extend at least 16 inches in front or and at least 8 inches beyond each side of the fireplace or fireplace stove opening. Furthermore the hearth shall extend over the entire surface beneath a fireplace stove and beneath an elevated or overhanging fireplace. (vi) The label on each solid fuel-burning fireplace and solid fuel-burning fireplace stove shall include the following wording: For use with solid fuel only. (vii) The chimney shall be provided with a spark arrester securely attached to the chimney. The net free area of the arrester shall be not less than four times the net area of the chimney outlet and the vertical height of the arrester shall be not less than 1.3 times the diameter of the chimney flue. Openings shall not permit the passage of a sphere having a diameter larger than ½ inch, nor block the passage of a sphere having a diameter of less than ⅜ inch. (viii) The chimney shall extend at least three feet above the part of the roof through which it passes and at least two feet above the highest elevation of any part of the mobile home within 10 feet of the chimney. Portions of the chimney and termination that exceed an elevation of 13½ ft. above ground level may be designed to be removed for transporting the mobile home.

§ 280.710 Venting, ventilation and combustion air.

(a) The venting as required by § 280.707 (b) shall be accomplished by one or more of the methods given in (1) and (2) below:

(1) An integral vent system listed or certified as part of the appliance.

(2) A venting system consisting entirely of listed components, including roof jack, installed in accordance with the terms of the appliance listing and the appliance manufacturer's instructions.

(b) Venting and combustion air systems shall be installed in accordance with the following:

(1) Components shall be securely assembled and properly aligned using the method shown in the appliance manufacturer's instructions.

(2) Draft hood connectors shall be firmly attached to draft hood outlets or flue collars by sheet metal screws or by equivalent effective mechanical fasteners.

(3) Every joint of a vent, vent connector, exhaust duct and combustion air intake shall be secure and in alignment.

(c) Venting systems shall not terminate underneath a mobile home.

(d) Venting system terminations shall be not less than three feet from any motor-driven air intake discharging into habitable areas.

(e) The area in which cooking appliances are located shall be ventilated by a metal duct which may be single wall, not less than 12.5 square inches in cross-sectional area (minimum dimension shall be two inches) located above the appliance(s) and terminating outside the mobile home, or by listed mechanical ventilating equipment discharging outside the home, that is installed in accordance with the terms of listing and the manufacturer's instructions. Gravity or mechanical ventilation shall be installed within a horizontal distance of not more than ten feet from the vertical front of the appliance(s).

(f) Mechanical ventilation which exhausts directly to the outside atmosphere from the living space of a home shall be equipped with an automatic or manual damper. Operating controls shall be provided such that mechanical ventilation can be separately operated without directly energizing other energy consuming devices.

§ 280.711 Instructions.

Operating instructions shall be provided with each appliance. These instructions shall include directions and information covering the proper use and efficient operation of the appliance and its proper maintenance.

§ 280.712 Marking.

(a) Information on clearances, input rating, lighting and shutdown shall be attached to the appliances with the same permanence as the nameplate, and so located that it is easily readable when the appliance is properly installed or shutdown for transporting of mobile home.

(b) Each fuel-burning appliance shall bear permanent marking designating the type(s) of fuel for which it is listed.

§ 280.713 Accessibility.

Every appliance shall be accessible for inspection, service, repair, and replacement without removing permanent construction. Sufficient room shall be available to enable the operator to observe the burner, control, and ignition means while starting the appliance.

§ 280.714 Appliances, cooling.

(a) Every air conditioning unit or a combination air conditioning and heating unit shall be listed or certified by a nationally recognized testing agency for the application for which the unit is intended and installed in accordance with the terms of its listing.

(1) Mechanical air conditioners shall be rated in accordance with the Standard for Unitary Air-Conditioning Equipment (ARI Standard 210–74) and certified by ARI or other nationally recognized testing agency capable of providing follow-up service. (i) Electric motor-driven unitary cooling systems with rated capacity less than 65,000 Btu/hr manufactured after the times indicated in the following table, when rated at ARI Standard rating conditions as listed in ARI Standard 210–74, shall show energy efficiency ratio (EER) values less than as shown below:

Date:	*Energy efficiency ratio*
Jan. 1, 1977	6.5
Jan. 1, 1980	7.2

(ii) Direct refrigerating systems serving any air conditioning or comfort-cooling system installed that ranks no lower than Group 5 in the Underwriters' Laboratories, Inc. "Classification of Comparative Life Hazard of Various Chemicals." (iii) Heat pumps shall be listed in the ARI Directory of Certified Unitary Heat Pumps or certified to comply with all the requirements of the Standard for Unitary Heat Pumps 240–74. Electric motor-driven vapor compression heat pumps with supplemental electrical resistance heat shall be sized to provide by compression at least 60 percent of the calculated annual heating requirement for the mobile home being served. A control shall be provided and set to prevent operation of supplemental electrical resistance heat at outdoor temperatures above 40 F, except for defrost operation. (iv) Electric motor-driven vapor compression heat pumps with supplemental electric resistance heat conforming to ARI Standard 240–74, manufactured after the dates indicated in the table shall show coefficient of performance ratios not less than shown below:

COP

Date	Outdoor air temperature		
	45° F	20° F	0° F
Jan. 1, 1977	2.2	1.4	Permit shutoff.
Jan. 1, 1980	2.5	1.7	1.0.

(2) Gas fired absorption air conditioners shall be listed or certified in cordance with ANSI Standard Z21.40.1–1973 and certified by AGA or another nationally recognized testing agency capable of providing follow-up service.

(3) Direct refrigerating systems serving any air conditioning or comfort-cooling system installed in a mobile home shall employ a type of refrigerant that ranks no lower than Group 5 in the Underwriters' Laboratories, Inc. "Classification of Comparative Life Hazard of Various Chemicals."

(b) *Installation and instructions.*

(1) The installation of each appliance shall conform to the terms of its listing as specified on the appliance and in the manufacturer's instructions. The installer shall include the manufacturer's installation instructions in the mobile home. Appliances shall be secured in place to avoid displacement and movement from vibration and road shock.

(2) Operating instructions shall be provided with the appliance.

(c) Fuel-burning air conditioners shall also comply with § 280.707.

(d) The appliance rating plate shall be so located that it is easily readable when the appliance is properly installed.

(e) Every installed appliance shall be accessible for inspection, service, repair and replacement without removing permanent construction.

§ 280.715 Circulating air system.

(a) *Supply system.* (1) Supply ducts and any dampers contained therein shall be made from galvanized steel, tin-plated steel, or aluminum, or shall be listed Class 0, Class 1, or Class 2 air ducts. Class 2 air ducts shall be located at least 3 feet from the furnace bonnet or plenum. A duct system integral with the structure shall be of durable construction that can be demonstrated to be equally resistant to fire and deterioration. Ducts constructed from sheet metal shall be in accordance with the following table:

Minimum metal thickness for ducts[1]

Duct type	Diameter or 14 in or less	Width over 14 in
Round	0.013	0.016
Enclosed rectangular	.013	.016
Exposed rectangular	.016	.019

[1] When "nominal" thicknesses are specified, 0.003 in shall be added to these "minimum" metal thicknesses

(2) Sizing of ducts for heating. (i) Ducts shall be so designed that when a labeled forced-air furnace is installed and operated continuously at its normal heating air circulating rate in the mobile home, with all registers in the full open position, the static pressure measured in the casing shall not exceed 90% of that shown on the label of the appliance. For upflow furnaces the static pressure shall be taken in the duct plenum. For external heating or combination heating/cooling appliances the static pressure shall be taken at the point used by the agency listing or certifying the appliance. (ii) When an evaporator-coil specifically designed for the particular furnace is installed between the furnace and the duct plenum, the total static pressure shall be measured downstream of the coil in accordance with the appliance label and shall not exceed 90 percent of that shown on the label of the appliance. (iii) When any other listed air-cooler coil is installed between the furnace and the duct plenum, the total static pressure shall be measured between the furnace and the coil and it shall not exceed 90 percent of that shown on the label of the furnace. (iv) The minimum dimension of any branch duct shall be at least 1½ inches, and of any main duct, 2½ inches.

(3) Sizing of ducts for air cooling. (i) The mobile home manufacturer shall certify the capacity of the air cooling supply duct system for the maximum allowable output of ARI certified central air conditioning systems. The certification shall be at operating static pressure of 0.3 inches of water or greater. (See § 280.511). (ii) The refrigerated air cooling supply duct system including registers must be capable of handling at least 300 cfm per 10,000 btuh with a static pressure no greater than 0.3 inches of water when measured at room temperature. In the case of application of external self contained comfort cooling appliances or the cooling mode of combination heating/cooling appliances, either the external ducts between the appliance and the mobile home supply system shall be considered part of, and shall comply with the requirements for the refrigerated air cooling supply duct system, or the connecting duct between the external appliance and the mobile supply duct system shall be a part of the listed appliance. The minimum dimension of any branch duct shall be at least 1½ inches, and of any main duct, 2½ inches.

(4) Airtightness of supply duct systems. A supply duct system shall be considered substantially airtight when the

static pressure in the duct system, with all registers sealed and with the furnace air circulator at high speed, is at least 80 percent of the static pressure measured in the furnace casing, with its outlets sealed and the furnace air circulator operating at high speed. For the purpose of this paragraph and § 280.715(b) pressures shall be measured with a water manometer or equivalent device calibrated to read in increments not greater than $\frac{1}{10}$ inch water column.

(5) Expandable or multiple mobile home connections. (i) An expandable or multiple mobile home may have ducts of the heating system installed in the various units. The points of connection must be so designed and constructed that when the mobile home is fully expanded or coupled, the resulting duct joint will conform to the requirements of this Part. (ii) Installation instructions for supporting the crossover duct from the mobile home shall be provided for onsite installation. The duct shall not be in contact with the ground.

(6) Air supply ducts shall be insulated with material having an effective thermal resistance (R) of not less than 4.0 unless they are within mobile home insulation having a minimum effective value of R–4.0 for floors or R–6.0 for ceilings.

(7) Supply and return ducts exposed directly to outside air, such as under chassis crossover ducts or ducts connecting external heating, cooling or combination heating/cooling appliances shall be insulated with material having a minimum thermal resistance of R=4.0, with a continuous vapor barrier having a perm rating of not more than 1 perm. Where exposed underneath the mobile home, all such ducts shall comply with § 280.715 (a)(4)(ii).

(b) *Return air systems.* (1) *Return air openings.* Provisions shall be made to permit the return of circulating air from all rooms and living spaces, except toilet room(s), to the circulating air supply inlet of the furnace.

(2) *Duct Material.* Return ducts and any diverting dampers contained therein shall be in accordance with the following: (i) Portions of return ducts directly above the heating surfaces, or closer than 2 feet from the outer jacket or casing of the furnace shall be constructed of metal in accordance with § 280.715(a)(1) or shall be listed Class 0 or Class 1 air ducts. (ii) Return ducts, except as required by (a) above, shall be constructed of one-inch (nominal) wood boards (flame spread classification of not more than 200), other suitable material no more flammable than one-inch board or in accordance with § 280.715(a)(1). (iii) The interior of combustible ducts shall be lined with noncombustible material at points where there might be danger from incandescent particles dropped through the register or furnace such as directly under floor registers and the bottom return. (iv) Factory made air ducts used for connecting external heating, cooling or combination heating/cooling appliances to the supply system and return air system of a mobile home shall be listed by a nationally recognized testing agency. Ducts applied to external heating appliances or combination heating/cooling appliances supply system outlets shall be constructed of metal in accordance with § 280.715(a)(1) or shall be listed Class 0 or Class 1 air ducts for those portions of the duct closer than 2 feet from the outer casing of the appliance. (v) Ducts applied to external appliances shall be resistant to deteriorating environmental effects, including but not limited to ultra violet rays, cold weather, or moisture and shall be resistant to insects and rodents.

(3) *Sizing.* The cross-sectional areas of the return air duct shall not be less than 2 square inches for each 1,000 Btu per hour input rating of the appliance. Dampers shall not be placed in a combination fresh air intake and return air duct so arranged that the required cross-sectional area will not be reduced at all possible positions of the damper.

(4) *Permanent unclosable openings.* Living areas not served by return air ducts or closed off from the return opening of the furnace by doors, sliding partitions, or other means shall be provided with permanent unclosable openings in the doors or separating partitions to allow circulated air to return to the furnace. Such openings may be grilled or louvered. The net free area of each opening shall be not less than 1 square inch for every 5 square feet of total living area closed off from the furnace by the door or partition serviced by that opening. Undercutting doors connecting the closed-off space may be used as a means of providing return air area. However, in the event that doors are undercut, they shall be undercut a minimum of 2 inches and no more than 2½ inches, and no more than one half of the free air area so provided shall be counted as return air area.

(c) *Joints and seams.* Joints and seams of ducts shall be securely fastened and made substantially airtight. Slip joints shall have a lap of at least 1 inch and shall be individually fastened. Tape or caulking compound may be used for sealing mechanically secure joints. Where used, tape or caulking compound shall not be subject to deterioration under long exposures to temperatures up to 200° F. and to conditions of high humidity, excessive moisture, or mildew.

(d) *Supports.* Ducts shall be securely supported.

(e) *Registers or grilles.* Fittings connecting the registers or grilles to the duct system shall be constructed of metal or material which complies with the requirements of Class 1 or 2 ducts under Underwriters' Laboratories, Inc. Standard for Air Ducts, UL181–1972. Air supply terminal devices (registers) when installed in kitchens, bedrooms and bathrooms shall be equipped with adjustable closeable dampers. Registers or grilles shall be constructed of metal or conform with the following:

(1) Be made of a material classified 94VE–0 or 94VE–1 when tested as described in Underwriters' Laboratories, Inc. Standard for Tests for Flammability of Plastic Materials for Parts in Devices and Appliances. UL94–1974.

(2) Floor register or grilles shall resist without structural failure a 200 lb. concentrated load on a 2-inch diameter disc applied to the most critical area of the exposed face of the register or grille. For this test the register or grille is to be at a temperature of not less than 165° F and is to be supported in accordance with the manufacturer's instructions.

Subpart I—Electrical Systems

§ 280.301 Scope.

(a) Subpart I of this Standard and Part A of Article 550 of the National Electrical Code (NFPA No. 70—1975) cover the electrical conductors and equipment installed within or on mobile homes and the conductors that connect mobile homes to a supply of electricity.

(b) In addition to the requirements of this Standard and Article 550 of the National Electrical Code (NFPA No. 70—1975), the applicable portions of other Articles of the National Electrical Code shall be followed covering electrical installations in mobile homes. Wherever the requirements of this Standard differ from the National Electrical Code, this Standard shall apply.

(c) The provisions of this Standard apply to mobile homes intended for connection to a wiring system nominally rated 115/230 volts, 3-wire AC, with grounded neutral.

(d) All electrical materials, devices, appliances, fittings and other equipment shall be listed or labeled by a nationally recognized testing agency and shall be connected in an approved manner when in service.

(e) Aluminum conductors are not acceptable in branch circuit wiring in mobile homes except as specifically approved by the Department after examination of proposed systems for individual cases.

§ 280.302 Definitions.

(a) The following definitions are applicable to Subpart I only.

(1) "Accessible (i) (As Applied to Equipment)" means admitting close approach because not guarded by locked doors, elevation, or other effective means. (See "Readily Accessible.") (ii) "(As Applied to Wiring Methods) means capable of being removed or exposed without damaging the mobile home structure or finish, or not permanently closed-in by the structure or finish of the mobile home (see "Concealed" and "Exposed").

(2) "Air Conditioning or Comfort Cooling Equipment" means all of that equipment intended or installed for the purpose of processing the treatment of air so as to control simultaneously its temperature, humidity, cleanliness, and distribution to meet the requirements of the conditioned space.

(3) (i) "Appliance" means utilization equipment, generally other than industrial, normally built in standardized sizes or types, which is installed or connected as a unit to perform one or more functions, such as clothes washing, air conditioning, food mixing, deep frying,

etc. (ii) "Appliance, Fixed" means an appliance which is fastened or otherwise secured at a specific location. (iii) "Appliance, Portable" means an appliance which is actually moved or can easily be moved from one place to another in normal use. For the purpose of this Standard, the following major appliances are considered portable if cord-connected: refrigerators, clothes washers, dishwashers without booster heaters, or other similar appliances. (iv) "Appliance, Stationary" means an appliance which is not easily moved from one place to another in normal use.

(4) "Attachment Plug (Plug Cap) (Cap)" means a device which, by insertion in a receptacle, establishes connection between the conductors of the attached flexible cord and the conductors connected permanently to the receptacle.

(5) "Bonding" means the permanent joining of metallic parts to form an electrically conductive path which will assure electrical continuity and the capacity to conduct safely any current likely to be imposed.

(6) "Branch Circuit" (i) means the circuit conductors between the final overcurrent device protecting the circuit and the outlet(s). A device not approved for branch circuit protection, such as a thermal cutout or motor overload protective device, is not considered as the overcurrent device protecting the circuit. (ii) "Branch Circuit—Appliance" means a branch circuit supplying energy to one or more outlets to which appliances are to be connected; such circuits to have no permanently connected lighting fixtures not a part of an appliance. (iii) "Branch Circuit—General Purpose" means a circuit that supplies a number of outlets for lighting and appliances. (iv) "Branch Circuit—Individual" means a branch circuit that supplies only one utilization equipment.

(7) "Cabinet" means an enclosure designed either for surface or flush mounting, and provided with a frame, mat, or trim in which swinging doors are hung.

(8) "Circuit Breaker" means a device designed to open and close a circuit by nonautomatic means, and to open the circuit automatically on a predetermined overload of current without injury to itself when properly applied within its rating.

(9) "Concealed" means rendered inaccessible by the structure or finish of the mobile home. Wires in concealed raceways are considered concealed, even though they may become accessible by withdrawing them. (See "Accessible (As Applied to Wiring Methods)")

(10) "Connector, Pressure (Solderless)" means a device that establishes a connection between two or more conductors or between one or more conductors and a terminal by means of mechanical pressure and without the use of solder.

(11) "Dead Front (As Applied to Switches, Circuit-Breakers, Switchboards, and Distribution Panelboard)" means so designed, constructed, and installed that no current-carrying parts are normally exposed on the front.

(12) "Demand Factor" means the ratio of the maximum demand of a system, or part of a system, to the total connected load of a system or the part of the system under consideration.

(13) "Device" means a unit of an electrical system that is intended to carry but not utilize electrical energy.

(14) "Disconnecting Means" means a device, or group of devices, or other means by which the conductors of a circuit can be disconnected from their source of supply.

(15) "Distribution Panelboard" means a single panel or a group of panel units designed for assembly in the form of a single panel, including buses, and with or without switches or automatic overcurrent protective devices or both, for the control of light, heat, or power circuits of small individual as well as aggregate capacity; designed to be placed in a cabinet placed in or against a wall or partition and accessible only from the front.

(16) "Enclosed" means surrounded by a case that will prevent a person from accidentally contacting live parts.

(17) "Equipment" means a general term, including material, fittings, devices, appliances, fixtures, apparatus, and the like used as a part of, or in connection with, an electrical installation.

(18) "Exposed" (i) (As Applied to Live Parts) means capable of being inadvertently touched or approached nearer than a safe distance by a person. It is applied to parts not suitably guarded, isolated, or insulated. (See "Accessible" and "Concealed.") (ii) (As Applied to "Wiring Method") means on or attached to the surface or behind panels designed to allow access. (See "Accessible (As Applied to Wiring Methods)")

(19) "Externally Operable" means capable of being operated without exposing the operator to contact with live parts.

(20) "Feeder Assembly" means the overhead or under-chassis feeder conductors, including the grounding conductor, together with the necessary fittings and equipment, or a power supply cord approved for mobile home use, designed for the purpose of delivering energy from the source of electrical supply to the distribution panelboard within the mobile home.

(21) "Fitting" means an accessory, such as a locknut, bushing, or other part of a wiring system, that is intended primarily to perform a mechanical rather than an electrical function.

(22) "Ground" means a conducting connection, whether intentional or accidental, between an electrical circuit or equipment and earth, or to some conducting body that serves in place of the earth.

(23) "Grounded" means connected to earth or to some conducting body that serves in place of the earth.

(24) "Grounded Conductor" means a system or circuit conductor that is intentionally grounded.

(25) "Grounding Conductor" means a conductor used to connect equipment or the grounded circuit of a wiring system to a grounding electrode or electrodes.

(26) "Guarded" means covered, shielded, fenced, enclosed, or otherwise protected by means of suitable covers, casings, barriers, rails, screens, mats or platforms to remove the likelihood of approach or contact by persons or objects to a point of danger.

(27) "Isolated" means not readily accessible to persons unless special means for access are used.

(28) "Laundry Area" means an area containing or designed to contain either a laundry tray, clothes washer and/or clothes dryer.

(29) "Lighting Outlet" means an outlet intended for the direct connection of a lampholder, a lighting fixture, or a pendant cord terminating in a lampholder.

(30) "Mobile Home Accessory Building or Structure" means any awning, cabana, ramada, storage cabinet, carport, fence, windbreak or porch established for the use of the occupant of the mobile home upon a mobile home lot.

(31) "Mobile Home Service Equipment" means the equipment containing the disconnecting means, overcurrent protective devices, and receptacles or other means for connecting a mobile home feeder assembly.

(32) "Outlet" means a point on the wiring system at which current is taken to supply utilization equipment.

(33) "Panelboard" means a single panel or group of panel units designed for assembly in the form of a single panel; including buses, automatic overcurrent protective devices, and with or without switches for the control of light, heat, or power circuits; designed to be placed in a cabinet or cutout box placed in or against a wall or partition and accessible only from the front.

(34) "Raceway" means any channel for holding wires, cables, or busbars that is designed expressly for, and used solely for, this purpose. Raceways may be of metal or insulating material, and the term includes rigid metal conduit, rigid nonmetallic conduit, flexible metal conduit, electrical metallic tubing, underfloor raceways, cellular concrete floor raceways, cellular metal floor raceways, surface raceways, structural raceways, wireways, and busways.

(35) "Raintight" means so constructed or protected that exposure to a beating rain will not result in the entrance of water.

(36) "Readily Accessible" means capable of being reached quickly for operation, renewal, or inspection, without requiring those to whom ready access is requisite to climb over or remove obstacles or to resort to portable ladders, chairs, etc. (See "Accessible.")

(37) "Receptacle" means a contact device installed at an outlet for the connection of a single attachment plug. A single receptacle is a single contact device with no other contact device on the same yoke. A multiple receptacle is a single device containing two or more receptacles.

(38) "Receptacle Outlet" means an outlet where one or more receptacles are installed.

(39) "Utilization Equipment" means equipment which utilizes electric energy for mechanical, chemical, heating, lighting, or similar purposes.

(40) "Voltage (of a Circuit)" means the greatest root-mean-square (effective) difference of potential between any two conductors of the circuit concerned. Some systems, such as 3-phase 4-wire, single-phase 3-wire, and 3-wire direct-current may have various circuits of various voltages.

(41) "Weatherproof" means so constructed or protected that exposure to the weather will not interfere with successful operation. Rainproof, raintight, or watertight equipment can fulfill the requirements for weatherproof where varying weather conditions other than wetness, such as snow, ice, dust, or temperature extremes, are not a factor.

§ 280.803 Power supply.

(a) The power supply to the mobile home shall be a feeder assembly consisting of not more than one listed 50 ampere mobile home power-supply cords, or a permanently installed circuit. A mobile home that is factory-equipped with gas or oil-fired central heating equipment and cooking appliances shall be permitted to be provided with a listed mobile home power-supply cord rated 40 amperes.

(b) If the mobile home has a power-supply cord, it shall be permanently attached to the distribution panelboard or to a junction box permanently connected to the distribution panelboard, with the free end terminating in an attachment plug cap.

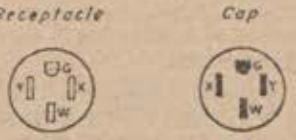
(c) Cords with adapters and pigtail ends, extension cords, and similar items shall not be attached to, or shipped with, a mobile home.

(d) A listed clamp or the equivalent shall be provided at the distribution panelboard knockout to afford strain relief for the cord to prevent strain from being transmitted to the terminals when the power-supply cord is handled in its intended manner.

(e) The cord shall be of an approved type with four conductors, one of which shall be identified by a continuous green color or a continuous green color with one or more yellow stripes for use as the grounding conductor.

(f) The attachment plug cap shall be a 3-pole, 4-wire grounding type, rated 50 amperes, 125/250 volts with a configuration as shown herein and intended for use with the 50-ampere, 125/250 receptacle configuration shown. It shall be molded of butyl rubber, neoprene, or other approved materials which have been found suitable for the purpose, and shall be molded to the flexible cord so that it adheres tightly to the cord at the point where the cord enters the attachment-plug cap. If a right-angle cap is used, the configuration shall be so oriented that the grounding member is farthest from the cord.

(g) The overall length of a power-supply cord, measured from the end of the cord, including bared leads, to the face of the attachment-plug cap shall not be less than 21 feet and shall not exceed 36½ feet. The length of cord from the face of the attachment-plug cap to the point where the cord enters the mobile home shall not be less than 20 feet.



50-ampere 125/250 volt receptacle and attachment-plug-cap configurations, 3 pole, 4-wire grounding types used for mobile home supply cords and mobile home parks. Complete details of the 50-ampere cap and receptacle can be found in the American National Standard Dimensions of Caps, Plugs and Receptacles, Grounding Type (ANSI C73.17—1972).

(h) The power-supply cord shall bear the following marking: "For use with mobile homes—40 amperes" or "For use with mobile homes—50 amperes."

(i) The point of entrance of the feeder assembly to the mobile home shall be in the exterior wall, floor, or roof, in the rear third section (away from the coupler), of the mobile home.

(j) Where the cord passes through walls or floors, it shall be protected by means of conduit and bushings or equivalent. The cord may be installed within the mobile home walls, provided a continuous raceway is installed from the branch-circuit panelboard to the underside of the mobile home floor. The raceway may be rigid conduit, electrical metallic tubing or polyethylene (PE), poly-vinylchloride (PVC) or acrylonitrile-butadiene-styrene (ABS) plastic tubing having a minimum wall thickness of nominal ⅛ inch.

(k) Permanent provisions shall be made for the protection of the attachment-plug cap of the power supply cord and any connector cord assembly or receptacle against corrosion and mechanical damage if such devices are in an exterior location while the mobile home is in transit.

(l) Where the calculated load exceeds 50 amperes or where a permanent feeder is used, the supply shall be by means of:

(1) One mast weatherhead installation installed in accordance with Article 230 of the National Electrical Code NFPA No. 70—1975 containing four continuous insulated, color-coded, feeder conductors, one of which shall be an equipment grounding conductor; or,

(2) An approved raceway from the disconnecting means in the mobile home to the underside of the mobile home with provisions for the attachment of a suitable junction box or fitting to the raceway on the underside of the mobile home (with or without conductors as in § 280.803 (1) and (2)).

§ 280.804 Disconnecting means and branch-circuit protective equipment.

(a) The branch-circuit equipment shall be permitted to be combined with the disconnecting means as a single assembly. Such a combination shall be permitted to be designated as a distribution panelboard. If a fused distribution panelboard is used, the maximum fuse size of the mains shall be plainly marked with lettering at least ¼-inch high and visible when fuses are changed. See Section 110-22 of the National Electrical Code (NFPA No. 70—1975) concerning identification of each disconnecting means and each service, feeder, or branch circuit at the point where it originated and the type marking needed.

(b) Plug fuses and fuseholders shall be tamper-resistant, Type "S," enclosed in dead-front fuse panelboards. Electrical distribution panels containing circuit breakers shall also be dead-front type.

(c) Disconnectiong means. A single disconnecting means shall be provided in each mobile home consisting of a circuit breaker, or a switch and fuses and their accessories installed in a readily accessible location near the point of entrance of the supply cord or conductors into the mobile home. The main circuit breakers or fuses shall be plainly marked "Main." This equipment shall contain a solderless type of grounding connector or bar for the purposes of grounding with sufficient terminals for all grounding conductors. The neutral bar termination of the grounded circuit conductors shall be insulated.

(d) The disconnecting equipment shall have a rating suitable for the connected load. The distribution equipment, either circuit breaker or fused type, shall be located a minimum of 24 inches from the bottom of such equipment to the floor level of the mobile home. There shall be a label attached to the panelboard stating: This Panelboard shall be connected by a Feeder Assembly having Overcurrent Protection rated at not more than ------ Amperes. The correct ampere rating shall be marked in the blank space.

(e) A distribution panelboard main circuit breaker shall be rated 50 amperes and employ a 2-pole circuit breaker rated 40 amperes for a 40-ampere supply cord, or 50 amperes for a 50-ampere supply cord. A distribution panelboard employing a disconnect switch and fuses shall be rated 60 amperes and shall employ a single 2-pole, 60-ampere fuseholder with 40- or 50-ampere main fuses for 40- or 50-ampere supply cords, respectively. The outside of the distribution panelboard shall be plainly marked with the fuse size.

(f) The distribution panelboard shall not be located in a bathroom, or in any other inaccessible location, but shall be permitted just inside a closet entry if the location is such that a clear space of 6 inches to easily ignitable materials is maintained in front of the distribution panelboard, and the distribution panelboard door can be extended to its full open position (at least 90 degrees). A

clear working space at least 30 inches wide and 30 inches in front of the distribution panelboard shall be provided. This space shall extend from floor to the top of the distribution panelboard.

(g) Branch-circuit distribution equipment shall be installed in each mobile home and shall include overcurrent protection for each branch circuit consisting of either circuit breakers or fuses.

(1) The branch circuit overcurrent devices shall be rated: (i) not more than the circuit conductors; and (ii) not more than 150 percent of the rating of a single appliance rated 10 amperes or more which is supplied by an individual branch circuit; but (iii) not more than the fuse size marked on the air conditioner or other motor-operated appliance.

(h) A 15-ampere multiple receptacle shall be acceptable when connected to a 20-ampere laundry circuit.

$$\frac{3 \times \text{Length} \times \text{Width}}{115 \times 15 \text{ (or 20)}} = \text{No. of 15 (or 20) ampere circuits}$$

(2) *Portable appliances.* For the small appliance load in kitchen, pantry, family room, dining room and breakfast rooms of mobile homes, two or more 20-ampere appliance branch circuits, in addition to the branch circuit specified in § 280.805 (a)(1), shall be provided for all receptacle outlets in these rooms, and such circuits shall have no other outlets. Receptacle outlets supplied by at least two appliance receptacle branch circuits shall be installed in the kitchen.

(3) *General appliances (Including furnace, water heater, range, and central or room air conditioner, etc.).* There shall be one or more circuits of adequate rating in accordance with the following: (i) Ampere rating of fixed appliances not over 50 percent of circuit rating if lighting outlets (receptacles, other than kitchen, dining area, and laundry, considered as lighting outlets) are on same circuit; (ii) For fixed appliances on a circuit without lighting outlets, the sum of rated amperes shall not exceed the branch-circuit rating for other than motor loads or 80 percent of the branch-circuit rating for air conditioning or other motor loads; (iii) The rating of a single portable appliance on a circuit having no other outlets shall not exceed 80 percent of the circuit rating; (iv) The rating of range branch circuit shall be based on the range demand as specified for ranges in § 280.811, Item B(5) of Method 1. For central air conditioning, see Article 440 of the National Electrical Code (NFPA No. 70—1975). (v) Where laundry facilities are provided in a mobile home, a 20-ampere branch circuit shall be provided within 6 feet of the intended location of the appliance. See 2528.4(j).

§ 280.806 Receptacle Outlets.

(a) All receptacle outlets shall be:

(1) Of grounding type;

(2) Installed according to Section 210-7 of the National Electrical Code (NFPA No. 70 ___ 1975) and

(3) Except when supplying specific appliances, be parallel-blade, 15-ampere, 125-volt, either single or duplex.

(i) When circuit breakers are provided for branch-circuit protection, 230-volt circuits shall be protected by 2-pole common or companion trip, or handle-tied paired circuit breakers.

(j) A metal nameplate on the outside adjacent to the feeder assembly entrance shall read: This Connection for 120/240 Volt, 3-Pole, 4-Wire, 60 Hertz_____ Ampere Supply. The correct ampere rating shall be marked in the blank space.

§ 280.805 Branch circuits required.

(a) The number of branch circuits required shall be determined in accordance with the following:

(1) *Lighting.* Based on 3 watts per square foot times outside dimensions of the mobile home (coupler excluded) divided by 115 volts to determine number of 15- or 20-ampere lighting area circuits, e.g.,

(b) All 120 volt single phase, 15 and 20 ampere receptacle outlets, including receptacles in light fixtures, installed outdoors and in bathrooms shall have ground-fault circuit protection for personnel. Feeders supplying branch circuits may be protected by a ground-fault circuit-interrupter in lieu of the provision for such interrupters specified above.

(c) There shall be an individual outlet of the grounding type for each cord-connected fixed appliance installed.

(d) Receptacle outlets required. Except in the bath and hall areas, receptacle outlets shall be installed at wall spaces 2 feet wide or more, so that no point along the floor line is more than 6 feet, measured horizontally, from an outlet in that space. In addition, a receptacle outlet shall be installed:

(1) Over or adjacent to counter tops in the kitchen (at least one on each side of the sink if counter tops are on each side and 12 inches or over in width).

(2) Adjacent to the refrigerator and free-standing gas-range space.

(3) At counter top spaces for built-in vanities.

(4) At counter top spaces under wall-mounted cabinets.

(5) In the wall, at the nearest point where a bar type counter attaches to the wall.

(6) In the wall at the nearest point where a fixed room divider attaches to the wall.

(7) In laundry area.

(8) At least one receptacle outlet shall be installed outdoors. Receptacle outlets located in compartments accessible from outdoors shall be considered outdoor receptacles and shall be protected as required in § 280.806(b).

(9) Adjacent to bathroom basins.

(10) Receptacle outlets are not required in the following locations: (i) wall space occupied by built-in kitchen or wardrobe cabinets, (ii) wall space behind doors which may be opened fully against a wall surface, (iii) room dividers of the lattice type, less than 8 feet long, not solid within 6 inches of the floor, (iv) wall space afforded by bar type counters.

(e) Receptacle outlets shall not be installed in or within reach (30 inches) of a shower or bathtub space.

(f) Receptacle outlets shall not be installed above electric baseboard heaters.

§ 280.807 Fixtures and appliances.

(a) Electrical materials, devices, appliances, fittings, and other equipment installed, intended for us in, or attached to the mobile home shall be approved for the application and shall be connected in an approved manner when in service. Facilities shall be provided to securely fasten appliances when the mobile home is in transit. (See § 280.809.)

(b) Specifically listed pendant-type fixtures or pendant cords shall be permitted in mobile homes.

(c) If a lighting fixture is provided over a bathtub or in a shower stall, it shall be of the enclosed and gasketed type, listed for wet locations.

(d) The switch for shower lighting fixtures and exhaust fans located over a tub or in a shower stall shall be located outside the tub shower space. (See § 280.806(e).)

(e) Any combustible wall or ceiling finish exposed between the edge of a fixture, canopy, or pan and an outlet box shall be covered with noncombustible material.

(f) Every appliance shall be accessible for inspection, service, repair, or replacement without removal of permanent construction.

§ 280.808 Wiring methods and materials.

(a) Except as specifically limited in this Part, the wiring methods and materials specified in the National Electrical Code (NFPA No. 70—1975) shall be used in mobile homes.

(b) Nonmetallic outlet boxes shall be acceptable only with nonmetallic cable.

(c) Nonmetallic cable located 15 inches or less above the floor, if exposed, shall be protected from physical damage by covering boards, guard strips, or conduit. Cable likely to be damaged by stowage shall be so protected in all cases.

(d) Nonmetallic sheathed cable shall be secured by staples, straps, or similar fittings so designed and installed as not to injure any cable. Cable shall be secured in place at intervals not exceeding 4½ feet and within 12 inches from every cabinet, box or fitting.

(e) Metal-clad and nonmetallic cables shall be permitted to pass through the centers of the wide side of 2-inch by 4-inch studs. However, they shall be protected where they pass through 2-inch by 2-inch studs or at other studs or frames where the cable or armor would be less than 1½ inches from the inside or outside surface of the studs when the wall covering materials are in contact with the studs. Steel plates on each side of the cable, or a tube, with not less than No. 16 MSG wall thickness shall be required to protect the cable. These plates or tubes shall be securely held in place.

(f) Where metallic faceplates are used they shall be effectively grounded.

(g) If the range, clothes dryer, or similar appliance is connected by metal-clad cable or flexible conduit, a length of not less than three feet of free cable or conduit shall be provided to permit moving the appliance. Type NM or Type SE cable shall not be used to connect a range or a dryer. This shall not prohibit the use of Type NM or Type SE cable between the branch circuit overcurrent protective device and a junction box or range or dryer receptacle.

(h) Threaded rigid metal conduit shall be provided with a locknut inside and outside the box, and a conduit bushing shall be used on the inside. Rigid nonmetallic conduit shall be permitted. Inside ends of the conduit shall be reamed.

(i) Switches shall be rated as follows:

(1) For lighting circuits, switches shall have a 10-ampere, 120–125 volt rating; or higher if needed for the connected load.

(2) For motors or other loads, switches shall have ampere or horsepower ratings, or both, adequate for loads controlled. (An "AC general-use" snap switch shall be permitted to control a motor 2 horsepower or less with full-load current not over 80 percent of the switch ampere rating).

(j) At least 4 inches of free conductor shall be left at each outlet box except where conductors are intended to loop without joints.

(k) When outdoor or under-chassis line-voltage wiring is exposed to moisture or physical damage, it shall be protected by rigid metal conduit. The conductors shall be suitable for wet locations. Electrical metallic tubing may be used when closely routed against frames and equipment enclosures.

(l) The cables or conductors shall be Type NMC, TW, or equivalent.

(m) Outlet boxes of dimensions less than those required in Table 370–6(a) of the National Electrical Code (NFPA No. 70–1975), shall be permitted provided the box has been tested and approved for the purpose.

(n) Boxes, fittings and cabinets shall be securely fastened in place, and shall be supported from a structural member of the home, either directly or by using a substantial brace. Snap-in type boxes provided with special wall or ceiling brackets that securely fasten boxes in walls or ceilings shall be permitted.

(o) Outlet boxes shall fit closely to openings in combustible walls and ceilings, and they shall be flush with such surfaces.

(p) Appliances having branch-circuit terminal connections which operate at temperatures higher than 60°C (140°F) shall have circuit conductors as described in paragraph (p) (1) and (2) of this section:

(1) Branch-circuit conductors having an insulation suitable for the temperature encountered shall be permitted to run directly to the appliance.

(2) Conductors having an insulation suitable for the temperature encountered shall be run from the appliance terminal connections to a readily accessible outlet box placed at least one foot from the appliance. These conductors shall be in a suitable raceway which shall extend for at least 4 feet.

§ 280.309 Grounding.

(a) *General.* Grounding of both electrical and nonelectrical metal parts in a mobile home shall be through connection to a grounding bus in the mobile home distribution panelboard. The grounding bus shall be grounded through the green-colored conductor in the supply cord or the feeder wiring to the service ground in the service-entrance equipment located adjacent to the mobile home location. Neither the frame of the mobile home nor the frame of any appliance shall be connected to the neutral conductor in the mobile home.

(b) *Insulated neutral.* (1) The grounded circuit conductor (neutral) shall be insulated from the grounding conductors and from equipment enclosures and other grounded parts. The grounded (neutral) circuit terminals in the distribution panelboard and in ranges, clothes dryers, counter-mounted cooking units, and wall-mounted ovens shall be insulated from the equipment enclosure. Bonding screws, straps, or buses in the distribution panelboard or in appliances shall be removed and discarded.

(2) Connection of ranges and clothes dryers with 115/230-volt, 3-wire ratings shall be made with 4-conductor cord and 3-pole, 4-wire grounding type plugs, or by Type AC metal-clad cable or conductors enclosed in flexible metal conduit. For 115-volt rated devices, a 3-conductor cord and a 2-pole, 3-wire grounding-type plug shall be permitted.

(c) *Equipment grounding means.* (1) The green-colored grounding wire in the supply cord or permanent feeder wiring shall be connected to the grounding bus in the distribution panelboard or disconnecting means.

(2) In the electrical system, all exposed metal parts, enclosures, frames, lamp fixture canopies, etc., shall be effectively bonded to the grounding terminal or enclosure of the distribution panelboard.

(3) Cord-connected appliances, such as washing machines, clothes dryers, refrigerators, and the electrical system of gas ranges, etc., shall be grounded by means of an approved cord with grounding conductor and grounding-type attachment plug.

(d) *Bonding of noncurrent-carrying metal parts.* (1) All exposed noncurrent-carrying metal parts that may become energized shall be effectively bonded to the grounding terminal or enclosure of the distribution panelboard. A bonding conductor shall be connected between each distribution panelboard and an accessible treminal on the chassis.

(2) Grounding terminals shall be of the solderless type and approved as pressure-terminal connectors recognized for the wire size used. Star washers or other approved paint-penetrating fitting shall be used to bond terminals to chassis or other coated areas. The bonding conductor shall be solid or stranded, insulated or bare and shall be No. 8 copper minimum, or equal. The bonding conductor shall be routed so as not to be exposed to physical damage. Protection can be afforded by the configuration of the chassis.

(3) Metallic gas, water and waste pipes and metallic air-circulating ducts shall be considered bonded if they are connected to the terminal on the chassis (see 2528.9) by clamps, solderless connectors, or by suitable grounding-type straps.

(4) Any metallic roof and exterior covering shall be considered bonded if (i) the metal panels overlap one another and are securely attached to the wood or metal frame parts by metallic fasteners, and (ii) if the lower panel of the metallic exterior covering is secured by metallic fasteners at a cross member of the chassis by two metal straps per mobile home unit or section at opposite ends. The bonding strap material shall be a minimum of 4 inches in width of material equivalent to the skin or a material of equal or better electrical conductivity. The straps shall be fastened with paint-penetrating fittings (such as screws and star washers or equivalent).

§ 280.310 Electrical testing.

(a) Dielectric Strength Test. The wiring of each mobile home shall be subjected to a 1-minute, 900-volt dielectric strength test (with all switches closed) between live parts (including neutral) and the mobile home ground. Alternatively, the test may be performed at 1,080 volts for 1 second. This test shall be performed after branch circuits are complete and after fixtures or appliances are installed. Fixtures or appliances which are listed shall not be required to withstand the dielectric strength test.

(b) Each mobile home shall be subjected to: (1) A continuity test to assure that metallic parts are properly bonded. (2) Operational test to demonstrate that all equipment is connected and in working order and (3) Polarity checks to determine that connections have been properly made.

§ 280.311 Calculations.

(a) The following method shall be employed in computing the supply-cord and distribution-panelboard load for each feeder assembly for each mobile home and shall be based on a 3-wire, 115/230-volt supply with 115-volt loads balanced between the two legs of the 3-wire system.

METHOD NO. 1

A. Lighting and Small Appliance Load.

Lighting Watts: Length times width of mobile home (outside dimensions, exclusive of coupler) times 3 watts per square foot; e.g., Length × width × 3 = lighting watts.

Small Appliance Watts: Number of circuits times 1,500 watts for each 20-ampere appliance receptacle circuit (see definition of "Appliance, Portable" with note); e.g., Number of circuits × 1,500 = small appliance watts.

Total Watts: Lighting watts plus small appliance = total watts.

First 3,000 total watts at 100 percent plus remainder at 35 percent = watts to be divided by 230 volts to obtain current (amperes) per leg.

B. Total load for determining power supply is the summation of: (1) Lighting and small appliance load as calculated above.

Lighting and small appliance load:	Watts
Lighting 76×10×3	2,100
Small appliance 1,500×2	3,000
Total	5,100
First 3,000 W at 100 percent	3,000
Remainder (5,100−3,000=2,100) at 35 percent	735
Total	3,735

$\frac{3,735}{230}$ = 16 A per leg

1,000 W (heater)÷230=4.4 A.
300 W (fan)÷115=1.7 A.
400 W (dishwasher)÷115=3.5 A.
7,000 W (range)×0.8÷230=24.6 A.

	Amperes per leg	
	A	B
Lighting and appliances	16	16
Heater (230 V)	4	4
Fan (115 V)	2	
Dishwasher (115 V)		4
Range	24	24
Totals	46	48

NOTE.—Based on the higher current calculated for either leg, use one 50-ampere supply cord.

(2) Nameplate amperes for motors and heater loads (exhaust fans, air conditioners, electric, gas, or oil heating). Omit smaller of air conditioning and heating except include blower motor if used as air conditioner evaporator motor. When an air conditioner is not installed and a 40-ampere power supply cord is provided, allow 15 amperes per leg for air conditioning.

(3) 25 percent of current of largest motor in (2).

(4) Total of nameplate amperes for: Disposal, dishwasher, water heater, clothes dryer, wall-mounted oven, cooking units. Where number of these appliances exceeds three, use 75 percent of total.

(5) Derive amperes for free-standing range (as distinguished from separate ovens and cooking units) by dividing values below by 230 volts.

Nameplate rating (in watts)	*Use (in watts)*
10,000 X or less	80 percent of rating.
10,001 to 12,500	8,000.
12,501 to 13,500	8,400.
13,501 to 14,500	8,800.
14,501 to 15,500	9,200.
15,501 to 16,500	9,600.
16,501 to 17,500	10,000.

(6) If outlets or circuits are provided for other than factory-installed appliances include the anticipated load. The following example is given to illustrate the application of this Method of Calculation:

Example. A mobile home is 70 x 10 feet and has two portable appliance circuits, a 1000 watt 230 volt heater, a 200 watt 115 volt exhaust fan, a 400 watt 115 volt dishwasher and a 7000 watt electric range.

METHOD No. 2

C. Optional Method of Calculation for Lighting and Appliance Loads. For mobile homes served by a single 3-wire 115/230-volt set of feeder conductors with an ampacity of 100 or greater, the total load for determining the feeder ampacity may be computed in accordance with the following Table instead of the method previously specified. Feeder conductors whose demand load is determined by this optional calculation shall be permitted to have the neutral load determined by Section 220-22 of the National Electrical Code. The loads identified in the Table as "other load" and as "Remainder of other load" shall include the following:

(1) 1500 watts for each 2-wire, 20-ampere small appliance branch circuit and each laundry branch circuit specified.

(2) 3 watts per square foot for general lighting and general-use receptacles.

(3) The nameplate rating of all fixed appliances, ranges, wall-mounted ovens, counter-mounted cooking units, and including 4 or more separately controlled space heating units.

(4) The nameplate ampere or kVA rating of all motors and of all low-power-factor loads.

(5) The largest of the following: (i) air conditioning load; (ii) the 65 percent diversified demand of the central electric space heating load; (iii) the 65 percent diversified demand of the load of less than four separately-controlled electric space heating units; (iv) the connected load of four or more separately-controlled electric space heating units.

OPTIONAL CALCULATION FOR MOBILE HOMES WITH 100-AMPERE OR LARGER SERVICE

Load (in kW or kVA)	*Demand factor (percent)*
Air conditioning and cooling, including heat pump compressors	100
Central electric space heating	65
Less than 4 separately controlled electric space heating units	65
First 10kW of all other load	100
Remainder of other load	40

§ 280.812 Wiring of expandable units and dual units.

(a) Expandable or dual unit mobile homes shall use fixed-type wiring methods and materials for connecting such units to each other.

(b) Expandable or dual unit mobile homes not having permanently installed feeders and which are to be moved from one location to another, shall be permitted to have disconnecting means with branch circuit protective equipment in each unit when so located that after assembly or joining together of units the requirements of § 280.803 will be met.

§ 280.813 Outdoor outlets, fixtures, air-conditioning equipment, etc.

(a) Outdoor fixtures and equipment shall be listed or approved for outdoor use. Outdoor receptacles or convenience outlets shall be of a gasketed-cover type.

(b) A mobile home provided with an outlet designed to energize heating and/or air conditioning equipment located outside the mobile home, shall have permanently affixed, adjacent to the outlet, a metal tag which reads:

This Connection Is for Air Conditioning Equipment Rated at Not More Than _____ Amperes, at _____ Volts, 60 Hertz. A disconnect shall be located within sight of the appliance.

The correct voltage and ampere ratings shall be given. The tag shall be not less than 0.020 inch, etched brass, stainless steel, anodized or alclad aluminum or equivalent. The tag shall be not less than 3 inches by 1¾ inches minimum size.

§ 280.814 Painting of wiring.

During painting or staining of the mobile home, it shall be permitted to paint metal raceways (except where grounding continuity would be reduced) or the sheath of the nonmetallic cable. Some arrangement, however, shall be made so that no paint shall be applied to the individual wires, as the color coding may be obliterated by the paint.

§ 280.815 Polarization.

(a) The identified (white) conducter shall be employed for grounding circuit conductors only and shall be connected to the identified (white) terminal or lead on receptacle outlets and fixtures. It shall be the unswitched wire in switched circuits, except that a cable containing an identified conductor (white) shall be permitted for single-pole three-way or four-way switch loops where the connections are made so that the unidentified conductor is the return conductor from the switch to the outlet. Painting of the terminal end of the wire shall not be required.

(b) If the identified (white) conductor of a cable is used for other than grounded conductors or for other than switch loops as explained above (for a 230-volt circuit, for example), the conductor shall be finished in a color other than white at each outlet where the conductors are visible and accessible.

(c) Green-colored wires or green with yellow stripe shall be used for grounding conductors only.

§ 280.816 Examination of equipment for safety.

The examination or inspection of equipment for safety, according to this standard, shall be conducted under uniform conditions and by organizations properly equipped and qualified for experimental testing, inspections of the run of goods at factories, and service-value determinations through field examinations.

Subpart J—Transportation

§ 280.901 Scope.

Subpart J of this Standard covers the general requirement for designing the structure of the mobile home to fully withstand the adverse effects of transportation shock and vibration without degradation of the integrated structure or of its component parts and the specific requirements pertaining to the transportation system and its relationship to the structure.

§ 280.902 Definitions.

(a) "Chassis" means the entire transportation system comprising the following subsystems: drawbar and coupling mechanism, frame, running gear assembly, and lights.

(b) "Drawbar and Coupling Mechanism" means the rigid assembly, (usually an "A" frame) upon which is mounted a coupling mechanism, which connects the mobile home's frame to the towing vehicle.

(c) "Frame" means the fabricated rigid substructure which provides con-

siderable support to the affixed mobile home structure both during transport and on-site; and also provides a platform for securement of the running gear assembly, the drawbar and coupling mechanism.

(d) "Running Gear Assembly" means the subsystem consisting of suspension springs, axles, bearings, wheels, hubs, tires, and brakes, with their related hardware.

(e) "Lights" means those safety lights and associated wiring required by applicable U.S. Department of Transportation regulations.

(f) "Transportation System," (Same as Chassis, above).

(g) "Highway," includes all roads and streets to be legally used in transporting the mobile home.

(h) "Length," for purposes of transportation only, means the distance from the extreme front of the mobile home to the extreme rear, including the drawbar and coupling mechanism, but not including expandable features that do not project from the body during transportation.

§ 280.903 General requirements for designing the structure to withstand transportation shock and vibration.

(a) The cumulative effect of highway transportation shock and vibration upon a mobile home structure may result in incremental degradation of its designed performance in terms of providing a safe healthy and durable dwelling. Therefore, the mobile home shall be designed, in terms of its structural, plumbing, mechanical and electrical systems, to fully withstand such transportation forces during its intended life. (See §§ 280.303 (c) and 280.305(a)).

(b) Particular attention shall be given to maintaining watertight integrity and conserving energy by assuring that structural components in the roof and walls (and their interfaces with vents, windows, doors, etc.) are capable of resisting highway shock and vibration forces during primary and subsequent secondary transportation moves.

(c) In place of an engineering analysis, either of the following may be accepted: (1) Documented technical data of suitable highway tests which were conducted to simulate transportation loads and conditions; or (2) acceptable documented evidence of actual transportation experience which meets the intent of this subpart.

§ 280.904 Specific requirements for designing the transportation system.

(a) *General.* The entire system (frame, drawbar and coupling mechanism, running gear assembly, and lights) shall be designed and constructed as an integrated, balanced and durable unit which is safe and suitable for its specified use during the intended life of the mobile home. In operation, the transportation system (supporting the mobile home structure and its contents) shall effectively respond to the control of the towing vehicle in terms of tracking and braking, while traveling at applicable highway speeds and in normal highway traffic conditions.

NOTE: While the majority of mobile homes utilize a fabricated steel frame assembly, upon which the mobile home structure is constructed, it is not the intent of this standard to limit innovation. Therefore, other concepts, such as integrating the frame function into the mobile home structure, are acceptable provided that such design meets the intent and requirements of this part).

(b) *Specific requirements*—(1) *Drawbar.* The drawbar shall be constructed of sufficient strength, rigidity and durability to safely withstand those dynamic forces experienced during highway transportation. It shall be securely fastened to the mobile home frame by either a continuous weld or by bolting.

(2) *Coupling mechanism.* The coupling mechanism (which is usually of the socket type) shall be securely fastened to the drawbar in such a manner as to assure safe and effective transfer of the maximum loads, including dynamic loads, between the mobile home structure and the hitch-assembly of the towing vehicle. The coupling shall be equipped with a manually operated mechanism so adapted as to prevent disengagement of the unit while in operation. The coupling shall be so designed that it can be disconnected regardless of the angle of the mobile home to the towing vehicle. With the mobile home parked on level ground, the center of the socket of the coupler shall not be less than 20 inches nor more than 26 inches from ground level.

(3) *Chassis.* The chassis, in conjunction with the mobile home structure, shall be designed and constructed to effectively sustain the designed loads consisting of the dead load plus a minimum of 3 pounds per square foot floor load (example: free-standing range, refrigerator, and loose furniture) and the superimposed dynamic load resulting from highway movement but shall not be required to exceed twice the dead load. The integrated design shall be capable of insuring rigidity and structural integrity of the complete mobile home structure and to insure against deformation of structural or finish members during the intended life of the home.

(4) *Running gear assembly.* (i) The running gear assembly, as part of the chassis, shall be designed to perform, as a balanced system, in order to effectively sustain the designed loads set forth in § 280.904(b)(3) and to provide for durable dependable safe mobility of the mobile home. It shall be designed to accept shock and vibration, both from the highway and the towing vehicle and effectively dampen these forces so as to protect the mobile home structure from damage and fatigue. Its components shall be designed to facilitate routine maintenance, inspection and replacement.

(ii) Location of the running gear assembly shall be determined by documented engineering analysis, taking into account the gross weight (including all contents), total length of the mobile home, the necessary coupling hitch weight, span distance, and turning radius. The coupling weight shall be not less than 12 percent nor more than 25 percent of the gross weight.

(5) *Spring assemblies.* Spring assemblies (springs, hangers, shackles, bushings and mounting bolts) shall be capable of withstanding all the design loads as outlined in 280.904(b)(3) without exceeding maximum allowable stresses specified in the current Society of Automotive Engineers (SAE) Handbook. The capacity of the spring system shall assure, that under maximum operating load conditions, sufficient clearance shall be maintained between the tire and mobile home frame or structure to permit unimpeded wheel movement and for changing tires.

(6) *Axles.* Axles, and their connecting hardware, shall be capable of withstanding all of the design loads outlined in § 280.904(b)(3) without exceeding maximum allowable stresses for design axle life as recommended by the axle manufacturer. The number of axles required to provide a safe tow and good ride characteristics shall be determined and documented by engineering analysis. Those alternatives listed in § 280.903(c) may be accepted in place of such an analysis.

(7) *Hubs and bearings.* Hubs and bearings shall meet the requirements of § 280.904(b)(3) and good engineering practice. Both of these components shall be accessible for inspection, routine maintenance and replacement of parts.

(8) *Tires, wheels and rims.* Tires, wheels and rims shall meet the requirements of § 280.904(b)(3). Tires shall be selected for anticipated usage.

(9) *Brake assemblies.* (i) The number, type, size and design of brake assemblies required to assist the towing vehicle in providing effective control and stopping of the mobile home shall be determined and documented by engineering analysis. Those alternatives listed in paragraph 2529.3(c) may be accepted in place of such an analysis.

(ii) Brakes on the towing vehicle and the mobile home shall be capable of assuring that the maximum stopping distance from an initial velocity of 20 miles per hour does not exceed 40 feet (U.S. Department of Transportation Regulations).

(10) *Lights and associated wiring.* Highway safety electrical lights and associated wiring shall conform to applicable federal requirements in terms of location and performance. The manufacturer shall have the option of meeting this requirement by utilizing a temporary light/wiring harness provided by the mobile home transportation carrier.

(Section 7(d) of the Department of Housing and Urban Development Act, 42 USC3535(d), and Title VI of the Housing and Community Development Act of 1974, 42 USC5401)

[FR Doc.75-22727 Filed 8-28-75;8:45 am]

federal register

TUESDAY, SEPTEMBER 2, 1975



PART III:

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

■

HEALTH RESOURCES ADMINISTRATION

Designation of Health Service Areas

HEALTH MAINTENANCE ORGANIZATION

Designation of Medically Underserved Areas and Population Groups

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

HEALTH RESOURCES ADMINISTRATION

Designation of Health Service Areas

Section 1511 of the Public Health Service Act, as added by the National Health Planning and Resources Development Act of 1974 (Pub. L. 93-641, January 4, 1975), requires that there shall be established by the Secretary of Health, Education, and Welfare, in accordance with the requirements of that section, health service areas throughout the United States. With respect to each such area there will be designated at a later date, in accordance with section 1515 of the Public Health Service Act, a health systems agency whose primary responsibility will be the provision of effective health planning for its health service area and the promotion of the development within the area of health services, manpower, and facilities which meet identified needs, reduce documented inefficiencies, and implement the health plans of the agency.

In accordance with section 1511(b)(1) of the Act, the Governors of the fifty States and the Commonwealth of Puerto Rico and the Mayor of the District of Columbia were notified by letter dated January 21, 1975, of the initiation of proceedings to establish health service areas and of the criteria and procedures to be utilized in such designation, and were requested to submit health service area designations for their respective States to the Department of Health, Education, and Welfare by May 3, 1975. A copy of that letter was published in the FEDERAL REGISTER of January 28, 1975 (40 FR 4173). No letters were sent to the Governors or other Chief Executive Officers of the Virgin Islands, Guam, the Trust Territory of the Pacific Islands and American Samoa since section 1536 of the Act provides that no health service areas shall be established within them.

Subsequent to such notification, the Governors and the Mayor were provided copies of *Guidelines for Designation Health Service Areas*, February 1975, which provided the Governors and the Mayor with (1) an elaboration of the area designation requirements set forth in the Act; (2) the instructions and format to be followed in developing and submitting health service area designations; and (3) a description of the Federal review and approval process with respect to area designation.

In response to the request of January 21, 1975, 47 Governors submitted area designation plans. Four States—Delaware, Vermont, Rhode Island, and Hawaii—and the District of Columbia have formally claimed exemption from designating health service areas under section 1536 of the Act. Final determinations have yet to be made with respect to these claims. Therefore, this notice does not designate health service areas for such States and the District of Columbia. A notice designating health service areas for such jurisdictions, if any, will be published in the FEDERAL REGISTER as soon as practicable after such final determinations have been made.

Under section 1511(b)(3) of the Act the boundaries submitted by the Governors shall, upon publication in the FEDERAL REGISTER, constitute the boundaries of the health service areas; except that, if the Secretary determines that a boundary submitted to him does not meet the requirements of the Act, section 1511(b)(3)(B) requires the Secretary, after consultation with the Governor who submitted such boundary, to make such revision of such boundaries as may be necessary to meet the requirements of the Act. A boundary so revised shall, upon publication in the FEDERAL REGISTER, constitute the boundary for such health service area.

All health service area boundaries submitted by the Governors have been reviewed by the Secretary in accordance with the requirements of section 1511 of the Act, and any revisions so required have been made.

Accordingly, pursuant to the requirement of section 1511(b)(3) of the Act, the following areas shall constitute, upon their publication in the FEDERAL REGISTER, the health service areas for the States listed below:

Dated: August 7, 1975.

THEODORE COOPER,
Assistant Secretary for Health.

Approved: August 21, 1975.

DAVID MATHEWS,
Secretary.

ALABAMA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Colbert	Limestone
Cullman	Madison
Franklin	Marion
Jackson	Marshall
Lauderdale	Morgan
Lawrence	Winston

AREA 2

Bibb	Lamar
Greene	Pickens
Hale	Tuscaloosa
Fayette	

AREA 3

Blount	St. Clair
Chilton	Shelby
Jefferson	Walker

AREA 4

Calhoun	De Kalb
Chambers	Etowah
Cherokee	Randolph
Clay	Talladega
Cleburne	Tallapoosa
Coosa	

AREA 5

Autauga	Geneva
Barbour	Henry
Bullock	Houston
Butler	Lee
Coffee	Lowndes
Covington	Macon
Crenshaw	Montgomery
Dale	Pike
Elmore	

AREA 6

Baldwin	Mobile
Choctaw	Monroe
Clarke	Perry
Conecuh	Sumter
Dallas	Washington
Escambia	Wilcox
Marengo	

AREA 7

Russell	Peach
Bibb	Pulaski
Bleckley	Putnam
Chattahoochee	Quitman
Clay	Randolph
Crawford	Schley
Dodge	Stewart
Hancock	Talbot
Houston	Taylor
Jasper	Telfair
Johnson	Treutlen
Jones	Twiggs
Laurens	Washington
Macon	Webster
Marion	Wheeler
Monroe	Wilcox
Montgomery	Wilkinson
Muscogee	

GEORGIA

ALASKA

Health Service Area numbered 1 is the geographic area consisting of:

Panhandle of Alaska, bounded on the north by a continuation of the Alaska-Yukon border and on the South by the Alaska State boundary; coterminous with the SEALASKA National Regional Corporation and encompasses the State Health Plan Districts of Juneau, Ketchikan and Sitka.

AREA 2

Southcentral Alaska, Kodiak, the Aleutian Chain, and extends along the western coast to a point just north of the Seward Peninsula. Encompasses the Native Regional Corporations of Chugach, Koniag, Cook Inlet, Calista, Bristol Bay, Bering Straits, Aleut and ANTNA and encompasses the State Health Plan Districts of Barrow, Kotzebue, Bettles, Anchorage, Bethel, Glenallen, Dillingham, Kodiak, Cold Bay, Kenai, Seward and Valdez.

AREA 3

Extends north of the Alaska range, eastward to the Canadian Border, and north to the Arctic Ocean, encompasses the Native Regional Corporations of DOYON, NANA and Arctic Slope, and includes the State Health Plan Districts of Nome, a portion of Aniak, Fort Yukon, Galena, Fairbanks, Tok, McGrath, and a portion of the Aniak District.

ARIZONA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Maricopa	Gila
Pinal	Graham

AREA 2

Cochise	Pima
Graham	Santa Cruz
Greenlee	

AREA 3

Apache (parts of)	Yavapai
Navajo (parts of)	Mohave
Coconino (parts of)	Yuma

Area 4 is the geographic area comprised of a portion of the Navajo Nation:

Arizona	*New Mexico*
Apache (parts of)	San Juan (parts of)
Coconino (parts of)	McKinley (parts of)
Navajo (parts of)	

UTAH

San Juan (parts of)

ARKANSAS

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Baxter	Montgomery
Benton	Newton
Boone	Logan
Carroll	Perry
Clark	Pike
Conway	Polk
Crawford	Pope
Franklin	Scott
Garland	Searcy
Hot Spring	Sebastian
Johnson	Washington
Madison	Yell
Marion	

ARKANSAS—Continued

AREA 2

Clay	Cross
Cleburne	Fulton
Craighead	Greene
Crittenden	Independence
Izard	Randolph
Jackson	Sharp
Lawrence	St. Francis
Lee	Stone
Mississippi	Van Buren
Phillips	White
Poinsett	Woodruff

AREA 3

Prairie	Faulkner
Pulaski	Lonoke
Saline	Monroe

AREA 4

Arkansas	Hempstead
Ashley	Howard
Bradley	Jefferson
Calhoun	Lafayette
Chicot	Lincoln
Cleveland	Little River
Columbia	Miller
Dallas	Nevada
Desha	Ouachita
Drew	Sevier
Grant	Union

CALIFORNIA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Del Norte	Plumas
Siskiyou	Butte
Modoc	Mendocino
Humboldt	Glenn
Trinity	Tehama
Shasta	Lake
Lassen	Colusa

AREA 2

Yolo	Nevada
Sutter	Placer
Yuba	El Dorado
Sierra	Sacramento

AREA 3

Sonoma	Napa
Solano	

AREA 4

Marin	San Mateo
San Francisco	

AREA 5

Contra Costa	Alameda

AREA 6

San Joaquin	Merced
Amador	Tuolumne
Calaveras	Alpine
Stanislaus	

AREA 7

The single county of Santa Clara

AREA 8

San Benito	Monterey
San Luis Obispo	Santa Cruz

AREA 9

Fresno	Kings
Mariposa	Tulare
Madera	Kern

AREA 10

Santa Barbara	Ventura

AREA 11

The single county of Los Angeles

AREA 12

Mono	Inyo
San Bernardino	Riverside

AREA 13

The single county of Orange

AREA 14

San Diego	Imperial

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Larimer	Boulder
Weld	Clear Creek
Sedgwick	Denver
Phillips	Douglas
Yuma	Gilpin
Washington	Jefferson
Logan	Elbert
Morgan	Lincoln
Adams	Kit Carson
Arapahoe	Cheyenne

AREA 2

El Paso	Las Animas
Teller	Conejos
Park	Costilla
Prowers	Alamosa
Bent	Mineral
Crowley	Rio Grande
Otero	Saguache
Baca	Chaffee
Pueblo	Lake
Kiowa	Freemont
Huerfano	Custer

AREA 3

Archuleta	Mesa
Dolores	Garfield
La Plata	Moffat
San Juan	Rio Blanco
Montezuma	Pitkin
Delta	Eagle
Gunnison	Routt
Hinsdale	Grand
Montrose	Jackson
Ouray	Summit
San Miguel	

CONNECTICUT

Health Service Area numbered 1 is the geographic area comprised of the towns of:

Bridgeport	New Canaan
Darien	Norwalk
Easton	Stamford
Fairfield	Stratford
Greenwich	Trumbull
Milton	Weston
Monroe	Westport

AREA 2

Ansonia	New Haven
Bethany	North Branford
Branford	North Haven
Derby	Orange
East Haven	Oxford
Guilford	Seymour
Madison	Shelton
Meriden	Wallingford
Milford	West Haven
Namden	Woodbridge

AREA 3

Ashford	Middletown
Bozrah	Montville
Brooklyn	Haddam
Canterbury	New London
Chaplin	North Stonington
Chester	Norwich
Clinton	Old Lyme
Deep River	Old Saybrook
Durham	Plainfield
Eastford	Pomfret
East Lyme	Preston
East Haddam	Putnam
Essex	Salem
Franklin	Scotland
Griswold	Sprague
Groton	Sterling
Hampton	Stonington
Killingly	Thompson
Killingworth	Union
Lebanon	Voluntown
Ledyard	Waterford
Lisbon	Westbrook
Lyme	Windham
Mansfield	Woodstock
Middlefield	

AREA 4

Andover	Hebron
Avon	Manchester
Berlin	Marlborough
Bloomfield	New Britain
Bolton	New Hartford
Bristol	Newington
Burlington	Plainville
Canton	Plymouth
Colchester	Portland
Columbia	Rocky Hill
Coventry	Simsbury
Cromwell	Somers
East Granby	Southington
East Hampton	South Windsor
East Hartford	Stafford
East Windsor	Suffield
Ellington	Tolland
Enfield	Vernon
Farmington	West Hartford
Glastonbury	Wethersfield
Granby	Willington
Hartford	Windsor
Hartland	Windsor Locks

AREA 5

Barkhamsted	Newtown
Beacon Falls	Norfolk
Bethel	North Canaan
Bethlehem	Prospect
Bridgewater	Redding
Brookfield	Ridgefield
Canaan	Roxbury
Chesire	Salisbury
Colebrook	Sharon
Cornwall	Sherman
Danbury	Southbury
Goshen	Thomaston
Harwinton	Torrington
Kent	Warren
Litchfield	Washington
Middlebury	Waterbury
Morris	Watertown
Naugatuck	Winchester
New Fairfield	Wolcott
New Milford	Woodbury

DELAWARE

The State of Delaware has formally claimed exemption from designating health service areas under Section 1536 of the Act. Final determinations have yet to be made with respect to these claims.

THE DISTRICT OF COLUMBIA

The District of Columbia has formally claimed exemption from designating health service areas under Section 1536 of the Act. Final determinations have yet to be made with respect to these claims.

FLORIDA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Bay	Leon
Calhoun	Liberty
Escambia	Madison
Franklin	Okaloosa
Gadsden	Santa Rosa
Gulf	Taylor
Holmes	Wakulla
Jackson	Walton
Jefferson	Washington

AREA 2

Alachua	Lafayette
Bradford	Lake
Citrus	Levy
Columbia	Marion
Dixie	Putnam
Gilchrist	Sumter
Hamilton	Suwannee
Hernando	Union

FLORIDA—Continued

AREA 3

Baker
Clay
Duval
Flagler
Nassau
St. Johns

AREA 4

Hillsborough
Pinellas
Pasco
Manatee

AREA 5

Brevard
Orange
Osceola
Seminole
Volusia

AREA 6

Charlotte
Collier
DeSoto
Glades
Hardee
Hendry
Highlands
Lee
Polk
Sarasota

AREA 7

Palm Beach
Martin
St. Lucie
Indian River
Okeechobee

AREA 8

The single county of Broward

AREA 9

Dade
Monroe

GEORGIA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Georgia	*Tennessee*
Catoosa	Bledsoe
Dade	Bradley
Walker	Grundy
	Hamilton
	McMinn
	Marion
	Meigs
	Polk
	Rhea
	Sequatchie

AREA 2

Banks
Bartow
Chattooga
Dawson
Fannin
Floyd
Franklin
Gilmer
Gordon
Habersham
Hall
Haralson
Hart
Lumpkin
Murray
Pickens
Polk
Rabun
Stephens
Towns
Union
White
Whitfield

AREA 3

Butts
Carroll
Cherokee
Clayton
Cobb
Coweta
DeKalb
Douglas
Fayette
Forsyth
Fulton
Gwinnett
Heard
Henry
Lamar
Meriwether
Newton
Paulding
Pike
Rockdale
Spalding
Troup
Upson
Walton

AREA 4

Barrow
Burke
Clarke
Columbia
Elbert
Emanuel
Glascock
Greene
Jackson
Jefferson
Lincoln
Jenkins
Madison
McDuffie
Morgan
Oconee
Oglethorpe
Richmond
Screven
Taliaferro
Warren
Wilkes
Aiken, South Carolina

AREA 5

Baldwin
Bibb
Bleckley
Chattahoochee
Clay
Crawford
Dodge
Hancock
Houston
Jasper
Johnson
Jones
Laurens
Macon
Marion
Monroe
Montgomery
Muscogee
Harris
Peach
Pulaski
Putnam
Quitman
Randolph
Schley
Stewart
Talbot
Taylor
Telfair
Treutlen
Twiggs
Washington
Webster
Wheeler
Wilcox
Wilkinson
Russell, Alabama

AREA 6

Baker
Ben Hill
Berrien
Brooks
Calhoun
Colquitt
Cook
Crisp
Decatur
Dooly
Dougherty
Echols
Early
Grady
Irwin
Lanier
Lee
Lowndes
Miller
Mitchell
Seminole
Sumter
Terrell
Thomas
Tift
Turner
Worth

AREA 7

Appling
Atkinson
Bacon
Brantley
Bryan
Bulloch
Camden
Candler
Charlton
Clinch
Coffee
Wayne
Effingham
Evans
Glynn
Jeff Davis
Liberty
Long
McIntosh
Pierce
Tattnall
Toombs
Ware
Chatham

HAWAII

The State of Hawaii has formally claimed exemption from designating health service areas under Section 1536 of the Act. Final determinations have yet to be made with respect to these claims.

IDAHO

The State of Idaho is designated as a single Health Service Area.

ILLINOIS

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Jo Daviess
Stephenson
Winnebago
Boone
Carroll
Ogle
Whiteside
De Kalb
Lee

AREA 2

Warren
Knox
Fulton
La Salle
Putnam
Peoria
Tazewell
Henderson
McDonough
Bureau
Stark
Marshall
Woodford

AREA 3

Hancock
Schuyler
Pike
Mason
Menard
Sangamon
Greene
Macoupin
Christian
Adams
Brown
Cass
Logan
Morgan
Scott
Calhoun
Montgomery
Jersey

AREA 4

Livingston
Iroquois
DeWitt
Champaign
Moultrie
Macon
Shelby
Cumberland
McLean
Ford
Piatt
Vermilion
Douglas
Edgar
Coles
Clark

AREA 5

Fayette
Jasper
Marion
Richland
Washington
Wayne
Wabash
Perry
Hamilton
Jackson
Saline
Union
Bond
Hardin
Pulaski
Effingham
Crawford
Clay
Lawrence
Jefferson
Edwards
Randolph
Franklin
White
Williamson
Gallatin
Johnson
Pope
Alexander
Mossac

AREA 6

City of Chicago

AREA 7

Cook County (excluding Chicago)
Du Page County

AREA 8

Lake
Kane
McHenry

AREA 9

Kendall
Grundy
Will
Kankakee

AREA 10

Illinois	*Iowa*
Rock Island	Scott
Mercer	Muscatine
Henry	

AREA 11

Illinois	*Missouri*
Madison	Franklin
Clinton	St. Charles
Saint Clair	Jefferson
Monroe	St. Louis
	City: St. Louis

INDIANA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Lake
Porter
La Porte
St. Joseph
Elkhart
Lagrange
Steuben
Jasper
Starke
Marshall
Kosciusko
Noble
De Kalb
Newton
Pulaski
Fulton
Whitley
Allen
Cass
Miami
Wabash
Huntington
Wells
Adams

AREA 2

Benton
White
Howard
Grant
Blackford
Jay
Warren
Fountain
Rush
Shelby

INDIANA—Continued

area e—continued

Tippecanoe
Clinton
Tipton
Madison
Delaware
Randolph
Montgomery
Boone
Fayette
Union
Hamilton
Hendricks
Marion
Hancock
Henry
Wayne
Morgan
Johnson
Franklin
Carrol

AREA 3

Parke
Putnam
Vigo
Clay
Owen
Monroe
Brown
Bartholomew
Decatur
Sullivan
Greene
Lawrence
Jackson
Jennings
Crawford
Harrison
Floyd
Clark
Posey
Ripley
Dearborn
Knox
Daviess
Martin
Orange
Washington
Scott
Jefferson
Ohio
Switzerland
Gibson
Pike
Dubois
Vanderburgh
Warrick
Spencer
Perry
Vermillion

IOWA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Lyon
Osceola
Dickinson
Emmet
Kossuth
Winnebago
Worth
Mitchell
Howard
Winneshiek
Allamakee
Sioux
Pocahontas
Humboldt
Wright
Franklin
Butler
Bremer
Hardin
Black Hawk
Delaware
Monona
Crawford
Carroll
Greene
Boone
Marshall
Tama
Dallas
Jasper
Iowa
Cedar
Cass
Adair
Madison
Warren
Marion
Mahaska
Keokuk
Washington
Henry
Des Moines
Taylor
Decatur
Appanoose
O'Brien
Clay
Palo Alto
Hancock
Cerro Gordo
Floyd
Chickasaw
Fayette
Clayton
Plymouth
Cherokee
Buena Vista
Woodbury
Ida
Sac
Calhoun
Webster
Hamilton
Grundy
Buchanan
Dubuque
Benton
Linn
Jones
Jackson
Story
Audubon
Guthrie
Polk
Poweshiek
Johnson
Clinton
Louisa
Adams
Union
Clarke
Lucas
Monroe
Wapello
Jefferson
Van Buren
Lee
Ringgold
Wayne
Davis
Dakota, Nebraska

AREA 2

Iowa

Harrison
Shelby
Pottawattamie
Mills
Montgomery
Fremont
Page

Nebraska

Dodge
Washington
Douglas
Sarpy

AREA 3

Iowa

Scott
Muscatine

Illinois

Rock Island
Mercer
Henry

KANSAS

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Cheyenne
Rawlins
Decatur
Norton
Phillips
Smith
Jewell
Republic
Cloud
Mitchell
Osborne
Rooks
Graham
Sheridan
Thomas
Sherman
Wallace
Logan
Gove
Trego
Ellis
Russell
Lincoln
Ottawa
Lane
Scott
Wichita
Ness
Rush
Barton
Ellsworth
Saline
Hamilton
Kearny
Pinney
Hodgeman
Pawnee
Stafford
Edwards
Pratt
Kiowa
Ford
Gray
Haskell
Grant
Stanton
Morton
Stevens
Seward
Meade
Clark
Comanche
Barber
Greeley

AREA 2

Washington
Marshall
Nemaha
Brown
Doniphan
Atchison
Jackson
Pottawatomie
Riley
Clay
Dickinson
Geary
Anderson
Shawnee
Douglas
Osage
Wabaunsee
Morris
Lyon
Chase
Coffey
Franklin
Miami
Jefferson
Linn
Marion

AREA 3

Rice
McPherson
Harvey
Reno
Kingman
Harper
Sumner
Sedgwick
Butler
Cowley
Elk
Greenwood
Chautauqua
Woodson
Wilson
Montgomery
Labette
Neosho
Allen
Bourbon
Crawford
Cherokee

AREA 4

Kansas

Johnson
Leavenworth
Wyandotte

Missouri

Cass
Clay
Jackson
Platte
Ray

KENTUCKY

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Allen
Ballard
Barren
Breckinridge
Bullitt
Butler
Caldwell
Calloway
Carlisle
Christian
Crittenden
Daviess
Edmonson
Fulton
Graves
Grayson
Hancock
Hardin
Hart
Henderson
Henry
Hickman
Hopkins
Jefferson
Larue
Livingston
Logan
Lyon
Marion
Marshall
McCracken
McLean
Meade
Metcalfe
Monroe
Muhlenberg
Nelson
Ohio
Oldham
Shelby
Simpson
Spencer
Todd
Trigg
Trimble
Union
Warren
Washington
Webster

AREA 2

Adair
Anderson
Bath
Bell
Bourbon
Boyd
Boyle
Bracken
Breathitt
Carroll
Carter
Casey
Clark
Clay
Clinton
Cumberland
Elliott
Estill
Fayette
Fleming
Floyd
Franklin
Gallatin
Garrard
Grant
Green
Greenup
Harlan
Harrison
Jackson
Jessamine
Johnson
Knox
Laurel
Lawrence
Lee
Leslie
Letcher
Lewis
Lincoln
Madison
Magoffin
Martin
Knott
Mason
McCreary
Menifee
Mercer
Montgomery
Morgan
Nicholas
Owen
Owsley
Pendleton
Perry
Pike
Powell
Pulaski
Robertson
Rockcastle
Rowan
Russell
Scott
Taylor
Wayne
Whitley
Wolfe
Woodford

AREA 3

Kentucky

Boone
Kenton
Campbell

Ohio

Butler
Warren
Clinton
Hamilton
Clermont
Brown
Highland
Adams

LOUISIANA

Health Service Area numbered 1 is the geographic area comprised of the parishes of:

Jefferson
Orleans
Plaquemines
St. Bernard
St. Tammany
Assumption
Lafourche
St. Charles
St. James
St. John the Baptist
Terrebonne

AREA 2

Ascension
East Baton Rouge
East Feliciana
Iberville
Livingston
Pointe Coupee
St. Helena
Tangipahoa
Washington
West Baton Rouge
West Feliciana
Acadia
Evangeline
Iberia
Lafayette
St. Landry
St. Martin
To St. Martin
St. Mary
Vermilion
Allen
Beauregard
Calcasieu
Cameron
Jefferson Davis

AREA 3

Avoyelles
Catahoulo
Concordia
Grant
LaSalle
Rapides
Vernon
Winn
Bienville
Bossier
Caddo
Claiborne
DeSoto
Lincoln
Natchitoches
Red River
Sabine
Webster
Caldwell
East Carroll
Franklin
Jackson
Madison
Morehouse
Ouachita
Richland
Tensas
Union
West Carroll

MAINE

The State of Maine is designated as a single Health Service Area.

MARYLAND

Health Service Area number 1 is the geographic area comprised of the counties of:

Allegany
Frederick
Garrett
Washington

AREA 2

Montgomery County

AREA 3

Calvert
Charles
Prince Georges
St. Mary's

AREA 4

Anne Arundel
Baltimore
Carroll
City of Baltimore
Harford
Howard

AREA 5

Caroline
Cecil
Dorchester
Kent
Queen Anne
Somerset
Talbot
Wicomico
Worcester

MASSACHUSETTS

Health Service Area numbered 1 is the geographic area comprised of the cities of:

Chicopee
Holyoke
Northampton
North Adams
Pittsfield
Springfield
Westfield

Towns

Adams
Agawam
Alford
Amherst
Ashfield
Athol
Becket
Belchertown
Bernardston
Blandford
Buckland
Charlemont
Cheshire
Chester
Chesterfield
Clarksburg
Colrain
Conway
Cummington
Dalton
Deerfield
Easthampton
East Longmeadow
Egremont
Erving
Florida
Gill
Goshen
Granby
Granville
Great Barrington
Greenfield
Hadley
Hampden
Hancock
Hatfield
Hawley
Heath
Hinsdale
Huntington
Lanesborough
Lee
Lenox
Leverett
Leyden
Longmeadow
Ludlow
Middlefield
Monroe
Monson
Montague
Monterey
Montgomery
Mount Washington
New Ashford
New Marlborough
New Salem
Northfield
Orange
Otis
Palmer
Pelham
Peru
Petersham
Phillipston
Plainfield
Richmond
Rowe
Royalston
Russell
Sandisfield
Savoy
Sheffield
Shelburne
Shutesbury
South Hadley
Southampton
Southwick
Stockbridge
Sunderland
Tolland
Tyringham
Ware
Warren
Warwick
Washington
Wendell
Westhampton
West Springfield
West Stockbridge
Whately
Wilbraham
Williamsburg
Williamstown
Windsor
Worthington

AREA 2

Cities

Fitchburg
Gardner
Leominster
Worcester

Towns

Ashburnham
Asby
Auburn
Ayer
Barre
Berlin
Bellingham
Blackstone
Boylston
Bolton
Brimfield
Brookfield
Charlton
Clinton
Douglas
Dudley
East Brookfield
Franklin
Grafton
Groton
Hardwick
Harvard
Holden
Holland
Hopedale
Hubbardston
Lancaster
Leicester
Lunenburg
Medway
Mendon
Milford
Millbury
Millville
New Braintree
Northbridge
North Brookfield
Oakham
Oxford
Paxton
Pepperell
Princeton
Rutland
Shirley
Shrewsbury
Southbridge
Spencer
Sterling
Sturbridge
Sutton
Templeton
Townsend
Upton
Uxbridge
Wales
Webster
West Boylston
W. Brookfield
Westminster
Winchendon

AREA 3

Cities

Haverhill
Lawrence
Lowell
Newburyport

Towns

Amesbury
Andover
Billerica
Boxford
Chelmsford
Dracut
Dunstable
Georgetown
Groveland
Merrimac
Methuen
Newbury
North Andover
Rowley
Salisbury
Tewksbury
Tyngsboro
Westford
West Newbury

AREA 4

Cities

Boston
Cambridge
Newton
Quincy
Somerville
Waltham
Revere
Woburn
Chelsea
Marlborough

Towns

Acton
Arlington
Ashland
Bedford
Belmont
Boxborough
Braintree
Brookline
Burlington
Canton
Carlisle
Cohasset
Concord
Dedham
Dover
Foxborough
Framingham
Hingham
Holliston
Holbrook
Hopkinton
Hudson
Hull
Lexington
Lincoln
Littleton
Maynard
Medfield
Millis
Milton
Natick
Needham
Norwell
Norfolk
Northborough
Norwood
Randolph
Scituate
Sharon
Sherborn
Southborough
Stow
Sudbury
Walpole
Watertown
Wayland
Wellesley
Weston
Westborough
Westwood
Weymouth
Wilmington
Winchester
Winthrop
Wrentham

AREA 5

Cities

Attleboro
Brockton
Fall River
New Bedford

Towns

Abington
Acushnet
Avon
Barnstable
Berkley
Bourne
Brewster
Bridgewater
Carver
Chatham
Chilmark
Dartmouth
Dennis
Dighton
Duxbury
East Bridgewater
Eastham
Easton
Edgartown
Fairhaven
Falmouth
Freetown
Gay Head
Gosnold
Halifax
Hanover
Hanson
Harwich
Kingston
Lakeville
Mansfield
Marion
Marshfield
Mashpee
Mattapoisett
Middleborough
Nantucket
North Attleborough
Norton
Oak Bluffs
Orleans
Pembroke
Plainville
Plymouth
Plympton
Provincetown
Raynham
Rehoboth
Rochester
Rockland
Sandwich
Seekonk
Somerset
Stoughton
Swansea
Taunton
Tisbury
Truro
Wareham
Wellfleet
West Bridgewater
Westport
West Tisbury
Whiteman
Yarmouth

AREA 6

Cities

Beverly
Everett
Gloucester
Lynn
Malden
Medford
Melrose
Peabody
Salem

MASSACHUSETTS—Continued

Towns

Danvers	North Reading
Essex	Reading
Hamilton	Rockport
Ipswich	Saugus
Lynnfield	Stoneham
Manchester	Swampscott
Marblehead	Topsfield
Nahant	Wakefield
Middleton	Wenham

MICHIGAN

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Livingston	Washtenaw
Macomb	Wayne
Monroe	St. Clair
Oakland	

AREA 2

Clinton	Ingham
Eaton	Jackson
Hillsdale	
Lenawee	

AREA 3

Barry	Kalamazoo
Berrien	Van Buren
Branch	Cass
Calhoun	St. Joseph

AREA 4

Allegan	Muskegan
Kent	Newaygo
Lake	Oceana
Mason	Ottawa
Mecosta	Osceola
Montcalm	Ionia

AREA 5

Shiawassee	Genesse
Lapeer	

AREA 6

Clare	Midland
Arenac	Roscommon
Bay	Saginaw
Gratiot	Huron
Iosco	Sanilac
Gladwin	Tuscola
Isabella	Ogemaw

AREA 7

Alcona	Kalkaska
Alpena	Leelanau
Antrim	Manistee
Benzie	Missaukee
Charlevoix	Montmorency
Cheboygan	Wexford
Emmet	Presque Isle
Grand Traverse	Otsego
Crawford	Oscoda

AREA 8

Barago	Iron
Alger	Luce
Chippewa	Mackinac
Delta	Marquette
Dickinson	Menominee
Gogebic	Ontonagon
Houghton	Schoolcraft
Keweenaw	

MINNESOTA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Minnesota	*North Dakota*
Norman	Rolette
Mahnomen	Towner
Red Lake	Benson
Pennington	Eddy
Roseau	Cavalier
Lake of the Woods	Ramsey
Beltrami	Nelson
Clearwater	Pembina
Hubbard	Walsh
Kittson	Grand Folks
Marshall	
Polk	

AREA 2

Minnesota	*Wisconsin*
Koochiching	Douglas
Saint Louis	Burnett
Lake	Washburn
Itasca	Sawyer
Carlton	Bayfield
Cook	Ashland
Aitkin	Iron
	Price

AREA 3

Minnesota	
Becker	Stutsman
Wilkin	Logan
Otter Tail	McIntosh
Traverse	LaMoure
Grant	Dickey
Douglas	Griggs
Stevens	Barnes
Pope	Ransom
Clay	Steele
North Dakota	Traill
Wells	Cass
Foster	Richland
	Sargent

AREA 4

Cass	Todd
Crow Wing	Morrison
Benton	Mille Lacs
Stearns	Isanti
Wright	Pine
Kanabec	Chisago
Wadena	Sherburne

AREA 5

Anoka	Carver
Washington	Scott
Hennepin	Dakota
Ramsey	

AREA 6

Big Stone	Pipestone
Swift	Martin
Kandiyohi	Brown
Lac Qui Parle	Faribault
Chippewa	Meeker
Waseca	Watonwan
Redwood	Yellow Medicine
McLeod	Lincoln
Murray	Sibley
Le Sueur	Jackson
Blue Earth	Cottonwood
Renville	Nobles
Lyon	Nicollet
Rock	

AREA 7

Olmsted	Steele
Goodhue	Freeborn
Dodge	Fillmore
Mower	Wabasha
Rice	Winona
Houston	

MISSISSIPPI

The State of Mississippi is designated as a single Health Service Area.

MISSOURI

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Missouri	*Kansas*
Cass	Johnson
Clay	Leavenworth
Jackson	Wyandotte
Platte	
Ray	

AREA 2

Lincoln	Linn
Montgomery	Livingston
Warren	Mercer
Caldwell	Putnam
Daviess	Sullivan
Grundy	Bates
Harrison	Benton
Cedar	Gentry
Henry	Holt
Hickory	Nodaway
St. Clair	Worth
Vernon	Johnson
Camden	Lafayette
Laclede	Pettis
Miller	Audrain
Morgan	Boone
Pulaski	Callaway
Lewis	Cole
Macon	Cooper
Marion	Howard
Monroe	Moniteau
Pike	Osage
Ralls	Carroll
Randolph	Chariton
Shelby	Saline
Andrew	Adair
Buchanan	Clark
Clinton	Knox
DeKalb	Schuyler
Atchison	Scotland

AREA 3

Missouri	*Illinois*
Franklin	Clinton
Jefferson	Madison
St. Charles	Monroe
St. Louis	St. Clair
City: St. Louis	

AREA 4

Barry	Jasper
Christian	McDonald
Dade	Newton
Dallas	Douglas
Greene	Howell
Lawrence	Oregon
Polk	Ozark
Stone	Shannon
Taney	Texas
Webster	Wright
Barton	

AREA 5

Dunklin	Butler
Mississippi	Carter
New Madrid	Reynolds
Pemiscot	Ripley
Scott	Wayne
Stoddard	Bollinger
Crawford	Cape Girardeau
Dent	St. Francois
Gasconade	Ste. Genevieve
Maries	Iron
Phelps	Madison
Washington	Perry

MONTANA

The State of Montana is designated as a single Health Service Area.

NEBRASKA

Health Service area numbered 1 is the geographic area comprised of the counties of:

Sioux	Garfield
Dawes	Wheeler
Sheridan	Boone
Cherry	Madison
Keya Paha	Stanton
Boyd	Cuming
Knox	Burt
Cedar	Banner
Dixon	Kimball
Box Butte	Cheyenne
Brown	Deuel
Rock	Arthur
Holt	McPherson
Antelope	Logan
Pierce	Custer
Wayne	Valley
Thurston	Greeley
Scotts Bluff	Platte
Morrill	Colfax
Garden	Lincoln
Hooker	Dawson
Thomas	Sherman
Blaine	Franklin
Loup	Howard

NEBRASKA—Continued

Nance	Adams
Perkins	Clay
Buffalo	Dundy
Hall	Hitchcock
Hamilton	Red Willow
Merrick	Furnas
Chase	Harlan
Hayes	Webster
Frontier	Nuckolls
Gosper	Grant
Phelps	Keith
Kearney	

AREA 2

Polk	Jefferson
Butler	Gage
Saunders	Johnson
York	Nemaha
Seward	Pawnee
Lancaster	Richardson
Cass	Fillmore
Saline	Otoe
Thayer	

AREA 3

Nebraska	*Iowa*
Dodge	Harrison
Washington	Shelby
Douglas	Pottawattamie
Sarpy	Mills
	Montgomery
	Fremont
	Page

AREA 4

Nebraska

Dakota

Iowa

Lyon	O'Brien
Osceola	Clay
Dickinson	Palo Alto
Emmet	Hancock
Kossuth	Cerro Gordo
Winnebago	Floyd
Worth	Chickasaw
Mitchell	Fayette
Howard	Clayton
Winneshiek	Plymouth
Allamakee	Cherokee
Sioux	Buena Vista
Pocahontas	Woodbury
Humboldt	Ida
Wright	Sac
Franklin	Calhoun
Butler	Webster
Bremer	Hamilton
Hardin	Grundy
Black Hawk	Buchanan
Delaware	Dubuque
Monona	Benton
Crawford	Linn
Carroll	Jones
Greene	Jackson
Boone	Story
Marshall	Audubon
Tama	Guthrie
Dallas	Polk
Jasper	Poweshiek
Iowa	Johnson
Cedar	Clinton
Cass	Louisa
Adair	Adams
Madison	Union
Warren	Clarke
Marion	Lucas
Mahaska	Monroe
Keokuk	Wapello
Washington	Jefferson
Henry	Van Buren
Des Moines	Lee
Taylor	Ringgold
Decatur	Wayne
Appanoose	Davis

NEVADA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Carson City	Lincoln
Churchill	Lyon
Douglas	Mineral
Elko	Nye
Esmeralda	Pershing
Eureka	Storey
Humboldt	Washoe
Lander	White Pine

AREA 2

The single county of Clark

NEW HAMPSHIRE

The State of New Hampshire is designated as a single Health Service Area.

NEW JERSEY

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Bergen	Passaic

AREA 2

Essex	Union
Morris	Warren
Sussex	

AREA 3

Hudson

AREA 4

Hunterdon	Monmouth
Mercer	Ocean
Middlesex	Somerset

AREA 5

Atlantic	Cumberland
Burlington	Gloucester
Camden	Salem
Cape May	

NEW MEXICO

Health Service Area numbered 1 is the geographic area comprised of the following counties:

Bernalillo	San Juan (parts of)
Colfax	San Miguel
Los Alamos	Sandoval
McKinley (parts of)	Santa Fe
Mora	Taos
Rio Arriba	Torrance
Valencia	Catron
Luna	Dona Ana
Grant	Sierra
Hidalgo	Socorro
Chaves	Lea
Curry	Lincoln
De Baca	Otero
Eddy	Quay
Guadalupe	Roosevelt
Harding	Union

Area 2 is the geographic area comprised of a portion of the Navajo Nation:

New Mexico

McKinley (parts of)	San Juan (parts of)

Arizona

Apache (parts of)	Coconino (parts of)
Navajo (parts of)	

Utah

San Juan (parts of)

NEW YORK

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Allegany	Genesee
Cattaraugus	Niagara
Chautauqua	Orleans
Erie	Wyoming

AREA 2

Chemung	Seneca
Livingston	Steuben
Monroe	Wayne
Ontario	Yates
Schuyler	

AREA 3

Cayuga	Oneida
Cortland	Onondaga
Herkimer	Oswego
Jefferson	St. Lawrence
Lewis	Tompkins
Madison	

AREA 4

New York	*Pennsylvania*
Broome	Bradford
Chenango	Sullivan
Tioga	Susquehanna
	Tioga

AREA 5

Albany	Montgomery
Clinton	Otsego
Columbia	Rensselaer
Delaware	Saratoga
Essex	Schenectady
Franklin	Schoharie
Fulton	Warren
Greene	Washington
Hamilton	

AREA 6

Dutchess	Sullivan
Orange	Ulster
Putnam	Westchester
Rockland	

AREA 7

Bronx	Queens
Kings	Richmond
New York	

AREA 8

Nassau	Suffolk

NORTH CAROLINA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Alexander	Henderson
Alleghany	Jackson
Ashe	McDowell
Avery	Macon
Buncombe	Madison
Burke	Mitchell
Caldwell	Polk
Catawba	Rutherford
Clay	Swain
Cleveland	Transylvania
Graham	Watauga
Haywood	Wilkes
Cherokee	Yancey

AREA 2

Alamance	Guilford
Caswell	Randolph
Davidson	Rockingham
Davie	Stokes
Forsyth	Surry
	Yadkin

AREA 3

Cabarrus	Mecklenburg
Gaston	Rowan
Iredell	Stanly
Lincoln	Union

AREA 4

Chatham	Lee
Durham	Orange
Franklin	Person
Granville	Vance
Johnston	Wake
	Warren

NORTH CAROLINA—Continued

AREA 5

Anson, Bladen, Brunswick, Columbus, Cumberland, Harnett, Hoke, Montgomery, Moore, New Hanover, Pender, Richmond, Robeson, Sampson, Scotland

AREA 6

Beaufort, Bertie, Camden, Carteret, Chowan, Craven, Currituck, Dare, Duplin, Edgecombe, Gates, Greene, Halifax, Hertford, Hyde, Jones, Lenoir, Martin, Nash, Northampton, Onslow, Pamlico, Pasquotank, Perquimans, Pitt, Tyrrell, Washington, Wayne, Wilson

NORTH DAKOTA

Health Service Area numbered 1 is the geographic Area comprised of the counties of:

Divide, Williams, McKenzie, Golden Valley, Billings, Slope, Bowman, Dunn, Stark, Hettinger, Adams, Burke, Burleigh, Emmons, Mountrail, Renville, Ward, McLean, Mercer, Oliver, Morton, Grant, Sioux, Bottineau, McHenry, Sheridan, Pierce, Kidder

AREA 2

North Dakota	*Minnesota*
Rolette	Norman
Towner	Mahnomen
Benson	Red Lake
Eddy	Pennington
Cavalier	Roseau
Ramsey	Lake of the Woods
Nelson	Beltrami
Pembina	Clearwater
Walsh	Hubbard
Grand Forks	Kittson
	Marshall
	Polk

AREA 3

North Dakota	*Minnesota*
Wells	Becker
Foster	Wilkin
Stutsman	Otter Tail
Logan	Traverse
McIntosh	Grant
LaMoure	Douglas
Dickey	Stevens
Griggs	Pope
Barnes	Clay
Ransom	
Steele	
Traill	
Cass	
Richland	
Sargent	

OHIO

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Ohio	*Kentucky*
Butler	Boone
Warren	Kenton
Clinton	Campbell
Hamilton	
Clermont	
Brown	
Highland	
Adams	

AREA 2

Darke, Shelby, Miami, Champaign, Preble, Montgomery, Clark, Greene

AREA 3

Paulding, Putnam, Hancock, Van Wert, Allen, Hardin, Mercer, Auglaize, Logan

AREA 4

Williams, Fulton, Lucas, Defiance, Henry, Wood, Ottawa, Sandusky, Erie, Huron, Seneca

AREA 5

Marion, Morrow, Union, Delaware, Fayette, Pickaway, Fairfield, Ross, Knox, Licking, Madison, Franklin, Pike, Scioto, Wyandot

AREA 6

Coshocton, Guernsey, Harrison, Muskingum, Belmont, Perry, Morgan, Noble, Monroe, Athens, Washington, Vinton, Jackson, Meigs, Gallia, Lawrence, Jefferson, Hocking

AREA 7

Crawford, Richland, Ashland, Wayne, Stark, Holmes, Tuscarawas, Carroll

AREA 8

Summit, Portage

AREA 9

Lorain, Cuyahoga, Lake, Geauga, Medina

AREA 10

Ashtabula, Trumbull, Mahoning, Columbiana

OKLAHOMA

The State of Oklahoma is designated as a single Health Service Area.

OREGON

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Clatsop, Columbia, Tillamook, Washington, Multnomah, Clackamas

AREA 2

Benton, Coos, Curry, Douglas, Jackson, Josephine, Lane, Lincoln, Linn, Marion, Polk, Yamhill

AREA 3

Wasco, Gilliam, Morrow, Umatilla, Wallowa, Jefferson, Wheeler, Grant, Union, Baker, Deschutes, Crook, Klamath, Lake, Harney, Malheur, Sherman, Hood River

PENNSYLVANIA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Bucks, Chester, Delaware, Montgomery, Philadelphia

AREA 2

Berks, Carbon, Lehigh, Monroe, Northampton

AREA 3

Lackawanna, Luzerne, Pike, Schuylkill, Wayne, Wyoming

AREA 4

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry, York

AREA 5

Centre, Clearfield, Clinton, Columbia, Jefferson, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Union

AREA 6

Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Lawrence, Washington, Westmoreland

AREA 7

Cameron, Clarion, Crawford, Elk, Erie, Forest, McKean, Mercer, Potter, Venango, Warren

AREA 8

Pennsylvania	*New York*
Bradford	Broome
Sullivan	Chenango
Susquehanna	Tioga
Tioga	

AREA 9

Bedford, Blair, Cambria, Fulton, Huntingdon, Somerset

PUERTO RICO

Puerto Rico is designated as a single Health Service Area.

RHODE ISLAND

The State of Rhode Island has formally claimed exemption from designating health service areas under Section 1536 of the Act. Final determinations have yet to be made with respect to these claims.

SOUTH CAROLINA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Anderson, Cherokee, Greenville, Oconee, Pickens, Spartanburg, Union

AREA 2

Abbeville, Chester, Fairfield, Greenwood, Kershaw, Lancaster, Laurens, Lexington, McCormick, Newberry, Richland, Saluda, York, Edgefield

SOUTH CAROLINA—Continued

AREA 3

Chesterfield
Clarendon
Darlington
Dillon
Florence
Georgetown
Horry
Lee
Marion
Marlboro
Sumter
Williamsburg

AREA 4

Allendale
Bamberg
Barnwell
Beaufort
Berkeley
Calhoun
Charleston
Colleton
Dorchester
Hampton
Jasper
Orangeburg

AREA 5

South Carolina

Aiken

Georgia

Barrow
Burke
Clarke
Columbia
Elbert
Emanuel
Glascock
Greene
Jackson
Jefferson
Lincoln
Jenkins
Madison
McDuffie
Morgan
Oconee
Oglethorpe
Richmond
Screven
Taliaferro
Warren
Wilkes

SOUTH DAKOTA

The State of South Dakota is designated as a single Health Service Area.

TENNESSEE

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Tennessee

Carter
Greene
Hancock
Hawkins
Johnson
Sullivan
Unicoi
Washington

Virginia

Scott
Washington

AREA 2

Anderson
Blount
Campbell
Claiborne
Cocke
Grainger
Hamblen
Jefferson
Knox
Loudon
Monroe
Morgan
Roane
Scott
Sevier
Union

AREA 3

Tennessee

Bledsoe
Bradley
Grundy
Hamilton
McMinn
Marion
Meigs
Polk
Rhea
Sequatchie

Georgia

Catoosa
Dade
Walker

AREA 4

Bedford
Cannon
Cheatham
Clay
Coffee
Cumberland
Davidson
DeKalb
Dickson
Fentress
Franklin
Giles
Hickman
Houston
Humphreys
Jackson
Lawrence
Lewis
Lincoln
Macon
Marshall
Maury
Montgomery
Moore
Overton
Perry
Pickett
Putnam
Robertson
Rutherford
Smith
Stewart
Sumner
Trousdale
Van Buren
Warren
Wayne
White
Williamson
Wilson

AREA 5

Benton
Carroll
Chester
Crockett
Decatur
Dyer
Gibson
Hardeman
Hardin
Haywood
Henderson
Henry
Lake
McNairy
Madison
Obion
Weakley

AREA 6

Fayette
Lauderdale
Shelby
Tipton

TEXAS

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Dallam
Sherman
Hansford
Ochiltree
Lipscomb
Hartley
Moore
Hutchinson
Roberts
Hemphill
Oldham
Potter
Carson
Hall
Briscoe
Swisher
Castro
Parmer
Deaf Smith
Randall
Armstrong
Donley
Collingsworth
Wheeler
Gray

AREA 2

Bailey
Lamb
Hale
Floyd
Motley
King
Dickens
Crosby
Garza
Lynn
Terry
Yoakum
Cochran
Hockley
Lubbock

AREA 3

El Paso
Hudspeth
Culberson
Jeff Davis
Presidio
Brewster

AREA 4

Childress
Cottle
Hardeman
Foard
Knox
Baylor
Wilbarger
Wichita
Archer
Clay
Montague
Jack
Young
Throckmorton
Haskell
Stonewall
Kent
Fisher
Jones
Shackelford
Stephens
Eastland
Macon
Kimble
Menard
Schleicher
Sutton
Crockett
Reagan
Irion
Tom Green
Concho
McCulloch
Brown
Coleman
Runnels
Coke
Sterling
Mitchell
Scurry
Nolan
Taylor
Callahan
Comanche

AREA 5

Cooke
Grayson
Fannin
Hunt
Collin
Denton
Wise
Dallas
Rockwall
Kaufman
Navarro
Ellis
Johnson
Hood
Somervell
Erath
Palo Pinto
Parker
Tarrant
Hill
Limestone
Freestone
Leon
Roberston
Falls
McLennan
Bosque
Hamilton
Mills
Lampasas
Coryell
Bell
Williamson
San Saba

AREA 6

Fayette
Bastrop
Caldwell
Hays
Blanco
Travis
Lee
Washington
Burleson
Brazos
Grimes
Madison
Milam
Burnet
Llano

AREA 7

Lamar
Red River
Anderson
Henderson
Van Zandt
Rains
Hopkins
Delta
Franklin
Wood
Titus
Bowie
Panola
Rusk
Cherokee
Smith
Gregg
Harrison
Marion
Upshur
Camp
Morris
Cass

AREA 8

McMullen
Live Oak
Bee
Goliad
DeWitt
Gonzales
Lavaca
Jackson
Victoria
Calhoun
Refugio
Jim Wells
Duval
Cameron
Willacy
Hidalgo
Starr
Zapata
Jim Hogg
Brooks
Kenedy
Kleberg
Nueces
San Patricio
Aransas
Webb

AREA 9

Gillespie
Kendall
Kerr
Bandera
Real
Edwards
Val Verde
Comal
Bexar
Guadalupe
Wilson
La Salle
Frio
Zavala
Dimmit
Maverick
Kinney
Uvalde
Medina
Atascosa
Karnes

AREA 10

Shelby
Nacogdoches
Angelina
San Augustine
Sabine
Houston
Trinity
San Jacinto
Jefferson
Orange
Newton
Jasper
Hardin
Tyler
Polk

AREA 11

Walker
Montgomery
Waller
Austin
Harris
Liberty
Chambers
Matagorda
Brazoria
Wharton
Colorado
Fort Bend
Galveston

AREA 12

Gaines
Dawson
Borden
Howard
Martin
Andrews
Loving
Winkler
Ector
Terrell
Pecos
Reeves
Ward
Crane
Upton
Glasscock
Midland

VERMONT

The State of Vermont has formally claimed exemption from designating health service areas under Section 1536 of the Act. Final determinations have yet to be made with respect to these claims.

UTAH

Health Service Area numbered 1 is the geographic area comprised of all counties except parts of San Juan County, which is a portion of the Navajo Nation.

AREA 2

Utah	*Arizona*
San Juan (parts of)	Apache (parts of)
	Navaho (parts of)
	Coconino (parts of)

New Mexico

McKinley (parts of)
San Juan (parts of)

VIRGINIA

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Frederick	Clarke
Rappahannock	Warren
Shenandoah	Page
Fauquier	Rockingham
Greene	Madison
Culpeper	Stafford
King George	Highland
Augusta	Albermarle
Orange	Louisa
Spotsylvania	Caroline
Bath	Rockbridge
Nelson	Fluvanna

Cities

Winchester	Harrisonburg
Fredericksburg	Staunton
Waynesboro	Charlottesville
Buena Vista	

AREA 2

Loudoun	Prince William
Fairfax	Arlington

Cities

Alexandria	Fairfax
Falls Church	

AREA 3

Alleghany	Craig
Botetourt	Bedford
Amherst	Appomattox
Campbell	Roanoke
Giles	Montgomery
Floyd	Franklin
Pittsylvania	Pulaski
Carroll	Patrick
Henry	Bland
Wythe	Grayson
Tazewell	Smyth
Buchanan	Russell
Wise	Dickenson
Lee	

Cities

Clifton Forge	Covington
Lynchburg	Roanoke
Radford	Norton
Bristol	Galax
Martinsville	Danville

AREA 4

Counties

Buckingham	Cumberland
Goochland	Powhatan
Hanover	Henrico
New Kent	Charles City
Prince Edward	Amelia
Chesterfield	Prince George
Surry	Nottoway
Dinwiddie	Sussex
Charlotte	Lunenburg
Brunswick	Greensville
Halifax	Mecklenburg
Richmond	Colonial Heights
Hopewell	Petersburg
South Boston	

AREA 5

Counties

Westmoreland	Northumberland
Accomack	Richmond
Lancaster	Northampton
Essex	Middlesex
Mathews	King and Queen
Gloucester	King William
James City	York
Southampton	Isle of Wight

Cities

Williamsburg	Newport News
Hampton	Franklin
Suffolk	Nansemond
Portsmouth	Norfolk
Chesapeake	Virginia Beach

AREA 6

Counties

Virginia	*Tennessee*
Scott	Carter
Washington	Greene
	Hancock
	Hawkins
	Johnson
	Sullivan
	Unicoi
	Washington

WASHINGTON

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Clallam	Kitsap
Jefferson	King
Whatcom	Pierce
Skagit	San Juan
Snohomish	Island

AREA 2

Mason	Lewis
Grays Harbor	Walkiakum
Pacific	Cowlitz
Thurston	Clark
Klickitat	Skamania

AREA 3

Okanogan	Grant
Chelan	Yakima
Douglas	Benton
Kittitas	Franklin

AREA 4

Ferry	Whitman
Stevens	Walla Walla
Pend Oreille	Columbia
Lincoln	Garfield
Spokane	Asotin
Adams	

WEST VIRGINIA

The State of West Virginia is designated as a single Health Service Area.

WISCONSIN

Health Service Area numbered 1 is the geographic area comprised of the counties of:

Sauk	Dane
Columbia	Jefferson
Dodge	Lafayette
Richland	Green
Grant	Rock
Iowa	

AREA 2

Washington	Walworth
Ozaukee	Racine
Waukesha	Kenosha
Milwaukee	

AREA 3

Waupaca	Waushara
Outagamie	Winnebago
Calumet	Marquette
Green Lake	Fond du Lac

AREA 4

Marinette	Oconto
Menominee	Shawano
Brown	Door
Kewaunee	Manitowoc
Sheboygan	

AREA 5

Buffalo	Jackson
Trempealeau	La Crosse
Monroe	Vernon
Crawford	Eau Claire
Polk	Chippewa
Rusk	Pierce
Saint Croix	Barron
Pepin	Dunn
Clark	

AREA 6

Vilas	Taylor
Oneida	Marathon
Forest	Wood
Florence	Portage
Lincoln	Juneau
Langlade	Adams

AREA 7

Wisconsin

Douglas	Burnett
Bayfield	Washburn
Ashland	Sawyer
Iron	Price

Minnesota

Koochiching	Aitkin
Saint Louis	Carlton
Lake	Cook
Itasca	

WYOMING

The State of Wyoming is designated as a single Health Service Area.

[FR Doc.75-22664 Filed 8-29-75;8:45 am]

Office of the Secretary

HEALTH MAINTENANCE ORGANIZATIONS

Designation of Medically Underserved Areas and Population Groups

Section 1302(7) of the Public Health Service Act, as enacted by the Health Maintenance Organization Act of 1973 (Pub. L. 93-222) provides that the Secretary of Health, Education, and Welfare may designate as medically underserved those areas or population groups, both urban and rural, with a shortage of personal health services. Such designation may be made by the Secretary only after consideration of the comments (if any) of each section 314(a) State comprehensive health planning agency [1] whose section 314(a) plan covers (in whole or in part) such urban or rural area or the area in which such population group resides, and each section 314(b) areawide comprehensive health planning agency [1] whose section 314(b) plan covers (in whole or in part) such urban or rural

[1] Section 5 of the National Health Planning and Resource Development Act of 1974 (Pub. L. 93-641, 88 Stat. 2225) states that any reference in law or regulation to a section 314 (a) agency shall be considered a reference to the State health planning and development agency, as may be designated under section 1521 of the Public Health Service Act (PHS Act), and that references to section 314(b) agencies shall be considered references to health systems agencies, as may be designated under section 1515 of the PHS Act, for all or part of an area served by a section 314(b) agency.

area or the area in which such population group resides.

Section 110.203(g) of the health maintenance organization (HMO) regulations (42 CFR 110.203(g)) states that, in designating the medically underserved areas, the Secretary will take into consideration the following factors, among others:

(a) Available health resources in relation to size of the area and its population, including appropriate ratios of primary care physicians (both doctors of medicine and doctors of osteopathy) in general or family practice, internal medicine, pediatrics, obstetrics and gynecology, or general surgery, to population;

(b) Health indices for the population of the area, such as infant mortality rate;

(c) Economic factors affecting the population's access to health services, such as percentage of the population with incomes below the poverty level; and

(d) Demographic factors affecting the population's need/demand for health services, such as percentage of the population age 65 or over.

The statute encourages health maintenance organization applicants to enroll members from medically underserved areas (MUAs) and population groups by providing priority ranking and up to 100-percent funding for HMOs that will draw not less than 30 percent of their membership from medically underserved populations. There is a limitation, however, that not more than 75 percent of the membership be from a medically underserved population unless that area is also rural (see sections 1301(c)(3), 1303(b)(2), and 1304(b)(6) of the PHS Act).

The purpose of this notice is to:

(a) Describe how a methodology for identifying MUAs was developed,

(b) Show how the methodology was applied to specific data to produce a list of MUAs,

(c) Summarize the comments of comprehensive health planning (CHP) agencies on the methodology and its application,

(d) Set forth the procedure for ongoing revisions of the list of MUAs, and

(e) Publish the current MUA list, as revised following receipt of the CHP agency comments and recommendations.

Background and Computation of the Index of Medical Underservice

The technique used to identify medically underserved areas and population groups resulted from a developmental effort carried out over a number of years. Even before passage of the HMO Act in 1973, efforts were underway to develop criteria for measuring adequate primary care; with passage of the Act, this effort was reoriented toward development of criteria for defining medically underserved areas. It was decided that the development of an index of medical underservice (IMU) would be the best means to identify medically underserved areas, and the development of an index was begun.

The purpose of using an index approach, rather than individually examining a number of separate indicators against criteria for each indicator, is to allow for simultaneous consideration of all the criteria used. The chosen indicators of medical underservice are weighted according to their importance in identifying medical underservice. Because of the interdependence of the indicators, it is unlikely that any single indicator can show that an area of population group is or is not underserved. Furthermore, an index approach allows for later inclusion of any additional criteria which can be shown to make the index more predictive of underservice. Finally, an index can be used to identify gradations of underservice and, with appropriate changes in the criteria or their relative weights, a similar index can be used for other health service programs.

Initially, dimensions of medical underservice were delineated by an interdisciplinary group of experts in the fields of health care delivery, health care administration, health status and health services measurement. The dimensions studied included availability of health manpower and health facilities; physical and economic access to and effective utilization of health resources by segments of the population; health status of the population; and appropriateness and quality of health care. Seventy-two indicators of these dimensions were identified and circulated to other experts who were requested to select those which would enable health care experts to compare areas on the overall level of medical underservice. Through a combination of mail exchanges and panel discussions, the list of 72 was reduced to 20 indicators which were ranked by the experts according to their relative importance. The 20 were reduced to 9 indicators by rejecting those with low relative weights as well as those for which data were considered unavailable or difficult to collect.

Conferences were convened at which panels of experts were asked to weight the nine indicators against each other with respect to their importance for determining the relative medical underservice of various areas. The nine remaining indicators were: ratio of practicing physician equivalents to population, infant mortality rate, preventable death rate, percent of population with family incomes below the poverty level, percent of population aged 65 or over, average travel time of area residents to regular sources of primary care, per capita expenditures for health care, average travel time to emergency care, and ratio of (acute) hospital beds to population. The experts were asked to establish "utility" transformation curves for each indicator, relating possible values of each indicator to a common scale ranging from 0 (grossly underserved) to 100 (adequately served). This transformation to a common scale allowed for the summing-up of the indicator values into a single index score. Then, using a multiattribute utility estimation approach,[1] the weights and utility curves were combined into a 9-variable index of medical underservice.

Further analysis was carried out on subsets of the nine indicators. In addition to the 9-variable model, an 8-variable, a 6-variable, and a 4-variable model were analyzed. Because of data collection problems with some of the indicators in the 8- and 9-variable models and the fact that the 4-variable model's predicting ability appeared superior to the 6-variable model, the 4-variable model was selected for further study. It was found, after validation tests using sites from a wide range of geographic areas and from an extensive urban/rural mix of areas, that the chosen subset of four indicators predicted expert judgment of medical underservice almost as well as larger subsets. Also, data on the four indicators selected were considered to be the most accessible to both national and local health planners.

The indicators of medical underservice selected as the basis for the IMU are as follows:

(a) Ratio of primary care physicians to population;

(b) Infant mortality rate;

(c) Percentage of the population which is age 65 or over; and

(d) Percentage of the population with family incomes below the poverty level.

The IMU is computed using data on the four indicators, for a given area, in the following manner:

(a) The measured value for each indicator is converted to a value on a common scale of 0 to 100, using a "utility curve" established for each indicator. The curves thus relate the indicators to criteria for optimal values of the indicators in adequately served areas; the actual values can then be applied to the curves to carry out the conversion to utility values.

(b) The IMU for a given area is computed as the sum of the weighted utility values for the four indicators.

The list of medically underserved areas was produced by use of this methodology applied to national data.

Application of the Index

An initial list of MUAs was developed by applying the IMU described above to national data on the four indicators. Specifically, county-level data were used for the physician ratio and infant mortality rate. For the two census indicators (percent of the population below poverty and percent of the population age 65 or over), county and/or Minor Civil Division (MCD) or Census County Division (CCD) data were used in nonmetropolitan areas, and census tract data were used in metropolitan areas.

When the IMU was computed for all U.S. counties, it was found that the median county score was 62, therefore 62 was chosen as the cut-off point between underserved and adequately served areas. Areas with scores of 62 or less were considered underserved.

In nonmetropolitan areas the index value was computed for each county, and all counties with index values of 62 or

[1] Huber, George, "Multi-Attribute Utility Models: A Review of Field and Field-like Studies," Management Sciences, June 1974, Vol. 20, No. 10.

below were included on the list. In nonmetropolitan counties with index values above 62, the IMU was then recomputed for each MCD and CCD; those with scores of 62 or below were added to the list.

In metropolitan areas, defined here as census tracts which lie within standard metropolitan statistical areas (SMSA), the IMU was computed for each census tract. All census tracts with IMU values of 62 or below were included on the list.

Areas with a population of less than 500 (whether counties, census tracts, or MCDs) were not included in the evaluation in an effort to eliminate the listing of areas such as parks and airports.

In order to comply with the HMO Act, before a national list could be prepared, applicants for Federal assistance were encouraged to identify medically underserved areas themselves, using an index methodology described to them in draft guidelines. Proposed areas were submitted to CHP agencies for review as part of the HMO application process, and were considered for designation as underserved on an individual basis. Several HMO applicants whose projects involve service to underserved areas designated in this manner have been approved and funded. Such areas (if not also included in the national list of designated areas) will continue to be designated only until their current grants expire. Future funding under the underserved-area provisions of the HMO Act will be available only to applicants planning to serve areas on the list, or areas subsequently added to this list via the procedures described herein.

The list of areas produced by application of the IMU, plus the areas identified by HMO applicants, were submitted to CHP agencies for their review. The list incorporates revisions resulting from that review process.

Summary of Comments From Agencies

On January 15, 1975, all State and areawide comprehensive health planning agencies were sent a draft list of medically underserved areas within their jurisdictions, and a complete description of the index of medical underservice methodology and the technique used to apply the IMU to their areas. CHP agencies were asked to submit their comments and recommendations within 60 days as follows: (a) comment on the IMU method and the technique used for its application, (b) recommend additions to the list based on a recomputation of the IMU using better data available to the agency at the local level, and (c) recommend deletions from the list based on the agencies' knowledge of the area(s) or based on a recomputation of the IMU using better data available to the agencies at the local level. The CHP agencies were informed that they should also include a description of the method used for local public review of their recommendations. In reply, numerous telephone calls and 39 written comments were received.

The areas of various types on the draft list, and on the list after CHP review, are as follows:

	Number on draft list of MUA's	Number on list after CHP review (table A)	Changes
Counties	1,495	1,492	−3
Minor civil divisions/census county divisions	1,454	1,516	+62
Census tracts identified individually	5,304	5,228	−76
Census tracts identified as part of neighborhood groups	0	42	+42

Approximately 25 percent of the total population of the United States resides in the listed MUAs. The increase in the number of MCDs and CCDs after CHP comments on the list, and the decrease in the number of counties listed, represent an attempt by the CHP agencies to identify pockets of underservice within counties. The addition of the category, "Census Tracts Identified as Part of Neighborhood Groups," reflects the decision to allow local agencies to include all census tracts which are part of a natural neighborhood if the entire neighborhood MUA Index score meets the cut-off level chosen as indicating medical underservice.

Summary of CHP Comments on the Indicators, the IMU, and the Technique Used for Its Application, with Responses to the Comments

The CHP critiques of the IMU and suggestions for its improvement were divided into comments on the four indicators which make up the IMU, and comments about their application. (In this summary, the Public Health Service response follows the comment and is indented.)

A. *Comments on the Indicators.* 1. It was suggested that neither of the census-related indicators (i.e., percentage of population with family incomes below the poverty level, percentage of population age 65 or over) is a measure of medical underservice.

While none of the indicators actually measures medical underservice directly, each indicator correlates with or predicts a dimension of underservice, and evaluations of the IMU method indicate that the combination of indicators does effectively parallel the experts' judgments about the medically underserved areas.

2. Some CHP agencies noted that the 1970 census poverty data used in the IMU do not reflect the extent of poverty in 1975 and that the definition of poverty used makes it difficult to obtain more recent comparable data.

The 1970 census is the most recent nationally available source of small-area poverty data. Standard census definitions of poverty are used in computing the IMU for the various areas throughout the Nation. CHP agencies were encouraged to use any other more recent official data on any of the indicators to support suggested additions to or deletions from the MUA list.

3. The percentage of "preventable deaths" was suggested as a better indicator of medical underservice than the "infant mortality rate" used in the IMU.

The indicators used were chosen by panels of health administrators, planners, providers, and consumers from lists of indicators which included percentage of "preventable deaths." In choosing the indicators, it was necessary to consider availability of the data, and the ability to arrive at agreed-upon operational definitions for each indicator.

4. County-wide infant mortality rates were used to arrive at the IMU for all areas including sub-county areas. The adequacy of county-wide data for evaluating urban sub-county areas was questioned by the agencies.

The Department could not use sub-county infant mortality data in developing the initial list as such data were not available on a national basis. CHP agencies, however, will be allowed in the future to submit infant mortality data for sub-county areas having at least 4,000 births over a 5-year period. This level of births has been chosen to ensure the reliability of the infant mortality rate. Such areas must be defined in census units and the new rate must be used for all units comprising such sub-county areas.

5. There were four types of comments relating to the use of the physician-to-population ratio as one indicator in the IMU: the presence of physicians in an area does not necessarily represent an available service to the total population of that area; physician full-time equivalents should be computed or estimated by excluding physicians over 65 years of age and those in ill health who are in active practice; county physician-to-population ratios are not meaningful in assessing sub-county areas; and Public Health Service physicians in the National Health Service Corps (NHSC) and the Indian Health Service (IHS) should not be included as primary care physicians.

It is recognized that availability does not assure accessibility of medical care, but measurement of accessibility is not feasible at this time. Indices of accessibility are being studied, however, for possible use in the future.

Accurate measurements of "physician full-time equivalents," if available, would be more useful than the simple number of physicians spending at least 50 percent of their time in primary care, which is now used to count physicians for this indicator. Standardized measures of "physician full-time equivalents" are now being discussed and will be used if and when such data become available and can be gathered uniformly for all areas.

The use of sub-county physician ratios is being studied by the Health Resources Administration and the Health Services Administration. A uniform definition of medical service areas (primary-care service areas) is being developed for programs delivering primary medical care. County physician-to-population ratios will be used in the IMU until a medical service area definition is established.

The use of NHSC and IHS physicians in rural areas is supported on the basis

that they are a resource available to supply medical care to their particular local communities. Consideration will be given to accepting CHP agency recommendations for excluding IHS physicians, if native Americans are also excluded.

6. The use of additional indicators for the IMU was proposed, such as: population ages 16–64 who are disabled; percent of mothers receiving prenatal care in the first trimester; number of health facilities in an area; and unemployment rate.

As noted, many variables, including some of the above, have been considered. Additional indicators will be studied in future evaluations of the IMU variables.

B. *Comments on the Application of the IMU.* The principal concern expressed (and noted above in comments on the indicators) was that county data often obscure problems of maldistribution of services within counties, and that local agencies should have the option of defining natural geographic areas needing primary care service and of providing the data on all four indicators for such areas. Another concern was that the IMU did not address problems of accessibilty of primary care. The agencies recommended that, in revising the IMU, consideration be given to time and distance in relation to obtaining primary care, including such things as geographic barriers or inclement weather.

Some agencies raised questions about special problems in their areas. For example, one agency recommended that special consideration be given to areas with heavy seasonal influxes of vacationers.

All but the last of these general comments were discussed under the section on *Comments on the Indicators.*

Although the IMU does not fully reflect special local problems such as seasonal influxes, local agencies can recommend deletion of any area, or an area can be added if the locally computed IMU for that area is below the designated cut-off level. Efforts are being made to evaluate various means of refining the IMU so that it will accurately reflect local conditions and concerns. In its present state, the IMU represents a beginning in the effort to accurately assess medical underservice and identify underserved areas and population groups and, as refinements are made, they will be reflected in updated lists. Such lists will be coordinated with local planning agencies, and published periodically in the FEDERAL REGISTER.

ONGOING REVISIONS IN THE MUA LIST

The MUA list will be continuously revised using national updates including changes recommended by official CHP agencies. National updates will be based on changes in the actual value or weights of the indicators, additions or deletions of indicators, or adjustments in the cut-off level. CHP agency recommendations will be considered according to the procedure described below.

It is expected that official CHP agencies will, on a continuous basis, recommend additions to and deletions from the MUA list. (Only recommendations from official CHP agencies will be considered.) The material submitted should include a description of the method used for public involvement in the recommendation. The description may include, for example, documentation of relevant public meetings, copies of the agency's published notice of intent to review its area to identify pockets of medical underservice, or satisfactory demonstration that the Agency Advisory Board, as representative of the community, has had adequate review opportunity and has approved the agency recommendations.

If recommendations for additions and deletions are based on a recomputation of the index of medical underservice, all computations, as well as data sources and dates, must be submitted with the recommendations.

HMO applicants who intend to seek priority funding based on an intent to enroll members from MUAs should consult with the official CHP agency in the area and obtain information on the latest published MUA list. Medically underserved areas which were identified by HMO applicants prior to this Notice will be considered to be MUAs only through the term of any existing HMO grant award to the applicant, unless the area is or becomes part of the list according to the procedure described below.

Deletions. Recommendations for deletion of any area from the list must be accompanied by the reasons for the recommendation, the demonstration of public involvement in the decision and, if the recommendation is based on a recomputation of the IMU, the computations with data sources and dates. The method for computing the IMU is described in paragraph (c) below, "Computation of the Index of Medical Underservice."

Additions. The following information is required when CHP agencies recommend addition of areas to the MUA list:

(a) Geographic identification of the area. An area proposed for designation as medically underserved must be either:

(1) A county (in nonmetropolitan areas),

(2) A Minor Civil Division (MCD) or Census County Division (CCD) (in nonmetropolitan areas),

(3) A census tract (in metropolitan areas), or

(4) A group of census tracts, MCDs, or CCDs which constitute a "natural neighborhood" for MUA designation.

(CHP agencies may aggregate individual census tracts, MCDs or CCDs with contiguous tracts, MCDs or CCDs, and recommend that they be listed as underserved if the IMU for the combined area scores 62 or below. Such groupings may constitute more "natural" areas for designation as medically underserved than units such as census tracts, MCDs and CCDs because of the homogeneity of the neighborhood.)

(b) Data on the four indicators of underservice. The following data must be provided for any area recommended for designation as a medically underserved area:

(1) Ratio of primary care physicians-to-population in the county which contains the MUA. This ratio should be computed by taking the number of primary care physicians in the county containing the identified area, dividing this number by the resident population minus the resident members of the Armed Forces and inmates of institutions, and multiplying the result by 1,000. Figures used here (number of primary care physicians, resident population, resident members of the Armed Forces, and inmates of institutions) and their sources, should be stated. For the purpose of these computations, primary care physicians are defined to include the total number of active doctors of medicine (M.D.) and doctors of osteopathy (D.O.) who spend at least 50 percent of their time engaged in direct patient care in the fields of general or family practice, internal medicine, pediatrics, or obstetrics and gynecology. In metropolitan areas the computations should include all non-Federal physicians meeting the above definition. In nonmetropolitan areas the computation should include Public Health Service physicians in addition to non-Federal physicians.

(2) Infant mortality rate. This rate should be computed as an aggregate rate for the 5-year period 1966 through 1970, or more recent period of five consecutive years, as follows: Total number of infant deaths (deaths between birth and age 1 year) during the 5-year period in the county containing the identified area should be divided by the total number of live births in the county during the same period and the result multiplied by 1,000. For counties with fewer than 100 births over the 5-year period, the IMU may be computed using the State infant mortality rate instead of the county rate. The infant mortality rate for subcounty areas including the identified area and having at least 4,000 births over the 5-year period will be accepted in lieu of the county rate. The number of infant deaths and live births for the area and the sources of data used must be stated, together with the infant mortality rate computed from them. Data on infant deaths and live births may be obtained from official State agencies or the annual editions of the U.S. Public Health Service publication entitled "Vital Statistics of the United States." Unpublished data, for years later than those for which data have been published, can be obtained for specific areas from the Mortality Statistics Branch, National Center for Health Statistics, Department of Health, Education, and Welfare, Washington, D.C. 20852.

(3) Percentage of population aged 65 or over. This should be computed from 1970 U.S. census data or more recent update thereof, if any, as follows: the number of persons age 65 and over in the identified area should be divided by the resident population of that area, and the result multiplied by 100.

The figures used to compute this percentage (number of persons age 65 and over and the resident population) must be stated. These data can be obtained

from U.S. Census Bureau documents or tapes. If data are obtained from some other more recent source, that source must be identified.

(4) Percentage of population with family incomes below the poverty level. The definition of poverty used is the 1964 Social Security Administration version adopted by the Federal Interagency Committee in 1969 and revised annually to account for changes in the cost of living. This should be computed from 1970 census data or more recent update thereof, if any, as follows: the number of persons in families with incomes below the poverty level in the identified area should be added to the number of unrelated individuals with incomes below the poverty level; this total should be divided by the resident population minus members of the Armed Forces living in barracks, college students in dormitories, and inmates of institutions, and the result multiplied by 100.

The figures used to compute these percentages (the resident population, the Armed Forces living in barracks, the inmates of institutions, students in dormitories, and the number of persons with income below poverty level) must be stated. They may be obtained from the U.S. Census Bureau documents or tapes. If the data are obtained from a more recent source, the data and source should be identified.

(c) Computation of the Index of Medical Underservice. The IMU must be computed as follows to determine whether an area can be designated as medically underserved.

(1) For nonmetropolitan areas (those outside of the SMSAs) identified as an entire county, compute the IMU using county-level data for each indicator (except that for counties having fewer than 100 births over a 5-year period, the State-level infant mortality rate may be used).

(2) For nonmetropolitan areas identified as MCDs or CCDs, or groups thereof, compute the IMU using MCD/CCD-level data for the poverty and age indicators, and county-level data for the physician ratio and infant mortality rate for the county containing the areas. Sub-county infant mortality rate may be used in areas which have 4,000 or more births during the 5-year period.

(3) For metropolitan areas (SMSAs) identified as census tracts or groups of census tracts, compute the IMU using census tract-level data for the poverty and age indicators, and county-level data for the physician ratio and infant mortality rate for the county containing the census tracts. Sub-county infant mortality rate may be used in areas with 4,000 or more births during the 5-year period.

The IMU is computed by using the values from the tables set out below, in the following formula:

$$IMU = V_1 + V_2 + V_3 + V_4$$

where

V_1 = weighted value for percent of population below poverty level (see table V_1);

V_2 = weighted value for percent of population age 65 or over (see table V_2);

V_3 = weighted value for infant mortality rate (see table V_3); and

V_4 = weighted value for primary care physicians per 1,000 population (see table V_4).

If the IMU score is 62 or below, the area may be recommended for designation as an MUA.

TABLE V_1

PERCENTAGE OF POPULATION BELOW POVERTY LEVEL

In the left column find the range which includes the percentage of population below poverty level for the area being examined. The corresponding weighted value, found opposite in the right column, should be used in the formula for determining the IMU.

Percent below poverty:	*Weighted value V_1*
0	25.1
0.1–2.0	24.6
2.1–4.0	23.7
4.1–6.0	22.8
6.1–8.0	21.9
8.1–10.0	21.0
10.1–12.0	20.0
12.1–14.0	18.7
14.1–16.0	17.4
16.1–18.0	16.2
18.1–20.0	14.9
20.1–22.0	13.6
22.1–24.0	12.2
24.1–26.0	10.9
26.1–28.0	9.3
28.1–30.0	7.8
30.1–32.0	6.6
32.1–34.0	5.7
34.1–36.0	4.7
36.1–38.0	3.4
38.1–40.0	2.1
40.1–42.0	1.3
42.0–44.0	1.0
44.1–46.0	.7
46.1–48.0	.4
48.1–50.0	.1
50+	0

TABLE V_2

PERCENTAGE OF POPULATION AGED 65 AND OVER

In the left column find the range which includes the percentage of population aged 65 and over for the area being examined. The corresponding weighted value, found opposite in the right column, should be used in the formula for determining the IMU.

Percent aged 65 and over:	*Weighted value V_2*
0–7.0	20.2
7.1–8.0	20.1
8.1–9.0	19.9
9.1–10.0	19.8
10.1–11.0	19.6
11.1–12.0	19.4
12.1–13.0	19.1
13.1–14.0	18.9
14.1–15.0	18.7
15.1–16.0	17.8
16.1–17.0	16.1
17.1–18.0	14.4
18.1–19.0	12.8
19.1–20.0	11.1
20.1–21.0	9.8
21.1–22.0	8.9
22.1–23.0	8.0
23.1–24.0	7.0
24.1–25.0	6.1
25.1–26.0	5.1
26.1–27.0	4.0
27.1–28.0	2.8
28.1–29.0	1.7
29.1–30.0	.6
30+	0

TABLE V_3

INFANT MORTALITY RATE

In the left column find the range which includes the infant mortality rate for the area being examined or the area in which it lies. The corresponding weighted value, found opposite in the right column, should be used in the formula for determining the IMU.

Infant mortality rate:	*Weighted value V_3*
0–10.0	26.0
10.1–11.0	25.6
11.1–12.0	24.8
12.1–13.0	24.0
13.1–14.0	23.2
14.1–15.0	22.4
15.1–16.0	21.5
16.1–17.0	20.5
17.1–18.0	19.5
18.1–19.0	18.5
19.1–20.0	17.5
20.1–21.0	16.4
21.1–22.0	15.3
22.1–23.0	14.2
23.1–24.0	13.1
24.1–25.0	11.9
25.1–26.0	10.8
26.1–27.0	9.6
27.1–28.0	8.5
28.1–29.0	7.3
29.1–30.0	6.1
30.1–31.0	5.4
31.1–32.0	5.0
32.1–33.0	4.7
33.1–34.0	4.3
34.1–35.0	4.0
35.1–36.0	3.6
36.1–37.0	3.3
37.1–38.0	3.0
38.1–39.0	2.6
39.1–40.0	2.3
40.1–41.0	2.0
41.1–42.0	1.8
42.1–43.0	1.6
43.1–44.0	1.4
44.1–45.0	1.2
45.1–46.0	1.0
46.1–47.0	.8
47.1–48.0	.6
48.1–49.0	.3
49.1–50.0	.1
50+	0

TABLE V_4

PRIMARY CARE PHYSICIANS PER 1,000 POPULATION

In the left column find the range which includes the ratio of primary care physicians per 1,000 population for the county being examined, or the county in which the area being examined lies. The corresponding weighted value, found opposite in the right column, should be used in the formula for determining the IMU.

Primary care physicians per 1,000 population:	*Weighted value V_4*
0	.0
.001–.050	.5
.051–.100	1.6
.101–.150	2.8
.151–.200	4.1
.201–.250	5.7
.251–.300	7.3
.301–.350	9.0
.351–.400	10.7
.401–.450	12.6
.451–.500	14.8
.501–.550	16.9
.551–.600	19.1
.601–.650	20.7
.651–.700	21.9
.701–.750	23.1

Primary care physicians per 1,000 population:	*Weighted value* V_i
.751–.800	24.3
.801–.850	25.3
.851–.900	25.9
.901–.950	26.6
.951–1.000	27.2
1.001–1.050	27.7
1.051–1.100	28.0
1.101–1.150	28.3
1.151–1.200	28.6
Over 1.200	28.7

SUMMARY

The list of MUAs was developed by using an index approach to aggregate indicators which predict medical underservice and applying the Index of Medical Underservice to defined areas. The list was then modified according to recommendations submitted by CHP agencies.

Continuous modifications will be made and a revised list will be published periodically. Official CHP agencies should send their recommendations for changes on the list to Director, Bureau of Community Health Services, Department of Health, Education, and Welfare, Room 6A–14, 5600 Fishers Lane, Rockville, Maryland 20852. These recommendations must follow the procedures previously described. Recommendations will be reviewed, and CHP agencies will be notified of any action.

The areas identified as MUAs will not necessarily receive Federal resources. The areas listed may be used by HMO applicants seeking priority funding due to their intent to enroll members from MUAs. Severity of medical underservice is considered to be related to the IMU score. Therefore, if all other funding factors are equal, applicants who intend to serve listed areas with lower IMUs will be considered first. HMO applicants are encouraged to contact the CHP agencies in their areas for up-to-date information on the MUA list as well as for assistance in determining whether areas not already on the list may be eligible for designation.

THE LIST OF MEDICALLY UNDERSERVED AREAS

The list is structured with the States in alphabetical order. There are four headings which identify total counties, Minor Civil Divisions/Census County Divisions within counties, census tracts within counties, and groups of census tracts. The MCD/CCDs are identified by name; the census tracts are identified by number. Areas in each of the sections are listed alphabetically by county.

Groups of census tracts are listed only when the local CHP agency has certified that particular groupings form natura. areas for designation. Census tracts which individually qualify for designation but have been combined with other tracts in groups have been marked with double asterisks in the group listings. Census tracts in those groups not marked with asterisks qualify as an MUA only insofar as they are part of the group. In establishing or proposing service areas, HMO applicants for priority funding may choose either the areas marked by the asterisks or the entire group of census tracts, but may not select any census tract without asterisks within the group unless they are choosing the entire group.

The following areas are designated as medically underserved areas under the HMO Act of 1973:

[FR Doc.75–22628 Filed 8–29–75;8:45 am]

(33)

LIST OF MEDICALLY UNDERSERVED AREAS

ALABAMA

COUNTY	TOTAL COUNTIES
AUTAUGA	
BARBOUR	
BIBB	
BLOUNT	
BULLOCK	
BUTLER	
CALHOUN	
CHAMBERS	
CHEROKEE	
CHILTON	
CHOCTAW	
CLARKE	
CLAY	
CLEBURNE	
COFFEE	
COLBERT	
CONECUH	
COOSA	
COVINGTON	
CRENSHAW	
CULLMAN	
DALE	
DALLAS	
DE KALB	
ESCAMBIA	
FAYETTE	
FRANKLIN	
GENEVA	
GREENE	
HALE	
HENRY	
HOUSTON	
JACKSON	
LAMAR	
LAUDERDALE	
LAWRENCE	
LEE	
LOWNDES	
MACON	
MARENGO	
MARION	
MARSHALL	
MONROE	

(34)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ALABAMA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

MORGAN
PERRY
PICKENS
PIKE
RANDOLPH
ST CLAIR
SUMTER
TALLADEGA
TALLAPOOSA
WASHINGTON
WILCOX
WINSTON

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS,~~ BCHS.

(35)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ALABAMA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BALDWIN	0101.00	0102.00	0103.00	0104.00	0105.00	0106.00	0107.00
	0108.00	0109.00	0110.00	0111.00	0112.00	0113.00	0114.00
	0115.00	0116.00					
ELMORE	0101.00	0102.00	0103.00	0104.00	0105.00	0106.00	0107.00
ETOWAE	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00
	0008.00	0009.00	0010.00	0011.00	0012.00	0013.00	0014.00
	0015.00	0016.00	0017.00	0101.00	0102.00	0103.00	0104.00
	0105.00	0106.00	0107.00	0108.00	0109.00	0110.00	0111.00
JEFFERSON	0005.00	0006.00	0007.00	0008.00	0009.00	0010.00	0011.00
	0012.00	0013.00	0014.00	0015.00	0016.00	0017.00	0018.00
	0023.01	0024.00	0025.00	0026.00	0027.00	0028.01	0028.02
	0029.00	0030.00	0032.00	0033.00	0039.00	0041.00	0042.00
	0043.00	0044.00	0045.00	0046.00	0047.00	0048.01	0048.02
	0049.01	0049.02	0051.00	0055.00	0057.00	0101.00	0102.00
	0103.00	0104.00	0113.00	0114.00	0119.00	0122.00	0123.02
	0125.00	0130.00	0131.00	0133.00	0136.00	0137.00	0138.00
	0141.02						
LIMESTONE	0201.00	0202.00	0203.00	0204.00	0205.00	0206.00	0207.00
	0208.00	0209.00	0210.00	0211.00	0212.00		
MADISON	0011.00	0012.00	0016.00	0021.00	0101.00	0102.00	0103.00
	0105.00	0107.00	0112.00	0113.00			
MOBILE	0002.00	0003.00	0004.01	0004.02	0005.00	0006.00	0007.01
	0007.02	0008.00	0009.01	0009.02	0009.03	0010.01	0010.02
	0011.00	0012.01	0012.02	0013.01	0013.02	0014.00	0015.01
	0015.02	0023.02	0025.01	0025.02	0026.00	0027.00	0036.02
	0038.01	0039.01	0039.02	0040.00	0041.00	0042.00	0043.00
	0044.00	0045.00	0046.00	0048.00	0049.00	0050.00	0053.00
	0056.00	0057.00	0058.00	0059.00	0060.00	0062.00	0064.00
	0067.00	0071.00	0072.00	0073.00			
MONTGOMERY	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00
	0009.00	0010.00	0011.00	0012.00	0013.00	0014.00	0015.00
	0016.00	0017.00	0018.00	0019.00	0020.00	0021.00	0022.00
	0023.00	0024.00	0025.00	0026.00	0027.00	0029.00	0030.00
	0032.00	0033.00	0051.00	0054.00	0055.00	0056.00	0057.00
	0058.00	0059.00	0060.00				

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(36)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ALABAMA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~ ~~CENSUS TRACTS WITHIN COUNTY~~

RUSSELL	0301.00	0302.00	0303.00	0304.00	0305.00	0306.00	0307.00
	0308.00	0309.00	0310.00	0311.00	0312.00		
SHELBY	0301.00	0302.00	0303.00	0304.00	0305.00	0306.00	0307.00
	0308.00						
TUSCALOOSA	0101.00	0103.00	0104.00	0105.00	0106.00	0107.00	0113.00
	0114.00	0116.00	0117.00	0118.00	0119.00	0125.00	
WALKER	0201.00	0202.00	0203.00	0204.00	0205.00	0206.00	0207.00
	0208.00	0209.00	0210.00	0211.00	0212.00	0213.00	0214.00
	0215.00	0216.00	0217.00	0218.00	0219.00		

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(37)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

ALASKA ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ANGOON DIVISION	
BETHEL DIVISION	
BRISTOL BAY DIVISION	
KOBUK DIVISION	
KUSKOKWIM DIVISION	
NOME DIVISION	
SOUTHEAST-FAIRBANKS DIV.	
UPPER YUKON DIVISION	
WADE HAMPTON DIVISION	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(38)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

ARIZONA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
APACHE	
GRAHAM	
GREENLEE	
NAVAJO	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
COCHISE	DOUGLAS DIV	ELFRIDA DIV
COCONINO	KAIBAB DIV	RESERVATION DIV
GILA	RESERVATION DIV	TONTO DIV
MOHAVE	MOHAVE NORTH DIV	
PINAL	CASA GRANDE DIV ELOY DIV SACATON DIV	COOLIDGE DIV MARICOPA-STANFIELD DIV
SANTA CRUZ	PATAGONIA DIV	
YAVAPAI	CONGRESS DIV	
YUMA	SOMERTON DIV	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
MARICOPA	0202.00	0716.00	1102.00	1128.00	1131.00	1133.00	1139.00
	1140.00	1143.00	1149.00	3193.00	3200.00	4202.00	4226.00
	6232.00						
PIMA	0004.00	0009.00	0010.00	0042.00	0048.00		

* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS. (This footnote applicable wherever asterisk appears in the text of this document.)

(39)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

ARKANSAS ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ARKANSAS	
ASHLEY	
BAXTER	
BENTON	
BRADLEY	
CALHOUN	
CARROLL	
CHICOT	
CLARK	
CLAY	
CLEBURNE	
CLEVELAND	
COLUMBIA	
CONWAY	
CRAIGHEAD	
CROSS	
DALLAS	
DESHA	
DREW	
FAULKNER	
FRANKLIN	
FULTON	
GARLAND	
HEMPSTEAD	
HOT SPRING	
HOWARD	
INDEPENDENCE	
IZARD	
JACKSON	
JOHNSON	
LAFAYETTE	
LAWRENCE	
LEE	
LINCOLN	
LITTLE RIVER	
LOGAN	
LONOKE	
MADISON	
MARION	
MISSISSIPPI	
MONROE	
MONTGOMERY	
NEVADA	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, SCHS.~~

(40)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ARKANSAS~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~ [redacted]

NEWTON
OUACHITA
PERRY
PHILLIPS
PIKE
POINSETT
POLK
PRAIRIE
RANDOLPH
ST FRANCIS
SCOTT
SEARCY
SHARP
STONE
VAN BUREN
WHITE
WOODRUFF

~~PREPARED BY DIVISION OF NOTIFICATION AND ANALYSIS, NCHS.~~

(41)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ARKANSAS~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BOONE	CARROLLTON TWP	FLIPPIN TWP
	LEE TWP	NORTH HARRISON TWP
	OMAHA TWP	SUGAR LOAF TWP
GREENE	BRECKENRIDGE TWP	CROWLEY TWP
	HURRICANE TWP	
POPE	CONVENIENCE TWP	DOVER TWP
	GRIFFIN TWP	JACKSON TWP
UNION	BOONE TWP	HENDERSON TWP
	VAN BUREN TWP	WILMINGTON TWP
WASHINGTON	BRUSH CREEK TWP	CANE HILL TWP
	ILLINOIS TWP	LITTERAL TWP
	PRAIRIE GROVE TWP	STARR HILL TWP
	WINSLOW TWP	
YELL	FERGUSON TWP	LAMAR TWP
	RILEY TWP	WARD TWP

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
CRAWFORD	0201.00	0202.00	0203.00	0204.00	0205.00		
CRITTENDEN	0301.00	0302.00	0303.00	0304.00	0305.00	0306.00	0307.00
	0308.00	0309.00	0310.00	0311.00			
JEFFERSON	0001.00	0002.00	0003.00	0005.00	0006.00	0007.00	0008.00
	0010.00	0011.00	0012.00	0013.00	0014.00	0016.00	0017.00
	0019.00	0020.00	0021.00				
MILLER	0201.00	0202.00	0203.00	0204.00	0205.00	0206.00	0207.00
	0208.00	0209.00	0210.00				
PULASKI	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00
	0008.00	0009.00	0010.00	0011.00	0012.00	0013.00	0018.00
	0025.00	0026.00	0028.00	0038.00	0039.00	0040.01	
SALINE	0102.00						
SEBASTIAN	0003.00						

(42)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

CALIFORNIA ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
IMPERIAL	
LAKE	
MADERA	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
MERCED	LOS BALOS DIV	LIVINGSTON-DELHI DIV
	PLANADA-LE GRAND DIV	
MODOC	SURPRISE VALLEY DIV	TULE LAKE DIV
TEHAMA	EAST TEHAMA DIV	LOS MOLINOS-VINA DIV
TULARE	EARLIMART DIV	OROSI-CUTLER DIV
	PIXLEY DIV	TERRA BELLA DIV

(43)

~~AREAS WITH SCORES OF 62 OR LESS ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~CALIFORNIA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ALAMEDA	4013.00	4018.00	4019.00	4021.00	4026.00	4028.00	4029.00
	4030.00	4034.00	4037.00	4053.00	4072.00	4088.00	4274.00
CONTRA COSTA	3280.00						
FRESNO	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00
	0008.00	0009.00	0010.00	0011.00	0012.00	0014.01	0015.00
	0022.00	0040.00	0068.00	0071.00	0083.00	0084.02	
KERN	0004.00	0014.00	0015.00	0016.00	0020.00	0021.00	0022.00
	0023.01	0023.02	0024.00	0025.00	0028.04	0031.03	0032.01
	0039.00	0040.00	0042.00	0044.00	0045.00	0048.00	0052.00
	0063.00	0064.00					
LOS ANGELES	1902.00	1916.01	1923.00	1945.00	2031.00	2034.00	2045.01
	2061.00	2062.00	2063.00	2073.00	2077.00	2078.00	2079.00
	2087.00	2088.00	2089.00	2092.00	2093.00	2094.00	2095.00
	2098.00	2113.00	2118.00	2122.00	2144.00	2145.00	2146.00
	2151.00	2164.00	2202.00	2214.02	2219.00	2264.00	2281.00
	2282.00	2283.00	2288.00	2289.00	2291.00	2293.00	2391.00
	2396.00	2408.00	2409.00	2421.00	2422.00	2423.00	2426.00
	2427.00	2428.00	2431.00	2734.00	4019.02	4088.00	4636.00
	5328.00	5352.00	5354.00	5404.00	5406.00	5716.00	5725.00
	5728.00	5758.00	5759.00	5760.00	5761.00	5762.00	5763.00
	5765.00	5766.00	5767.00	7014.00	7019.00		
MONTEREY	0013.00	0118.00	0124.00	0129.00			
NAPA	2013.00	2020.00					
ORANGE	0626.05						
RIVERSIDE	0302.00	0303.00	0427.01	0427.02	0430.00	0431.00	0434.00
	0435.00	0436.00	0437.00	0438.01	0438.02	0440.00	0441.00
	0445.00	0448.01	0457.01				
SACRAMENTO	0005.00	0006.00	0007.00	0009.00	0010.00	0011.00	0012.00
	0014.00	0053.00					
SAN BERNARDINO	0014.00	0030.00	0041.00	0048.00	0049.00	0054.00	0055.00
	0056.00	0057.00	0058.00	0059.00	0060.00	0065.00	0068.00
	0081.00	0082.00	0087.00	0088.00	0091.01	0104.03	0104.04
	0105.00						
SAN DIEGO	0003.00	0007.00	0013.00	0048.00	0052.00	0053.00	0056.00
	0057.00	0059.00	0060.00	0066.00	0082.00	0170.00	0185.02
	0186.03	0200.01					

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(44)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~CALIFORNIA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~ ~~CENSUS TRACTS WITHIN COUNTY~~

SAN FRANCISCO	0114.00	0115.00	0123.00	0124.00	0125.00	0155.00	0176.00
SAN JOAQUIN	0001.00	0006.00	0022.00				
SOLANO	2509.00	2510.00	2512.00	2515.00	2516.00	2517.02	2527.00
	2529.02	2533.00					
SONOMA	1519.00	1520.00					
STANISLAUS	0012.00	0017.00	0018.00				
VENTURA	0023.00	0024.00	0032.00	0043.01	0043.02		

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, PCHS.~~

(45)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

COLORADO ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
CHEYENNE	
CONEJOS	
COSTILLA	
CROWLEY	
CUSTER	
ELBERT	
FREMONT	
HUERFANO	
KIOWA	
LAKE	
LAS ANIMAS	
MINERAL	
MONTEZUMA	
MONTROSE	
OTERO	
RIO GRANDE	
SAGUACHE	
WASHINGTON	
YUMA	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY		
BENT	LAS ANIMAS DIV		
EAGLE	EAGLE-GYPSUM DIV		
LA PLATA	IGNACIO DIV		
LOGAN	CROOK DIV	FLEMING DIV	
MORGAN	WELDONA DIV	WIGGINS DIV	
PHILLIPS	HAXTUN DIV		
PROWERS	GRANADA DIV TWO BUTTE CREEK DIV	HOLLY DIV	
ROUTT	OAK CREEK DIV	YAMPA DIV	
TELLER	CRIPPLE CREEK DIV		

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ADAMS	0084.00	0089.52					
DENVER	0017.02	0024.02	0025.00	0026.01			
EL PASO	0010.00	0013.01	0014.00	0015.00	0016.00	0017.00	0018.00
	0022.00	0023.00	0024.00	0026.00	0027.00	0028.00	0039.01
PUEBLO	0002.00	0006.00	0007.00	0008.00	0010.00	0011.00	0012.00
	0013.00	0014.00	0015.00	0019.00	0020.00	0021.00	0022.00
	0023.00	0025.00	0026.00	0028.02	0028.03	0029.01	0029.02
	0030.01	0030.02	0032.00	0033.00	0034.00		

(46)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NON METROPOLITAN AREAS~~

CONNECTICUT	
COUNTY	MCD/CCD* WITHIN COUNTY
TOLLAND	WILLINGTON TOWN

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
FAIRFIELD	0742.00						
HARTFORD	4972.00	5003.00	5005.00	5008.00	5009.00	5010.00	5017.00
	5020.00	5022.00	5046.00				
NEW HAVEN	1408.00	1416.00	1421.00	3501.00			
NEW LONDON	6905.00	6906.00	6969.00	7022.00	7023.00		

(47)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

DELAWARE ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
SUSSEX	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
NEW CASTLE	0004.00	0007.00	0008.00	0009.00	0011.00	0016.00	0019.00

(48)

~~AREAS WITH SCORES OF 62 OR LESS ON THE INDEX OF MEDICAL UNDERSERVICE~~

DIST OF COLUMB ~~METROPOLITAN AREAS~~

COUNTY	CENSUS TRACTS WITHIN COUNTY						
DIST OF COLUMBIA	0005.00	0010.02	0013.00	0014.00	0030.00	0033.01	0034.00
	0035.00	0036.00	0038.00	0041.00	0043.00	0044.00	0045.00
	0046.00	0047.00	0048.01	0048.02	0049.01	0049.02	0050.00
	0051.00	0058.00	0059.00	0060.02	0064.00	0067.00	0069.00
	0071.00	0072.00	0074.01	0074.04	0077.03	0078.01	0078.04
	0078.08	0083.01	0097.00	0098.00			

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, ECHS.~~

(49)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NON-METROPOLITAN AREAS~~

FLORIDA

COUNTY	TOTAL COUNTIES
BAKER	
BRADFORD	
CALHOUN	
CHARLOTTE	
CITRUS	
CLAY	
COLUMBIA	
DE SOTO	
DIXIE	
FLAGLER	
FRANKLIN	
GADSDEN	
GILCHRIST	
GLADES	
GULF	
HAMILTON	
HARDEE	
HENDRY	
HERNANDO	
HIGHLANDS	
HOLMES	
JACKSON	
JEFFERSON	
LAFAYETTE	
LAKE	
LEVY	
LIBERTY	
MADISON	
MANATEE	
MARION	
MARTIN	
NASSAU	
OKEECHOBEE	
OSCEOLA	
PASCO	
PUTNAM	
ST JOHNS	
ST LUCIE	
SUMTER	
SUWANNEE	
UNION	
VOLUSIA	
WAKULLA	
WALTON	
WASHINGTON	

(50)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~FLORIDA~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~	ECD/CCD* WITHIN COUNTY	
BAY	PANAMA CITY DIV YOUNGSTOWN DIV	SOUTHPORT DIV
COLLIER	IMMOKALEE DIV	
INDIAN RIVER	SEBASTIAN-VERO BEACH NORTH	VERO BEACH DIV
LEE	TICE-ALVA DIV	
OKALOOSA	BAKER DIV LAUREL HILL DIV	CRESTVIEW DIV
POLK	BARTOW EAST DIV FROSTPROOF DIV LAKE WALES DIV WINTER HAVEN DIV	DAVENPORT DIV HAINES CITY DIV LAKE WALES SOUTH-BABSON PA
SARASOTA	ENGLEWOOD DIV VENICE DIV	SARASOTA DIV
TAYLOR	PERRY NORTH DIV	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, PCHS.~~

(51)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~FLORIDA~~ ~~METROPOLITAN AREAS~~	
~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
ALACHUA	0002.00 0006.00 0008.00
BROWARD	0101.00 0102.00 0103.00 0108.00 0109.00 0110.00 0302.00 0305.00 0311.00 0312.00 0401.00 0405.00 0406.00 0411.00 0415.00 0416.00 0418.00 0419.00 0420.00 0421.00 0422.00 0502.00 0505.00 0601.00 0702.00 0901.00 0903.00 0904.00 0916.00 0919.00 0920.00 1001.00 1002.00 1005.00
DADE	0001.01 0002.08
DUVAL	0001.00 0002.00 0003.00 0004.00 0005.00 0006.00 0007.00 0008.00 0010.00 0011.00 0012.00 0013.00 0014.00 0015.00 0016.00 0017.00 0018.00 0019.00 0020.00 0021.00 0022.00 0023.00 0024.00 0026.00 0027.00 0028.00 0029.00 0106.00 0107.00 0110.00 0113.00 0114.00 0115.00 0116.00 0119.00 0121.00 0122.00 0135.00 0137.00 0138.00 0139.00 0140.00 0142.00 0143.00 0155.00 0163.00 0168.00
ESCAMBIA	0002.00 0003.00 0004.00 0005.00 0006.00 0007.00 0008.00 0009.00 0012.00 0014.00 0015.00 0016.00 0017.00 0018.00 0019.00 0020.00 0021.00 0022.00 0023.00 0024.00 0025.00 0026.00 0027.00 0029.00 0030.00 0032.00 0033.00 0034.00 0035.00 0036.00 0037.00 0038.00 0039.00 0040.00
HILLSBOROUGH	0004.00 0006.00 0007.00 0010.00 0012.00 0015.00 0016.00 0018.00 0019.00 0021.00 0022.00 0023.00 0026.00 0029.00 0030.00 0031.00 0032.00 0033.00 0034.00 0035.00 0037.00 0038.00 0039.00 0040.00 0041.00 0042.00 0043.00 0044.00 0046.00 0049.00 0050.00 0053.00 0055.00 0056.00 0061.00 0069.00 0125.00 0126.00 0127.00 0129.00 0130.00 0131.00 0138.00 0140.00 0141.00
LEON	0001.00 0005.00 0006.00 0011.00 0012.00 0014.00
ORANGE	0101.00 0102.00 0103.00 0104.00 0105.00 0106.00 0107.00 0109.00 0110.00 0114.00 0117.00 0146.00 0159.00 0160.00 0172.00 0174.00 0175.00 0176.00 0179.00

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, NCHS.~~

(52)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~FLORIDA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	~~CENSUS TRACTS WITHIN COUNTY~~						
PALM BEACH	0001.00	0005.00	0006.00	0012.00	0013.00	0015.00	0016.00
	0017.00	0019.00	0022.00	0023.00	0024.00	0026.00	0027.00
	0028.00	0034.00	0035.00	0036.00	0044.00	0045.00	0049.00
	0050.00	0051.00	0052.00	0053.00	0054.00	0055.00	0056.00
	0060.00	0061.00	0062.00	0063.00	0064.00	0065.00	0067.00
	0068.00	0073.00	0074.00	0075.00	0077.00	0080.00	0082.00
	0083.00						
PINELLAS	0201.01	0202.02	0203.00	0204.00	0205.00	0206.00	0208.00
	0209.00	0210.00	0211.00	0212.00	0213.00	0214.00	0215.00
	0216.00	0217.00	0218.00	0219.00	0220.00	0221.00	0222.00
	0223.00	0226.01	0226.02	0227.00	0228.01	0228.02	0229.00
	0230.00	0231.00	0232.00	0233.00	0234.00	0235.00	0236.00
	0237.00	0238.00	0239.00	0240.01	0240.02	0241.00	0242.00
	0243.02	0244.01	0244.02	0245.00	0246.00	0247.00	0248.00
	0249.01	0249.02	0250.01	0251.01	0251.02	0251.03	0251.04
	0252.01	0252.02	0253.00	0254.02	0254.03	0255.01	0256.00
	0257.00	0259.00	0260.00	0261.00	0262.00	0264.00	0265.00
	0266.00	0267.00	0269.01	0269.02	0270.00	0271.01	0271.02
	0272.00	0274.00	0276.00	0277.00	0278.00	0279.00	0280.01
	0280.02	0281.00	0282.00	0283.00	0284.00	0285.00	
SANTA ROSA	0101.00	0102.00	0104.00	0105.00	0106.00	0107.00	0108.00
SEMINOLE	0201.00	0202.00	0204.00	0205.00	0207.00	0210.00	0211.00

~~COUNTY~~	~~AREA~~		GROUPS OF CENSUS TRACTS
DADE	AREA	1	0042.00**0043.00**0044.00**0045.00**
DADE	AREA	2	0113.00**0114.00

**TRACTS WHICH HAVE INDEX SCORES OF 62 OR BELOW.

(53)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

GEORGIA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
APPLING	
ATKINSON	
BAKER	
BANKS	
BARTOW	
BEN HILL	
BERRIEN	
BLECKLEY	
BRANTLEY	
BROOKS	
BRYAN	
BULLOCH	
BURKE	
CALHOUN	
CAMDEN	
CANDLER	
CARROLL	
CATOOSA	
CHARLTON	
CHATTOOGA	
CHEROKEE	
CLAY	
CLINCE	
COFFEE	
COLQUITT	
COLUMBIA	
COOK	
COWETA	
CRAWFORD	
CRISP	
DADE	
DAWSON	
DECATUR	
DODGE	
DOOLY	
EARLY	
ECHOLS	
EFFINGHAM	
ELBERT	
EMANUEL	
EVANS	
FANNIN	
FLOYD	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(54)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~GEORGIA~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

FORSYTH
FRANKLIN
GILMER
GLASCOCK
GLYNN
GRADY
GREENE
HABERSHAM
HANCOCK
HARRIS
HART
HEARD
HENRY
IRWIN
JASPER
JEFF DAVIS
JEFFERSON
JENKINS
JOHNSON
JONES
LAMAR
LAURENS
LEE
LIBERTY
LINCOLN
LONG
LUMPKIN
MCDUFFIE
MCINTOSH
MACON
MADISON
MARION
MERIWETHER
MILLER
MITCHELL
MONROE
MONTGOMERY
MORGAN
MURRAY
NEWTON
OCONEE
OGLETHORPE
PEACH

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, LCHS.~~

(55)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~GEORGIA~~	~~NON METROPOLITAN AREAS~~
~~COUNTY~~	~~C O U N T I E S~~
PICKENS	
PIERCE	
PIKE	
POLK	
PULASKI	
PUTNAM	
QUITMAN	
RABUN	
RANDOLPH	
SCHLEY	
SCREVEN	
STEWART	
SUMTER	
TALBOT	
TALIAFERRO	
TATTNALL	
TAYLOR	
TELFAIR	
TERRELL	
THOMAS	
TIFT	
TOOMBS	
TOWNS	
TREUTLEN	
TROUP	
TURNER	
TWIGGS	
UNION	
UPSON	
WALTON	
WARREN	
WASHINGTON	
WAYNE	
WEBSTER	
WHEELER	
WILCOX	
WILKES	
WILKINSON	
WORTH	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, DCHS.~~

(56)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~GEORGIA~~ — ~~NON METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BACON	ROCKINGHAM DIV	
BALDWIN	MIDWAY-HARDWICK DIV	
BARROW	BETHLEHEM DIV	
BUTTS	JACKSON DIV TOWALIGA DIV	JENKINSBURG DIV
DOUGLAS	BILLAPP DIV FAIRPLAY DIV	DOUGLASVILLE DIV
GORDON	FAIRMOUNT DIV	
JACKSON	MAYSVILLE DIV	
LANIER	LAKELAND DIV	
LOWNDES	HAHIRA DIV	NAYLOR DIV
PAULDING	YORKVILLE DIV	
ROCKDALE	NORTH ROCKDALE DIV	SOUTH ROCKDALE DIV
SPAULDING	GRIFFIN DIV	ORCHARD HILL-RINGGOLD DIV
WARE	DIXIE UNION DIV	MANOR DIV
WHITE	MOSSY CREEK DIV	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(57)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~GEORGIA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BIBB	0101.00	0102.00	0103.00	0104.00	0105.00	0106.00	0108.00
	0109.00	0111.00	0112.00	0113.00	0114.00	0115.00	0116.00
	0123.00	0124.00	0125.00	0127.00	0130.00	0133.00	0136.00
CHATHAM	0001.00	0002.00	0003.00	0005.00	0006.00	0007.00	0008.00
	0009.00	0010.00	0011.00	0012.00	0013.00	0015.00	0017.00
	0018.00	0019.00	0020.00	0021.00	0022.00	0023.00	0024.00
	0025.00	0026.00	0027.00	0028.00	0029.00	0030.00	0032.00
	0033.00	0036.01	0044.00	0045.00	0102.00	0106.02	
CHATTAHOOCHEE	0201.00						
COLUMBUS	0001.00	0003.00	0005.00	0006.00	0007.00	0012.00	0013.00
	0014.00	0015.00	0016.00	0018.00	0019.00	0020.00	0023.00
	0024.00	0025.00	0026.00	0027.00	0028.00	0029.01	0029.02
	0030.00	0031.00	0032.00	0033.00	0034.00	0106.01	0107.01
	0107.02	0109.00					
DE KALB	0205.00	0206.00	0221.00				
DOUGHERTY	0002.00	0003.00	0008.00	0012.00	0014.00	0015.00	0101.00
	0102.00	0103.00	0104.00	0106.00	0110.00		
FULTON	0008.00	0015.00	0017.00	0018.00	0019.00	0020.00	0021.00
	0022.00	0023.00	0025.00	0026.00	0027.00	0028.00	0029.00
	0032.00	0033.00	0035.00	0037.00	0039.00	0041.00	0042.00
	0043.00	0044.00	0045.00	0046.00	0047.00	0048.00	0053.00
	0055.01	0055.02	0056.00	0057.00	0059.00	0063.00	0067.00
	0086.02	0087.01	0087.02				
GWINNETT	0501.00	0502.00	0503.00	0505.00	0506.00	0507.00	
HOUSTON	0201.00	0207.00	0212.00	0213.00	0215.00		
RICHMOND	0002.00	0004.00	0006.00	0007.00	0008.00	0009.00	0014.00
	0015.00	0106.00					
WALKER	0206.00	0207.00	0208.00	0209.00			

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(58)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~HAWAII~~	~~METROPOLITAN AREAS~~
COUNTY	CENSUS TRACTS WITHIN COUNTY
HONOLULU	0052.00 0054.00 0062.02

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~

(59)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

IDAHO ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BOISE	
BOUNDARY	
CUSTER	
LINCOLN	
MINIDOKA	
OWYHEE	
PAYETTE	
WASHINGTON	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BANNOCK	LAVA HOT SPRINGS DIV	
BENEWAH	PLUMMER DIV	TENSED DIV
BINGHAM	ABERDEEN DIV FORT HALL DIV	ATOMIC CITY DIV
CASSIA	ALBION DIV	OAKLEY DIV
GEM	SWEET DIV	
JEFFERSON	HAMER DIV	ROBERTS DIV

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
ADA	0001.00

(60)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

ILLINOIS ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ALEXANDER	
BROWN	
CALHOUN	
CLARK	
CLAY	
DE WITT	
EDWARDS	
FAYETTE	
FRANKLIN	
FULTON	
GALLATIN	
GREENE	
GRUNDY	
HAMILTON	
HARDIN	
JOHNSON	
LAWRENCE	
MASSAC	
MONTGOMERY	
PIKE	
POPE	
PULASKI	
SALINE	
SCHUYLER	
SHELBY	
UNION	
WARREN	
WASHINGTON	
WAYNE	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(61)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ILLINOIS~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ADAMS	CAMP POINT TWP	CLAYTON TWP
	HONEY CREEK TWP	KEENE TWP
	NORTHEAST TWP	
BOND	TAMALCO TWP	
CARROLL	ROCK CREEK TWP	
CHRISTIAN	LOCUST TWP	MOSQUITO TWP
	PANA TWP	RICKS TWP
CLINTON	IRISHTOWN TWP	LAKE TWP
	MERIDIAN TWP	ST ROSE TWP
	SANTA FE TWP	WHEATFIELD TWP
COLES	EAST OAKLAND TWP	
CUMBERLAND	GREENUP TWP	SUMPTER TWP
DOUGLAS	NEWMAN TWP	
EDGAR	EDGAR TWP	KANSAS TWP
	ROSS TWP	
EFFINGHAM	JACKSON TWP	LIBERTY TWP
	LUCAS TWP	MOUND TWP
HANCOCK	AUGUSTA TWP	CHILI TWP
	LA HARPE TWP	
HENDERSON	BIGGSVILLE TWP	LOMAX TWP
IROQUOIS	MARTINTON TWP	
JASPER	CROOKED CREEK TWP	FOX TWP
	STE MARIE TWP	WADE TWP
JEFFERSON	BALD HILL TWP	CASNER TWP
	PENDLETON TWP	SPRING GARDEN TWP
	WEBBER TWP	
JO DAVIESS	APPLE RIVER TWP	ELIZABETH TWP
	WARREN TWP	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(62)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ILLINOIS~~	~~NON METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
KANKAKEE	MANTENO TWP	PEMBROKE TWP
KNOX	COPLEY TWP VICTORIA TWP	KNOX TWP
LA SALLE	FREEDOM TWP	HOPE TWP
LEE	CHINA TWP	
LIVINGSTON	NEBRASKA TWP	
LOGAN	PRINCE TWP	
MACOUPIN	CAHOKIA TWP HILLYARD TWP SOUTH PALMYRA TWP	GILLESPIE TWP SHAWS POINT TWP
MARION	ALMA TWP	STEVENSON TWP
MARSHALL	LACON TWP ROBERTS TWP	RICHLAND TWP
MASON	FOREST CITY TWP MASON CITY TWP SHERMAN TWP	HAVANA TWP OLIVER TWP
MENARD	GREENVIEW PREC	
MERCER	ASHGTON TWP PERRYTON TWP	KEITHSBURG TWP
MONROE	MITCHIE PREC	
MORGAN	ALEXANDER PREC FRANKLIN PREC	CHAPIN PREC WAVERLY PREC
OGLE	MARYLAND TWP WHITE ROCK TWP	PINE CREEK TWP
PERRY	BEAUCOUP PREC DU QUOIN PREC TAMAROA PREC	CUTLER PREC SWANWICK PREC

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(63)

~~AREAS WITH SCORES OF 67 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ILLINOIS~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD*—WITHIN COUNTY~~	
RANDOLPH	RUMA PREC	
SCOTT	NORTH WINCHESTER PREC	SOUTH WINCHESTER PREC
STEPHENSON	ONECO TWP WEST POINT TWP	SILVER CREEK TWP WINSLOW TWP
VERMILION	ELWOOD TWP	SIDELL TWP
WHITE	BURNT PRAIRIE TWP MILL SHOALS TWP	INDIAN CREEK TWP
WHITESIDE	CLYDE TWP	USTICK TWP
WILLIAMSON	BLAIRSVILLE PREC CRAL SPRINGS PREC LAKE CREEK PREC	CORINTH PREC EAST MARION PREC STONEFORT PREC

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, DCHS.~~

(64)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ILLINOIS~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
CHAMPAIGN	0001.00	0002.00	0003.00				
COOK	0103.00	0301.00	0306.00	0307.00	0310.00	0312.00	0313.00
	0314.00	0315.00	0316.00	0317.00	0320.00	0321.00	0401.00
	0409.00	0508.00	0514.00	0605.00	0606.00	0608.00	0609.00
	0610.00	0619.00	0621.00	0632.00	0633.00	0707.00	0708.00
	0712.00	0714.00	0719.00	0720.00	0801.00	0803.00	0804.00
	0805.00	0808.00	0809.00	0810.00	0811.00	0812.00	0813.00
	0815.00	0816.00	0817.00	0818.00	0819.00	1603.00	1903.00
	2303.00	2308.00	2315.00	2316.00	2317.00	2402.00	2404.00
	2405.00	2406.00	2409.00	2410.00	2411.00	2412.00	2413.00
	2414.00	2416.00	2417.00	2418.00	2420.00	2426.00	2429.00
	2431.00	2434.00	2435.00	2523.00	2524.00	2601.00	2602.00
	2603.00	2605.00	2606.00	2607.00	2608.00	2609.00	2702.00
	2703.00	2704.00	2705.00	2706.00	2707.00	2708.00	2709.00
	2710.00	2711.00	2712.00	2713.00	2714.00	2715.00	2716.00
	2717.00	2718.00	2719.00	2803.00	2804.00	2805.00	2807.00
	2808.00	2809.00	2812.00	2813.00	2814.00	2815.00	2816.00
	2817.00	2818.00	2819.00	2826.00	2829.00	2830.00	2832.00
	2837.00	2838.00	2839.00	2840.00	2841.00	2842.00	2902.00
	2903.00	2904.00	2905.00	2907.00	2908.00	2909.00	2910.00
	2911.00	2912.00	2913.00	2914.00	2915.00	2917.00	2918.00
	2919.00	2921.00	2922.00	2924.00	3003.00	3004.00	3005.00
	3008.00	3014.00	3103.00	3105.00	3106.00	3107.00	3201.00
	3205.00	3301.00	3302.00	3303.00	3403.00	3405.00	3406.00
	3502.00	3504.00	3506.00	3507.00	3508.00	3511.00	3512.00
	3513.00	3515.00	3601.00	3602.00	3603.00	3604.00	3605.00
	3701.00	3702.00	3703.00	3704.00	3801.00	3802.00	3803.00
	3804.00	3805.00	3806.00	3807.00	3808.00	3809.00	3810.00
	3811.00	3812.00	3813.00	3814.00	3815.00	3816.00	3817.00
	3818.00	3819.00	3820.00	3901.00	3902.00	3903.00	3904.00
	3907.00	4001.00	4002.00	4003.00	4004.00	4005.00	4006.00
	4007.00	4008.00	4109.00	4110.00	4201.00	4202.00	4203.00
	4204.00	4206.00	4207.00	4208.00	4209.00	4210.00	4211.00
	4212.00	4307.00	4314.00	4608.00	4610.00	4914.00	5401.00
	6016.00	6101.00	6603.00	6606.00	6609.00	6709.00	6717.00
	6801.00	6802.00	6803.00	6805.00	6806.00	6808.00	6809.00
	6810.00	6811.00	6812.00	6902.00	6903.00	6911.00	7101.00
	7105.00	7207.00	7303.00	8081.00	8090.00	8094.00	8095.00
	8123.00	8126.00	8128.00	8148.00	8149.00	8150.00	8151.00
	8160.00	8178.00	8243.00	8290.00	8297.00		
HENRY	0305.00	0308.00	0309.00	0311.00			

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(65)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~ILLINOIS~~	~~METROPOLITAN AREAS~~						
~~COUNTY~~	~~CENSUS TRACTS WITHIN COUNTY~~						
KANE	8512.00	8516.00					
MCLEAN	0016.00						
MACON	0001.00	0002.00	0005.00	0007.00	0008.00	0009.00	0020.00
MADISON	4002.00	4004.00	4005.00	4006.00	4007.00	4021.00	4022.00
	4024.00	4025.00	4033.00				
PEORIA	0001.00	0002.00	0004.00	0009.00	0010.00	0011.00	0012.00
	0013.00	0017.00					
ROCK ISLAND	0206.00	0207.00	0223.00	0224.00	0227.00	0233.00	0234.00
	0236.00	0237.00					
ST CLAIR	5001.00	5003.00	5004.00	5005.00	5006.00	5008.00	5009.00
	5010.00	5011.00	5012.00	5013.00	5014.00	5015.01	5015.02
	5016.01	5016.02	5016.03	5017.00	5018.00	5019.00	5021.00
	5022.00	5024.01	5024.02	5025.00	5026.01	5026.02	5026.03
	5026.04	5027.00	5028.00	5029.00	5030.00	5031.01	5031.02
	5032.01	5032.02	5032.03	5033.01	5033.02	5033.03	5033.04
	5034.01	5034.02	5034.03	5035.00	5036.00	5037.01	5037.02
	5038.00	5039.00	5040.01	5040.02			
SANGAMON	0008.00	0013.00	0014.00	0015.00	0018.00		
TAZEWELL	0208.00						
WILL	8812.00	8813.00	8819.00	8820.00	8825.00		
WINNEBAGO	0008.00	0010.00	0024.00	0026.00	0029.00		

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(66)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NON METROPOLITAN AREAS~~

INDIANA

TOTAL COUNTIES

COUNTY

BROWN
CRAWFORD
DAVIESS
DECATUR
FAYETTE
JAY
MARTIN
OHIO
PARKE
PIKE
PULASKI
SPENCER
STARKE
SWITZERLAND
UNION
WARREN

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, DCHS.~~

(67)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~INDIANA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BENTON	HICKORY GROVE TWP	PARISH GROVE TWP
CASS	ADAMS TWP CLINTON TWP	BOONE TWP JEFFERSON TWP
CLINTON	BOSS TWP	WARREN TWP
FOUNTAIN	JACKSON TWP	
FRANKLIN	LAUREL TWP RAY TWP	POSEY TWP
GIBSON	CENTER TWP PATOKA TWP WHITE RIVER TWP	MONTGOMERY TWP WASHINGTON TWP
GREENE	JEFFERSON TWP WASHINGTON TWP	STOCKTON TWP WRIGHT TWP
HARRISON	HETH TWP	
HUNTINGTON	SALAMONIE TWP	
JACKSON	CARR TWP PERSHING TWP	HAMILTON TWP
JEFFERSON	MILTON TWP SHELBY TWP	SALUDA TWP SMYRNA TWP
JENNINGS	MARION TWP	
KNOX	VIGO TWP	
MIAMI	PERRY TWP	
NEWTON	IROQUOIS TWP	
ORANGE	STAMPERS CREEK TWP	
OWEN	JEFFERSON TWP MORGAN TWP	MARION TWP WAYNE TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(68)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~INDIANA~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
PERRY	CLARK TWP	OIL TWP
POSEY	HARMONY TWP	LYNN TWP
RIPLEY	BROWN TWP	
WASHINGTON	FRANKLIN TWP JEFFERSON TWP	GIBSON TWP MADISON TWP
WHITE	HONEY CREEK TWP	LIBERTY TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(69)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~INDIANA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
CLARK	0501.00						
CLAY	0401.00	0405.00	0406.00				
DEARBORN	0803.00	0805.00					
DELAWARE	0001.00	0002.00	0003.00	0004.00	0006.00	0007.00	0012.00
FLOYD	0705.00						
JOHNSON	6112.00						
LAKE	0104.00	0108.00	0111.00	0112.00	0114.00	0118.00	0120.00
	0122.00	0123.00	0124.00	0125.00	0126.00	0127.00	0128.00
	0129.00	0208.00	0217.00	0301.00	0302.00	0303.00	0310.00
	0412.00						
MADISON	0001.00	0002.00	0005.00	0006.00	0007.00		
MARION	3207.00	3212.00	3218.00	3413.00	3415.00	3416.00	3503.00
	3508.00	3510.00	3512.00	3513.00	3514.00	3516.00	3517.00
	3518.00	3525.00	3528.00	3529.00	3530.00	3531.00	3532.00
	3533.00	3534.00	3535.00	3538.00	3539.00	3540.00	3541.00
	3542.00	3543.00	3544.00	3547.00	3552.00	3558.00	3562.00
	3563.00	3564.00	3567.00	3580.00	3608.00	3610.00	3611.00
ST JOSEPH	0020.00						
SULLIVAN	0501.00	0502.00	0503.00	0504.00	0505.00		
TIPPECANOE	0006.00						
VANDERBURGH	0015.00	0016.00	0017.00	0018.00	0019.00		
VERMILLION	0202.00	0204.00	0205.00				
VIGO	0001.00	0003.00	0006.00	0007.00	0105.00		
WARRICK	0301.00	0306.00					

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(70)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

IOWA

~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ADAMS	
ALLAMAKEE	
APPANOOSE	
AUDUBON	
CHICKASAW	
FREMONT	
LUCAS	
MONROE	
PAGE	
PLYMOUTH	
RINGGOLD	
TAYLOR	
VAN BUREN	
WAYNE	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(71)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~IOWA~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ADAIR	ADAIR TWP	GREENFIELD TWP
	ORIENT TWP	SUMMERSET TWP
BENTON	BELLE PLAINE TWP	
BREMER	SUMNER TWP	
BUCHANAN	BUFFALO TWP	CONO TWP
	FAIRBANK TWP	HAZLETON TWP
	NEWTON TWP	
BUENA VISTA	NEWELL TWP	SIOUX RAPIDS TWP
BUTLER	BEAVER TWP	BUTLER TWP
	MONROE TWP	PITTSFORD TWP
CALHOUN	BUTLER TWP	LAKE CITY TWP
CARROLL	WARREN TWP	
CASS	GRANT TWP	PLEASANT TWP
CLARKE	OSCEOLA CITY TWP	
CLAY	PETERSON TWP	
CLAYTON	CASS TWP	GARNAVILLO TWP
	GIARD TWP	
CLINTON	CENTER TWP	ORANGE TWP
CRAWFORD	CHARTER OAK TWP	OTTER CREEK TWP
	WEST SIDE TWP	
DAVIS	BLOOMFIELD TWP	
DECATUR	GARDEN GROVE TWP	LEON TWP
DELAWARE	COPPINS GROVE TWP	DELAWARE TWP
	DELHI TWP	ELK TWP
	HAZEL GREEN TWP	HONEY CREEK TWP
	MILO TWP	RICHLAND TWP
FAYETTE	AUBURN TWP	WESTFIELD TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(72)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~IOWA~~	~~NON METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
FRANKLIN	CLINTON TWP	
GUTHRIE	THOMPSON TWP	
HAMILTON	WILLIAMS TWP	
HARRISON	BOYER TWP	LITTLE SIOUX TWP
HOWARD	FOREST CITY TWP	
IDA	MAPLE TWP	
JONES	OXFORD TWP	
KEOKUK	ADAMS TWP LAFAYETTE TWP SIGOURNEY TWP WASHINGTON TWP	BENTON TWP PRAIRIE TWP WARREN TWP
KOSSUTH	BUFFALO TWP LEDYARD TWP	IRVINGTON TWP PRAIRIE TWP
LYON	ELGIN TWP	
MAHASKA	PLEASANT GROVE TWP WHITE OAK TWP	RICHLAND TWP
MILLS	MALVERN TWP	
MONTGOMERY	JACKSON TWP	RED OAK TWP
OSCEOLA	GILMAN TWP OCHEYEDAN TWP	HOLMAN TWP
PALO ALTO	HIGHLAND TWP WALNUT TWP	RUSH LAKE TWP WEST BEND TWP
POCAHONTAS	CEDAR TWP	CLINTON TWP
POWESHIEK	JACKSON TWP	
SAC	LEVEY TWP	RICHLAND TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, PCHS.~~

(73)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~IOWA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	~~MCD/CCD*~~ ~~WITHIN COUNTY~~	
SHELBY	CLAY TWP	
SIOUX	CAPEL TWP	EAST ORANGE TWP
	GRANT TWP	ROCK TWP
TAMA	PERRY TWP	SALT CREEK TWP
	SPRING CREEK TWP	YORK TWP
WAPELLO	ADAMS TWP	COLUMBIA TWP
	RICHLAND TWP	WASHINGTON TWP
WEBSTER	GOWRIE TWP	WASHINGTON TWP
WINNESHIEK	BLOOMFIELD TWP	BURR OAK TWP
	CALMAR TWP	CANOE TWP
	FRANKVILLE TWP	LINCOLN TWP

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BLACK HAWK	0001.00	0002.00	0005.00	0006.00	0007.00	0009.00	0018.00
DUBUQUE	0001.00	0002.00	0010.00	0104.00			
POLK	0013.00	0014.00	0016.00	0024.00	0025.00	0029.00	0033.00
	0034.00						
POTTAWATTAMIE	0307.00	0309.00	0313.00				
SCOTT	0105.00	0106.00	0107.00				
WOODBURY	0013.00	0015.00	0016.00				

(74)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

KANSAS ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BOURBON	
BROWN	
CHASE	
CHAUTAUQUA	
CHEYENNE	
CLARK	
CLAY	
CRAWFORD	
ELK	
GRAY	
GREENWOOD	
HAMILTON	
HARPER	
HASKELL	
JEWELL	
LINCOLN	
LINN	
MARSHALL	
MONTGOMERY	
NEMAHA	
RICE	
RUSH	
SHERIDAN	
SHERMAN	
SUMNER	
WABAUNSEE	
WASHINGTON	
WILSON	
WOODSON	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, HCHS.~~

(75)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~KANSAS~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ALLEN	LA HARPE CITY	
ATCHISON	CENTER TWP	LANCASTER TWP
CHEROKEE	COLUMBUS CITY	GALENA CITY
	LYON TWP	ROSS TWP
	WEIR CITY	
COFFEY	LE ROY TWP	ROCK CREEK TWP
COMANCHE	COLDWATER TWP	
COWLEY	SILVER CREEK TWP	
DECATUR	OBERLIN TWP	
DONIPHAN	IOWA TWP	
ELLIS	ELLIS CITY	
ELLSWORTH	WILSON TWP	
FORD	BUCKLIN TWP	GRANDVIEW TWP
FRANKLIN	POMONA TWP	RICHMOND TWP
JACKSON	HOLTON CITY	LINCOLN TWP
JEFFERSON	DELAWARE TWP	JEFFERSON TWP
	NORTON TWP	OSKALOOSA TWP
	ROCK CREEK TWP	UNION TWP
KEARNY	DEERFIELD TWP	
KIOWA	CENTER TWP	WELLSFORD TWP
LABETTE	CHETOPA CITY	ELM GROVE TWP
	MOUNT PLEASANT TWP	OSWEGO CITY
	PARSONS CITY	
LEAVENWORTH	ALEXANDRIA TWP	DELAWARE TWP
	EASTON TWP	
MCPHERSON	MARQUETTE TWP	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(76)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~KANSAS~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
MEADE	FOWLER TWP	
MIAMI	OSAWATOMIE CITY	PAOLA CITY
MITCHELL	GLEN ELDER TWP	
MORRIS	COUNCIL GROVE CITY	ROLLING PRAIRIE TWP
MORTON	ROLLA TWP	
NEOSHO	CHETOPA TWP	
NESS	NEVADA TWP	
NORTON	ALMENA TWP	
OSAGE	ELK TWP	OSAGE CITY CITY
OSBORNE	NATOMA TWP	ROSS TWP
PHILLIPS	LOGAN TWP	
RENO	ALBION TWP SYLVIA TWP	MIAMI TWP
REPUBLIC	RICHLAND TWP	SCANDIA TWP
RILEY	BALA TWP	
RUSSELL	FAIRVIEW TWP	
SALINE	SMOKY HILL TWP	SMOLAN TWP
SMITH	CEDAR TWP	OAK TWP
STAFFORD	ST JOHN TWP	
TREGO	COLLYER TWP	WA KEENEY TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, PCHS.~~

(77)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~KANSAS~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BUTLER	0204.00						
SEDGWICK	0003.00	0004.00	0005.00	0006.00	0007.00	0008.00	0012.00
	0013.00	0016.00	0017.00	0023.00	0025.00	0026.00	0027.00
	0033.00	0065.00	0078.00				
SHAWNEE	0001.00	0002.00	0003.00	0004.00	0008.00	0014.00	0021.00
	0031.00						
WYANDOTTE	0402.00	0403.00	0407.00	0408.00	0409.01	0409.02	0410.00
	0411.01	0411.02	0412.01	0412.02	0416.00	0417.00	0418.00
	0420.01	0420.02	0425.02	0426.00	0427.00	0430.00	0431.02

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(78)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

KENTUCKY ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ADAIR	
ALLEN	
BALLARD	
BARREN	
BATH	
BELL	
BRACKEN	
BREATHITT	
BRECKINRIDGE	
BUTLER	
CARLISLE	
CARROLL	
CARTER	
CASEY	
CHRISTIAN	
CLARK	
CLAY	
CLINTON	
CRITTENDEN	
CUMBERLAND	
EDMONSON	
ELLIOTT	
ESTILL	
FLEMING	
FLOYD	
FULTON	
GALLATIN	
GARRARD	
GRAVES	
GRAYSON	
GREENUP	
HANCOCK	
HARLAN	
HARRISON	
HART	
HENRY	
HICKMAN	
HOPKINS	
JACKSON	
JESSAMINE	
JOHNSON	
KNOTT	
KNOX	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, HCFA.~~

(79)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~KENTUCKY~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

LARUE
LAUREL
LAWRENCE
LEE
LESLIE
LETCHER
LEWIS
LINCOLN
LIVINGSTON
LOGAN
MCCREARY
MCLEAN
MADISON
MAGOFFIN
MARION
MARSHALL
MARTIN
MASON
MEADE
MENIFEE
MERCER
METCALFE
MONROE
MONTGOMERY
MORGAN
MUHLENBERG
NELSON
NICHOLAS
OHIO
OWEN
OWSLEY
PENDLETON
PERRY
PIKE
POWELL
PULASKI
ROBERTSON
ROCKCASTLE
RUSSELL
SCOTT
SHELBY
SPENCER
TODD

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(80)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~KENTUCKY~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

TRIGG
TRIMBLE
UNION
WASHINGTON
WAYNE
WEBSTER
WHITLEY
WOLFE
WOODFORD

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, UCHS.~~

(81)

~~AREAS WITH SCORES OF 62 OR PRIOR ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~KENTUCKY~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ANDERSON	ANDERSON SOUTHWEST DIV	
BULLITT	LEBANON JUNCTION DIV	SHEPHERDSVILLE SOUTHEAST D
CALDWELL	PRINCETON DIV	PRINCETON NORTH DIV
GRANT	WILLIAMSTOWN DIV	
HARDIN	CECILIA DIV SONORA DIV	ELIZABETHTOWN NORTH DIV SUMMIT DIV
MCCRACKEN	PADUCAH DIV	
SIMPSON	FRANKLIN EAST DIV	
TAYLOR	MANNSVILLE DIV	SALOMA DIV
WARREN	SMITHS GROVE DIV	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BOYD	0302.00						
CAMPBELL	0501.00	0502.00	0505.00	0512.00			
FAYETTE	0001.00	0003.00	0004.00	0010.00			
HENDERSON	0201.00	0202.00	0203.00	0204.00	0205.00	0209.00	
JEFFERSON	0002.00	0006.00	0010.00	0014.00	0018.00	0019.00	0020.00
	0021.00	0022.00	0023.00	0024.00	0025.00	0026.00	0027.00
	0028.00	0030.00	0032.00	0033.00	0034.00	0035.00	0049.00
	0050.00	0051.00	0057.00	0059.00	0060.00	0061.00	0062.00
	0067.00	0068.00	0070.00	0078.00	0082.00	0084.00	0088.00
KENTON	0601.00	0604.00	0605.00	0632.00			

(82)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

LOUISIANA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ACADIA	
ALLEN	
ASCENSION	
ASSUMPTION	
AVOYELLES	
BEAUREGARD	
BIENVILLE	
CALDWELL	
CAMERON	
CATAHOULA	
CLAIBORNE	
CONCORDIA	
DE SOTO	
EAST CARROL	
EAST FELICIANA	
EVANGELINE	
FRANKLIN	
GRANT	
IBERIA	
IBERVILLE	
JACKSON	
JEFFERSON DAVIS	
LASALLE	
LINCOLN	
LIVINGSTON	
MADISON	
MOREHOUSE	
NATCHITOCHES	
PLAQUEMINES	
POINTE COUPEE	
RAPIDES	
RED RIVER	
RICHLAND	
SABINE	
ST CHARLES	
ST HELENA	
ST JAMES	
ST JOHN THE BAPTIST	
ST LANDRY	
ST MARTIN	
ST MARY	
TANGIPAHOA	
TENSAS	
TERREBONNE	
UNION	
VERMILION	
VERNON	
WASHINGTON	
WEBSTER	
WEST BATON ROUGE	
WEST CARROLL	
WEST FELICIANA	
WINN	

(83)

~~AREAS WITH SCOPES OF 62 OR FLOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~LOUISIANA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
LAFOURCHE	WARD 1 WARD 6 WARD 9	WARD 5 WARD 7

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
BOSSIER	0102.00 0103.00 0104.00 0105.00 0106.00 0107.00 0108.01 0108.02 0109.00 0110.00 0111.00 0112.00
CADDO	0202.00 0203.00 0204.00 0206.00 0207.00 0208.00 0209.00 0210.00 0211.00 0212.00 0213.00 0216.00 0217.00 0218.00 0219.00 0220.00 0231.00 0232.00 0233.00 0235.00 0236.00 0237.00 0238.00 0240.00 0241.02 0242.00 0243.00 0245.00 0246.00 0248.00 0249.00 0250.00 0251.00
CALCASIEU	0001.00 0002.00 0003.00 0004.00 0005.00 0006.00 0007.00 0008.00 0014.00 0015.00 0016.00 0017.00 0018.00 0020.00 0021.00 0022.00 0023.00 0024.00 0027.00 0028.00 0029.00 0032.00 0035.00 0036.00
EAST BATON ROUGE	0010.00 0012.00 0013.00 0014.00 0015.00 0016.00 0021.00 0022.00 0024.00 0025.00 0027.00 0030.00 0031.00
JEFFERSON	0208.00 0209.00 0237.00 0246.00 0257.00 0259.00 0269.00 0273.00 0279.00
LAFAYETTE	0001.00 0002.00 0003.00 0007.00 0008.00 0009.00 0011.00 0013.00 0014.00 0019.00 0020.00 0021.00
ORLEANS	0001.00 0002.00 0003.00 0004.00 0006.01 0006.09 0007.01 0007.02 0008.00 0009.01 0009.02 0009.03 0009.04 0011.00 0012.00 0013.01 0013.02 0014.01 0014.02 0015.00 0016.00 0017.03 0017.04 0017.05 0017.08 0018.00 0019.00 0021.00 0023.00 0024.02 0025.03 0026.00 0027.00 0028.00 0029.00 0030.00 0031.00 0033.06 0034.00 0035.00 0036.00 0037.02 0039.00 0040.00 0041.00 0043.00 0044.00 0045.00 0046.00 0048.00 0049.00 0050.00 0054.00 0058.00 0059.00 0060.00 0064.00 0067.00 0068.00 0069.00 0070.00 0071.00 0072.00 0075.01 0076.02 0077.00 0078.00 0079.00 0080.00 0081.00 0082.00 0083.00 0084.00 0085.00 0086.00 0087.00 0088.00 0089.00 0090.00 0091.00 0092.00 0093.00 0094.00 0096.00 0097.00 0099.00 0100.00 0102.00 0105.00 0106.00 0107.00 0109.00 0111.00 0112.00 0125.00 0126.00 0128.00 0129.00 0130.00 0131.00
OUACHITA	0003.00 0006.00 0007.00 0008.00 0009.00 0011.00 0012.00 0013.00 0014.00 0015.00 0016.00 0054.00 0055.00 0056.00 0057.00 0058.00 0059.00 0101.00 0103.00 0104.00 0105.00 0106.00
ST BERNARD	0301.00 0302.00 0303.00 0304.00 0305.00 0306.00 0307.00 0308.00
ST TAMMANY	0401.00 0402.00 0403.00 0405.00 0406.00 0407.00 0409.00

(84)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MAINE ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
AROOSTOOK	
SOMERSET	
WALDO	
WASHINGTON	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
FRANKLIN	CHESTERVILLE TOWN	EUSTIS TOWN
	KINGFIELD TOWN	NEW SHARON TOWN
	PHILLIPS TOWN	RANGELEY TOWN
HANCOCK	BROOKLIN TOWN	BROOKSVILLE TOWN
	PENOBSCOT TOWN	SEDGWICK TOWN
KENNEBEC	CLINTON TOWN	
LINCOLN	BRISTOL TOWN	
OXFORD	BUCKFIELD TOWN	
PENOBSCOT	BRADFORD TOWN	CORINTH TOWN
	DIXMONT TOWN	EXETER TOWN
	GARLAND TOWN	GREENBUSH TOWN
	KENDUSKEAG TOWN	NEWPORT TOWN
	WINN TOWN	
SAGADAHOC	RICHMOND TOWN	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY		
ANDROSCOGGIN	0101.00	0201.00	0203.00
CUMBERLAND	0006.00	0007.00	0008.00

(85)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MARYLAND ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
CALVERT	
CAROLINE	
CHARLES	
DORCHESTER	
GARRETT	
QUEEN ANNES	
ST MARYS	
SOMERSET	
WORCESTER	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ALLEGANY	DIST 2 OLDTOWN DIST 31 MC COOLE	DIST 14
KENT	DIST 5 EDESVILLE	
WASHINGTON	DIST 8 BOHMERSVILLE	DIST 19 KEEDYSVILLE
WICOMICO	DIST 1 BARREN CREEK DIST 7 TRAPPE DIST 12 NANTICOKE	DIST 3 TYASKIN DIST 9 SALISBURY

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ANNE ARUNDEL	7028.00						
PRINCE GEORGES	8009.00	8020.02	8026.00				
BALTIMORE CITY	0301.00	0302.00	0402.00	0501.00	0603.00	0604.00	0605.00
	0704.00	0802.00	0804.00	0807.00	0808.00	0909.00	1001.00
	1002.00	1004.00	1102.00	1203.00	1204.00	1205.00	1206.00
	1302.00	1303.00	1402.00	1403.00	1501.00	1502.00	1601.00
	1602.00	1603.00	1701.00	1702.00	1703.00	1801.00	1802.00
	1803.00	1901.00	1903.00	2001.00	2004.00	2101.00	2201.00
	2301.00	2502.04	2503.02	2506.00	2606.01		

(86)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MASSACHUSETTS ~~NON-METROPOLITAN AREAS~~

COUNTY	MCD/CCD* WITHIN COUNTY
BERKSHIRE	SANDISFIELD TOWN
WORCESTER	ROYALSTON TOWN

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BERKSHIRE	9001.00						
BRISTOL	6409.00	6421.00	6422.00	6423.00	6424.00	6507.00	6509.00
	6512.00	6513.00	6514.00	6517.00	6518.00	6519.00	6522.00
	6525.00	6526.00	6527.00				
ESSEX	2067.00	2068.00	2069.00	2070.00	2501.00	2509.00	2512.00
	2601.00	2602.00					
HAMPDEN	8006.00	8007.00	8008.00	8009.00	8011.02	8012.00	8018.00
	8019.00	8020.00	8021.00	8108.00	8114.00	8115.00	8116.00
	8117.00						
MIDDLESEX	3101.00	3109.00	3110.00	3119.00	3524.00	3833.00	
PLYMOUTH	5109.00	5253.00					
SUFFOLK	0005.00	0402.00	0503.00	0607.00	0608.00	0611.00	0702.00
	0704.00	0705.00	0706.00	0708.00	0710.00	0711.00	0712.00
	0801.00	0804.00	0805.00	0806.00	0808.00	0811.00	0812.00
	0814.00	0903.00	0905.00	0906.00	0909.00	0914.00	1204.00
WORCESTER	7093.00	7107.00	7304.02	7313.00	7314.00	7315.00	7316.00

(87)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MICHIGAN ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ALCONA	
CLARE	
DICKINSON	
GOGEBIC	
HOUGHTON	
KEWEENAW	
LAKE	
MENOMINEE	
MISSAUKEE	
MONTMORENCY	
OGEMAW	
OSCODA	
OTSEGO	
PRESQUE ISLE	
SCHOOLCRAFT	
VAN BUREN	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(88)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MICHIGAN~~

~~NON METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ALLEGAN	LEE TWP	
ARENAC	CLAYTON TWP	LINCOLN TWP
	TURNER TWP	WHITNEY TWP
BARAGA	BARAGA TWP	
BERRIEN	BENTON HARBOR CITY	CHIKAMING TWP
BRANCH	KINDERHOOK TWP	
CALHOUN	ALBION CITY	BATTLE CREEK CITY
CASS	CALVIN TWP	JEFFERSON TWP
	MARCELLUS TWP	NEWBERG TWP
	PENN TWP	POKAGON TWP
	SILVER CREEK TWP	VOLINIA TWP
	WAYNE TWP	
CHARLEVOIX	BOYNE CITY CITY	BOYNE VALLEY TWP
	CHARLEVOIX TWP	WILSON TWP
CHEBOYGAN	ALOHA TWP	MULLET TWP
	NUNDA TWP	
CHIPPEWA	DAFTER TWP	KINROSS TWP
	PICKFORD TWP	RUDYARD TWP
	SAULT STE MARIE CITY	SUPERIOR TWP
CRAWFORD	BEAVER CREEK TWP	FREDERIC TWP
DELTA	BALDWIN TWP	BRAMPTON TWP
	GARDEN TWP	
GLADWIN	HAY TWP	
HILLSDALE	AMBOY TWP	CAMDEN TWP
	READING CITY	SCIPIO TWP
HURON	CHANDLER TWP	DWIGHT TWP
	LAKE TWP	PORT AUSTIN TWP
	SHERMAN TWP	
IOSCO	BALDWIN TWP	GRANT TWP
	PLAINVIEW TWP	TAWAS CITY CITY

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(89)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MICHIGAN~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD*—WITHIN COUNTY~~	
LUCE	LAKEFIELD TWP	PENTLAND TWP
MACKINAC	PORTAGE TWP	
MANISTEE	CLEON TWP NORMAN TWP	MAPLE GROVE TWP
MARQUETTE	SKANDIA TWP	
MECOSTA	FORK TWP	SHERIDAN TWP
NEWAYGO	BIG PRAIRIE TWP CROTON TWP EVERETT TWP	BRIDGETON TWP DENVER TWP
OCEANA	HART TWP WEARE TWP	PENTWATER TWP
OSCEOLA	BURDELL TWP LINCOLN TWP MIDDLE BRANCH TWP	EVART CITY MARION TWP OSCEOLA TWP
ROSCOMMON	LAKE TWP	RICHFIELD TWP
ST CLAIR	YALE CITY	
ST JOSEPH	LEONIDAS TWP	
SANILAC	ARGYLE TWP FORESTER TWP SANILAC TWP	EVERGREEN TWP MINDEN TWP
SHIAWASSEE	LAINGSBURG CITY	
WEXFORD	MANTON CITY	SPRINGVILLE TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(90)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MICHIGAN~~	~~METROPOLITAN AREAS~~						
~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
GENESEE	0007.00	0008.00	0026.00	0028.00	0029.00	0030.00	
JACKSON	0002.00	0006.00	0011.00				
KENT	0020.00	0021.00	0026.00	0028.00	0029.00	0031.00	
MONROE	0318.00						
MUSKEGON	0002.00	0006.01	0006.02	0011.00	0013.00		
OAKLAND	1038.01						
SAGINAW	0001.00	0003.00	0004.00	0005.00			
WAYNE	0002.00	0003.00	0004.00	0005.00	0009.00	0010.00	0011.00
	0012.00	0013.00	0015.00	0016.00	0018.00	0019.00	0020.00
	0021.00	0022.00	0027.00	0028.00	0029.00	0030.00	0031.00
	0032.00	0033.00	0034.00	0035.00	0036.00	0038.00	0039.00
	0040.00	0041.00	0043.00	0052.00	0053.00	0054.00	0066.00
	0067.00	0069.00	0115.00	0118.00	0119.00	0120.00	0121.00
	0122.00	0123.00	0151.00	0153.00	0174.00	0175.00	0187.00
	0188.00	0189.00	0190.00	0211.00	0255.00	0301.01	0357.01
	0411.00	0458.01	0501.00	0502.00	0503.00	0512.00	0514.00
	0517.00	0518.00	0519.00	0521.00	0523.00	0524.00	0525.00
	0526.00	0527.00	0529.00	0530.00	0531.00	0533.00	0537.00
	0539.00	0540.00	0541.00	0544.00	0545.00	0546.00	0548.00
	0549.00	0550.00	0551.00	0552.00	0553.00	0554.00	0555.00
	0556.00	0557.00	0558.00	0559.00	0569.00	0570.00	0572.00
	0711.00	0754.00	0755.00	0756.00	0757.00	0758.00	0759.00
	0760.00	0766.00	0767.00	0768.00	0769.00	0771.00	0774.00
	0775.00	0776.00	0777.00	0788.00	0791.00	0794.00	0795.00
	0829.02	0837.00	0838.00	0872.00	0904.00	0905.00	0909.00
	0913.00	0925.09	0955.00	0960.00			

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, DCHS~~.

(91)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MINNESOTA ~~NON-METROPOLITAN AREAS~~

COUNTY	1/ TOTAL COUNTIES
AITKIN	
BECKER	
CASS	
CLEARWATER	
DODGE	
LAC QUI PARLE	
LINCOLN	
LYON	
MAHNOMEN	
MARSHALL	
MILLE LACS	
MORRISON	
MURRAY	
NORMAN	
PINE	
PIPESTONE	
RED LAKE	
TODD	
TRAVERSE	
WILKIN	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, FCHS.~~

(92)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MINNESOTA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BELTRAMI	BLACKDUCK VILLAGE	UNORG TERR OF LOWER RED LA
BENTON	ALBERTA TWP	GILMANTON TWP
	GRAHAM TWP	GRANITE LEDGE TWP
	MAYHEW LAKE TWP	ST GEORGE TWP
BIG STONE	CLINTON VILLAGE	GRACEVILLE VILLAGE
BLUE EARTH	AMBOY VILLAGE	MC PHERSON TWP
BROWN	COMFREY VILLAGE (PART)	LEAVENWORTH TWP
CARLTON	MOOSE LAKE VILLAGE	
CHISAGO	BRANCH VILLAGE	LINDSTROM VILLAGE
	RUSH CITY VILLAGE	
COTTONWOOD	MOUNTAIN LAKE VILLAGE	WESTBROOK VILLAGE
CROW WING	CROSBY VILLAGE	
DOUGLAS	OSAKIS TWP	
FARIBAULT	BARBER TWP	BLUE EARTH CITY
	CLARK TWP	DELAVAN TWP
	ELMORE TWP	FOSTER TWP
	WELLS VILLAGE	WINNEBAGO VILLAGE
FILLMORE	FILLMORE TWP	HARMONY VILLAGE
	LANESBORO VILLAGE	MABEL VILLAGE
	PRESTON VILLAGE	RUSHFORD CITY
	SPRING VALLEY TWP	
GOODHUE	BELVIDERE TWP	KENYON VILLAGE
	WANAMINGO VILLAGE	
GRANT	HOFFMAN VILLAGE	
HOUSTON	CALEDONIA VILLAGE	HOKAH VILLAGE
	HOUSTON VILLAGE	SPRING GROVE TWP
	SPRING GROVE VILLAGE	
HUBBARD	PARK RAPIDS VILLAGE	TODD TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(93)

~~AREAS WITH SCORES OF 6% OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MINNESOTA~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
ITASCA	DEER RIVER VILLAGE	UNORG TERR OF BOW STRING L
JACKSON	HERON LAKE VILLAGE LAKEFIELD VILLAGE	JACKSON CITY
KANABEC	COMFORT TWP MORA VILLAGE	GRASS LAKE TWP
KITTSON	HALLOCK VILLAGE	
KOOCHICHING	BIG FALLS VILLAGE	UNORG TERR OF SOUTH KOOCHI
LE SUEUR	KILKENNY TWP	MONTGOMERY CITY
MCLEOD	BROWNTON VILLAGE	SILVER LAKE VILLAGE
MOWER	ADAMS VILLAGE	GRAND MEADOW VILLAGE
NICOLLET	OSHAWA TWP	
NOBLES	ADRIAN VILLAGE	ELLSWORTH VILLAGE
OTTER TAIL	BATTLE LAKE VILLAGE NEW YORK MILLS VILLAGE PERHAM VILLAGE	HENNING VILLAGE PARKERS PRAIRIE VILLAGE
POLK	ERSKINE VILLAGE FOSSTON VILLAGE	FERTILE VILLAGE MC INTOSH VILLAGE
POPE	GLENWOOD CITY	STARBUCK VILLAGE
REDWOOD	LAMBERTON VILLAGE WABASSO VILLAGE	MORGAN VILLAGE WALNUT GROVE VILLAGE
RENVILLE	BUFFALO LAKE VILLAGE HECTOR VILLAGE RENVILLE CITY	FAIRFAX VILLAGE MORTON VILLAGE SACRED HEART VILLAGE
RICE	ERIN TWP SHIELDSVILLE TWP	LONSDALE VILLAGE
ROSEAU	GREENBUSH VILLAGE	WARROAD VILLAGE

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, FCHS~~.

(94)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MINNESOTA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	~~MCD/CCD*~~ ~~WITHIN COUNTY~~	
SHERBURNE	CLEAR LAKE TWP	PALMER TWP
	SANTIAGO TWP	
SIBLEY	ALFSBORG TWP	ARLINGTON CITY
	GAYLORD CITY	GIBBON VILLAGE
	HENDERSON CITY	WASHINGTON LAKE TWP
	WINTHROP CITY	
STEARNS	ALBANY TWP	BROCKWAY TWP
	BROOTEN VILLAGE	FARMING TWP
	FREEPORT VILLAGE	GETTY TWP
	GROVE TWP	HOLDING TWP
	KRAIN TWP	LAKE HENRY TWP
	LUXEMBURG TWP	MELROSE TWP
	MILLWOOD TWP	MUNSON TWP
	OAK TWP	RICHMOND VILLAGE
	SPRING HILL TWP	ZION TWP
SWIFT	APPLETON VILLAGE	
WABASHA	ELGIN VILLAGE	LAKE CITY CITY
WADENA	MENAHGA VILLAGE	
WASECA	JANESVILLE VILLAGE	NEW RICHLAND VILLAGE
	ST MARY TWP	
WATONWAN	RIVERDALE TWP	
WINONA	NEW HARTFORD TWP	ST CHARLES CITY
	UTICA TWP	
WRIGHT	COKATO VILLAGE	FRENCH LAKE TWP
YELLOW MEDICINE	CANBY CITY	CLARKFIELD VILLAGE

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
HENNEPIN	0029.00	0033.00	0034.00	0036.00	0042.00	0043.00	0044.00
	0046.02	0047.00	0052.00	0053.00	0057.00	0058.00	0059.00
	0060.00	0061.00	0069.00	0071.00			
RAMSEY	0328.00	0329.00	0336.00	0337.00	0340.00	0342.00	0355.00
ST LOUIS	0016.00	0017.00	0019.00	0025.00	0122.00	0131.00	

(95)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MISSISSIPPI ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ADAMS	
ALCORN	
AMITE	
ATTALA	
BENTON	
BOLIVAR	
CALHOUN	
CARROLL	
CHICKASAW	
CHOCTAW	
CLAIBORNE	
CLARKE	
CLAY	
COAHOMA	
COPIAH	
COVINGTON	
DE SOTO	
FOREEST	
FRANKLIN	
GEORGE	
GREENE	
GRENADA	
HANCOCK	
HOLMES	
HUMPHREYS	
ISSAQUENA	
ITAWAMBA	
JACKSON	
JASPER	
JEFFERSON	
JEFFERSON DAVIS	
JONES	
KEMPER	
LAFAYETTE	
LAMAR	
LAUDERDALE	
LAWRENCE	
LEAKE	
LEE	
LEFLORE	
LINCOLN	
LOWNDES	
MADISON	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(96)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MISSISSIPPI~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

MARION
MARSHALL
MONROE
MONTGOMERY
NESHOBA
NEWTON
NOXUBEE
OKTIBBEHA
PANOLA
PEARL RIVER
PERRY
PIKE
PONTOTOC
PRENTISS
QUITMAN
SCOTT
SHARKEY
SIMPSON
SMITH
STONE
SUNFLOWER
TALLAHATCHIE
TATE
TIPPAH
TUNICA
UNION
WALTHALL
WARREN
WASHINGTON
WAYNE
WEBSTER
WILKINSON
WINSTON
YALOBUSHA
YAZOO

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(97)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MISSISSIPPI~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY
TISHOMINGO	DIST 2 DIST 3 DIST 4

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
HARRISON	0001.00	0002.00	0003.00	0004.00	0005.00	0007.00	0008.00
	0014.00	0018.00	0019.00	0020.00	0022.00	0023.00	0024.00
	0026.00	0030.00	0031.00	0034.00			
HINDS	0006.00	0008.00	0009.00	0010.00	0011.00	0012.00	0015.00
	0016.00	0017.00	0018.00	0019.00	0020.00	0025.00	0026.00
	0027.00	0028.00	0029.00	0030.00	0031.00	0032.00	0105.00
	0106.00	0107.00	0108.00	0112.00	0113.00		
RANKIN	0201.00	0202.00	0203.00	0204.00	0206.00	0207.00	0208.00

(98)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MISSOURI ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BARRY	
BATES	
BENTON	
BOLLINGER	
CALLAWAY	
CARTER	
CEDAR	
CHARITON	
CLARK	
CRAWFORD	
DADE	
DALLAS	
DE KALB	
DOUGLAS	
DUNKLIN	
GENTRY	
GRUNDY	
HARRISON	
HICKORY	
HOLT	
HOWARD	
HOWELL	
IRON	
LACLEDE	
LAWRENCE	
LINN	
MCDONALD	
MADISON	
MARIES	
MERCER	
MISSISSIPPI	
NEW MADRID	
NEWTON	
OREGON	
OZARK	
PEMISCOT	
PERRY	
POLK	
PULASKI	
PUTNAM	
RALLS	
REYNOLDS	
RIPLEY	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(99)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MISSOURI~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

ST CLAIR
SALINE
SCHUYLER
SCOTLAND
SCOTT
SHANNON
SHELBY
STODDARD
STONE
SULLIVAN
TEXAS
WASHINGTON
WAYNE
WEBSTER
WORTH
WRIGHT

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(100)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MISSOURI~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ADAIR	NINEVEH TWP	
ANDREW	BENTON TWP	JACKSON TWP
	ROCHESTER TWP	
AUDRAIN	PRAIRIE TWP	SALING TWP
BARTON	GOLDEN CITY TWP	OZARK TWP
BUTLER	ASH HILL TWP	NEELY TWP
CALDWELL	BRECKENRIDGE TWP	DAVIS TWP
CARROLL	HURRICANE TWP	RIDGE TWP
	VAN HORN TWP	
CHRISTIAN	LINCOLN TWP	SOUTH GALLOWAY TWP
DAVIESS	JAMESPORT TWP	
DENT	WATKINS TWP	
GASCONADE	BOULWARE TWP	
HENRY	FAIRVIEW TWP	WHITE OAK TWP
	WINDSOR TWP	
JASPER	JASPER TWP	MC DONALD TWP
	MARION TWP	PRESTON TWP
	SARCOXIE TWP	
JOHNSON	MADISON TWP	POST OAK TWP
	ROSE HILL TWP	
KNOX	MYRTLE TWP	
LEWIS	LA BELLE TWP	
MACON	CALLAO TWP	LA PLATA TWP
	LYDA TWP	
MONITEAU	LINN TWP	
MONROE	JEFFERSON TWP	MARION TWP

* ~~MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(101)

~~AREAS WITH SCORES OF 62 OR LESS ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~MISSOURI~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	~~MCD/CCD*~~ ~~WITHIN COUNTY~~	
MONTGOMERY	DANVILLE TWP	
NODAWAY	ATCHISON TWP	GRANT TWP
	HOPKINS TWP	HUGHES TWP
	MONROE TWP	NODAWAY TWP
	UNION TWP	
OSAGE	BENTON TWP	JEFFERSON TWP
PHELPS	ARLINGTON TWP	ST JAMES TWP
PIKE	PENO TWP	
RANDOLPH	MONITEAU TWP	NORTH SUGAR CREEK TWP
RAY	CROOKED RIVER TWP	GRAPE GROVE TWP
	KNOXVILLE TWP	RICHMOND TWP
ST FRANCOIS	IRON TWP	PENDLETON TWP
STE GENEVIEVE	BEAUVAIS TWP	UNION TWP
TANEY	BEAVER TWP	SWAN TWP
VERNON	DRYWOOD TWP	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
BOONE	0001.00
BUCHANAN	0004.00 0009.00 0010.00 0011.00 0012.00 0013.00 0014.00 0015.00 0020.00
CASS	0612.00
GREENE	0001.00 0005.00 0006.00
JACKSON	0003.00 0011.00 0012.00 0013.00 0015.00 0016.00 0017.00 0018.00 0024.00 0029.00 0031.00 0032.00 0033.00 0037.00 0038.00 0039.00 0040.00 0041.00 0042.00 0043.00 0047.00 0048.00 0049.00 0050.00 0052.00 0054.00 0056.02 0066.00 0073.00 0116.00
JEFFERSON	7011.00 7012.00
ST LOUIS	2123.00 2128.00 2139.00 2140.00 2158.00 2161.00 2164.00 2165.00 2168.00
ST LOUIS CITY	1021.00 1061.00 1066.00 1082.00 1094.00 1111.00 1112.00 1113.00 1114.00 1115.00 1121.00 1122.00 1123.00 1124.00 1131.00 1141.00 1156.00 1173.00 1183.00 1184.00 1185.00 1191.00 1192.00 1193.00 1201.00 1202.00 1203.00 1212.00 1213.00 1214.00 1221.00 1224.00 1234.00 1251.00 1252.00 1253.00 1261.00 1263.00

(102)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

MONTANA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BEAVERHEAD	
BIG HORN	
BLAINE	
CHOUTEAU	
GLACIER	
GOLDEN VALLEY	
GRANITE	
JEFFERSON	
JUDITH BASIN	
LAKE	
LINCOLN	
MCCONE	
MEAGHER	
MINERAL	
MUSSELSHELL	
PETROLEUM	
PONDERA	
POWDER RIVER	
ROOSEVELT	
ROSEBUD	
SILVER BOW	
SWEET GRASS	
TREASURE	
VALLEY	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
FALLON	PLEVNA DIV	
PHILLIPS	MALTA DIV	
POWELL	COTTONWOOD DIV	
RAVALLI	HAMILTON DIV VICTOR DIV	SULA-EDWARDS DIV
WIBAUX	WIBAUX DIV	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY	
CASCADE	0006.00	
YELLOWSTONE	0001.00	0003.00

(103)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

NEBRASKA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ANTELOPE	
ARTHUR	
BANNER	
BLAINE	
BOYD	
BROWN	
BUTLER	
CEDAR	
CHASE	
CHERRY	
CLAY	
CUSTER	
DEUEL	
DIXON	
DUNDY	
GARFIELD	
GOSPER	
GRANT	
GREELEY	
HARLAN	
HAYES	
HITCHCOCK	
HOLT	
JOHNSON	
KEARNEY	
KEYA PAHA	
KNOX	
LOUP	
MCPHERSON	
NUCKOLLS	
PAWNEE	
RICHARDSON	
ROCK	
SHERMAN	
SIOUX	
STANTON	
THOMAS	
THURSTON	
WEBSTER	
WHEELER	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(104)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NEBRASKA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ADAMS	BLAINE TWP	KENESAW TWP
BOX BUTTE	DORSEY PREC	
BUFFALO	RAVENNA CITY	
BURT	DECATUR TWP OAKLAND CITY	EVERETT TWP TEKAMAH CITY
CASS	LIBERTY PREC WEEPING WATER CITY	STOVE CREEK PREC
COLFAX	ADAMS PREC	
CUMING	WISNER CITY	
DAWES	CRAWFORD CITY	
DODGE	SCRIBNER CITY	WEBSTER TWP
FILLMORE	EXETER TWP MADISON TWP	FAIRMONT TWP
FRANKLIN	FRANKLIN CITY	
FRONTIER	CURTIS CITY	FAIRVIEW PREC
FURNAS	CAMBRIDGE PREC	
GAGE	ADAMS TWP	WYMORE TWP
GARDEN	BLUE CREEK PREC	
HALL	DONIPHAN TWP SOUTH LOUP TWP	MAYFIELD TWP
HOWARD	ST LIBORY PREC	ST PAUL CITY
JEFFERSON	PLEASANT PREC	
KEITH	PAXTON PREC	
MADISON	MADISON CITY TILDEN CITY (PART)	NEWMAN GROVE CITY (PART)

* ~~MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS~~.

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(105)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NEBRASKA~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
MERRICK	CLARKSVILLE TWP LOUP TWP	LONE TREE TWP
NANCE	FULLERTON CITY	GENOA TWP
NEMAHA	AUBURN CITY	WASHINGTON PREC
OTOE	NORTH RUSSELL PREC	NORTH SYRACUSE PREC
PIERCE	PIERCE CITY	
PLATTE	ST BERNARD TWP	
POLK	OSCEOLA CITY STROMSBURG CITY	PLEASANT HOME PREC
RED WILLOW	INDIANOLA PREC	
SALINE	FRIEND CITY WILBER CITY	SOUTH FORK PREC
SAUNDERS	CENTER TWP CHESTER TWP WAHOO CITY	CHAPMAN TWP OAK CREEK TWP
SCOTTS BLUFF	MITCHELL CITY	
SEWARD	PREC E	
SHERIDAN	RUSHVILLE CITY	
THAYER	BRUNING PREC	HIGHLAND-ALEXANDRIA PREC
VALLEY	ARCADIA TWP ORD CITY	NORTH LOUP TWP
WAYNE	CHAPIN PREC	
YORK	STEWART PREC	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
DOUGLAS	0010.00 0011.00 0012.00 0013.02 0014.00 0015.00 0017.00 0018.00 0019.00 0022.00 0040.00 0041.00 0052.00
LANCASTER	0018.00 0020.00
SARPY	0102.00

(106)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

NEVADA

~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ESMERALDA	
LANDER	
LYON	
NYE	
STOREY	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY
EUREKA	EUREKA TWP
HUMBOLDT	MC DERMITT TWP
LINCOLN	PANACA TWP

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
CLARK	0003.01 0007.00 0008.00 0009.00 0021.00 0035.00 0036.00 0039.00 0046.00
WASHOE	0001.00

(107)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

NEW HAMPSHIRE	~~NON-METROPOLITAN AREAS~~
COUNTY	MCD/CCD* WITHIN COUNTY
SULLIVAN	UNITY TOWN

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
HILLSBORO	0004.00 0005.00 0013.00 0014.00

(108)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

NEW JERSEY ~~NON METROPOLITAN AREAS~~

COUNTY	MCD/CCD* WITHIN COUNTY	
MONMOUTH	ASBURY PARK CITY	SOUTH BELMAR BOROUGH
OCEAN	EAGLESWOOD TWP MANCHESTER TWP SEASIDE PARK BOROUGH	LAKEWOOD TWP OCEAN TWP

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ATLANTIC	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00	0008.00
	0009.00	0010.00	0011.00	0015.00	0016.00	0017.00	0018.00
	0019.00	0020.00	0021.00	0129.00	0132.00	0133.00	
CAMDEN	6005.00						
CUMBERLAND	0102.00	0103.00	0205.00	0401.00	0402.00		
ESSEX	0002.00	0003.00	0010.00	0013.00	0015.00	0018.00	0026.00
	0027.00	0028.00	0029.00	0030.00	0031.00	0032.00	0034.00
	0037.00	0038.00	0039.00	0040.00	0048.02	0055.00	0056.00
	0057.00	0058.00	0059.00	0060.00	0062.00	0063.00	0064.00
	0065.00	0066.00	0067.00	0075.02	0082.00	0083.00	0084.00
	0085.00	0086.00	0088.00	0089.00	0090.00	0092.00	0096.00
	0105.00	0106.00	0111.00	0112.00	0113.00	0114.00	0119.00
	0124.00	0130.00	0154.00	0168.00	0170.00	0171.00	0184.00
	0185.00	0186.00					
HUDSON	0006.00	0008.00	0009.02	0012.01	0015.00	0016.00	0017.00
	0018.00	0020.00	0022.00	0024.00	0025.00	0026.00	0027.00
	0028.00	0029.00	0031.00	0033.00	0034.00	0035.00	0036.00
	0041.01	0043.00	0044.00	0046.00	0047.00	0050.00	0051.00
	0052.00	0058.02	0062.00	0107.00	0109.00	0110.00	0111.00
	0116.00	0140.00	0154.00	0155.00	0167.00	0168.00	0169.00
	0170.00	0184.00	0185.00	0187.00	0188.00	0189.00	0190.00
	0191.00	0192.00	0193.00	0194.00	0197.00		
MORRIS	0424.00						
PASSAIC	1759.00	1805.00	1816.01	1817.01	1817.02	1828.00	1829.00
SALEM	0202.00	0203.00	0206.00	0207.00	0209.00	0211.00	0213.00
	0218.00	0219.00	0220.00				
WARREN	0304.00						

(109)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDIX OF MEDICAL UNDERSERVICE~~

NEW MEXICO ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
CHAVES	
COLFAX	
CURRY	
DE BACA	
EDDY	
GUADALUPE	
HARDING	
HIDALGO	
LEA	
LUNA	
MCKINLEY	
MORA	
OTERO	
QUAY	
RIO ARRIBA	
SANDOVAL	
SAN JUAN	
SAN MIGUEL	
SIERRA	
SOCORRO	
TAOS	
TORRANCE	
UNION	
VALENCIA	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
DONA ANA	ANTHONY DIV	FAIRACRES DIV
	HATCH DIV	LA MESA DIV
	LA UNION DIV	WHITE SANDS DIV
GRANT	TYRONE DIV	
LINCOLN	MONDO DIV	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BERNALILLO	0013.00	0014.00	0015.00	0020.00	0021.00	0023.00	0026.00

(110)

~~AREAS WITH SCORES OF 6% OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

NEW YORK ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES	
DELAWARE		
~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ALLEGANY	GROVE TOWN	NEW HUDSON TOWN
	WEST ALMOND TOWN	
CATTARAUGUS	HUMPHREY TOWN	
CAYUGA	CONQUEST TOWN	SEMPRONIUS TOWN
CHEMUNG	ELMIRA CITY	VAN ETTEN TOWN
	VETERAN TOWN	
CHENANGO	COVENTRY TOWN	MC DONOUGH TOWN
CLINTON	ALTONA TOWN	ELLENBURG TOWN
COLUMBIA	AUSTERLITZ TOWN	GALLATIN TOWN
	GERMANTOWN TOWN	HUDSON CITY
CORTLAND	CORTLAND CITY	FREETOWN TOWN
	LAPEER TOWN	SOLON TOWN
DUTCHESS	DOVER TOWN	
FRANKLIN	BOMBAY TOWN	CHATEAUGAY TOWN
	DICKINSON TOWN	FORT COVINGTON TOWN
	FRANKLIN TOWN	HARRIETSTOWN TOWN
	MALONE TOWN	WAVERLY TOWN
	WESTVILLE TOWN	ST REGIS INDIAN RESERVATIO
FULTON	OPPENHEIM TOWN	
GREENE	CAIRO TOWN	DURHAM TOWN
	GREENVILLE TOWN	LEXINGTON TOWN
	PRATTSVILLE TOWN	WINDHAM TOWN
JEFFERSON	CAPE VINCENT TOWN	
MONTGOMERY	CHARLESTON TOWN	
OTSEGO	MIDDLEFIELD TOWN	NEW LISBON TOWN
	PITTSFIELD TOWN	PLAINFIELD TOWN
	WORCESTER TOWN	
ST LAWRENCE	BRASHER TOWN	COLTON TOWN
	DE KALB TOWN	FOWLER TOWN
	GOUVERNEUR TOWN	HAMMOND TOWN
	HERMON TOWN	LAWRENCE TOWN
	LISBON TOWN	MORRISTOWN TOWN
	OGDENSBURG CITY	PIERREPONT TOWN
	PITCAIRN TOWN	ROSSIE TOWN
	RUSSELL TOWN	WADDINGTON TOWN

(111)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NEW YORK~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD*~~ ~~WITHIN COUNTY~~	
SCHOHARIE	SUMMIT TOWN	
SENECA	OVID TOWN	ROMULUS TOWN
STEUBEN	FREMONT TOWN	HOWARD TOWN
	PULTENEY TOWN	TUSCARORA TOWN
	WAYNE TOWN	WOODHULL TOWN
SULLIVAN	COCHECTON TOWN	HIGHLAND TOWN
	TUSTEN TOWN	
YATES	ITALY TOWN	

* ~~MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(112)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NEW YORK~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ALBANY	0011.00	0014.00	0024.00	0025.00			
BRONX	0017.00	0020.00	0023.00	0025.00	0027.01	0027.02	0031.00
	0033.00	0035.00	0039.00	0041.00	0043.00	0044.00	0047.00
	0049.00	0052.00	0056.00	0057.00	0059.01	0059.02	0060.00
	0062.00	0065.00	0067.00	0069.00	0071.00	0073.00	0075.00
	0077.00	0079.00	0083.00	0085.00	0087.00	0089.00	0094.00
	0099.00	0115.01	0115.02	0119.00	0121.01	0121.02	0123.00
	0125.00	0127.01	0127.02	0129.01	0129.02	0131.00	0133.00
	0135.00	0137.00	0139.00	0141.00	0143.00	0144.00	0145.00
	0147.00	0149.00	0151.00	0153.00	0154.00	0155.00	0157.00
	0161.00	0165.00	0167.00	0169.00	0173.00	0175.00	0177.00
	0179.00	0181.00	0183.00	0189.00	0193.00	0195.00	0197.00
	0199.00	0201.00	0206.02	0208.00	0210.00	0211.00	0212.00
	0213.01	0213.02	0214.00	0215.01	0215.02	0216.01	0216.02
	0217.01	0217.02	0219.00	0220.00	0221.00	0223.00	0224.01
	0224.02	0225.00	0227.01	0227.02	0227.03	0228.00	0229.01
	0229.02	0230.00	0231.00	0232.00	0233.01	0233.02	0235.01
	0235.02	0236.00	0237.01	0237.02	0239.00	0241.00	0243.00
	0251.00	0253.00	0255.00	0261.00	0263.00	0265.00	0267.00
	0281.00	0289.00	0297.00	0301.00	0322.00	0330.00	0332.00
	0336.00	0338.00	0340.00	0354.00	0356.00	0359.00	0361.00
	0363.00	0365.01	0365.02	0367.00	0369.01	0369.02	0371.00
	0373.00	0374.00	0375.01	0375.02	0375.03	0376.00	0377.00
	0378.00	0379.00	0381.00	0383.00	0385.00	0387.00	0389.00
	0391.00	0392.00	0393.00	0397.00	0399.01	0399.02	0401.00
	0403.01	0403.02	0405.00	0406.00	0407.01	0407.02	0411.00
	0413.00	0415.00	0418.00	0419.00	0420.00	0421.00	0422.00
	0423.00	0425.00	0429.01	0429.02	0431.00	0432.00	0449.01
	0449.02	0451.01	0454.00				
BROOME	0011.00	0012.00					
ERIE	0003.00	0032.01	0032.02	0042.00	0054.00	0065.02	0066.02
	0067.01	0067.02	0121.00				
HERKIMER	0101.00	0102.01	0102.02	0104.00	0105.01	0106.00	0107.00
	0108.00	0109.00	0110.01	0110.02	0111.00	0112.00	0113.02
	0114.00	0115.00					

(113)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NEW YORK~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~ KINGS

~~CENSUS TRACTS WITHIN COUNTY~~

~~KINGS~~

0001.00	0002.00	0005.00	0020.00	0022.00	0023.00	0025.00
0027.00	0029.01	0033.00	0036.00	0037.00	0039.00	0041.00
0043.00	0047.00	0049.00	0050.00	0051.00	0052.01	0054.00
0055.00	0056.01	0056.02	0057.00	0058.00	0059.00	0062.00
0064.00	0069.00	0070.00	0071.00	0074.00	0075.00	0076.00
0077.00	0080.00	0082.00	0084.00	0085.00	0088.00	0092.00
0101.00	0104.00	0112.00	0121.00	0123.00	0127.00	0128.01
0129.01	0129.02	0131.00	0133.00	0135.00	0136.00	0138.00
0141.00	0142.00	0143.00	0145.00	0149.00	0151.00	0157.00
0159.00	0160.00	0161.00	0162.00	0163.00	0165.00	0179.00
0181.00	0183.00	0185.01	0185.02	0187.00	0191.00	0197.00
0199.00	0201.00	0203.00	0205.00	0215.00	0217.00	0219.00
0221.00	0223.00	0225.00	0226.00	0227.00	0228.00	0229.00
0231.00	0232.00	0233.00	0235.00	0236.00	0237.00	0239.00
0240.00	0241.00	0243.00	0245.00	0247.00	0249.00	0251.00
0252.00	0253.00	0255.00	0257.00	0259.01	0259.02	0261.00
0263.00	0265.00	0267.00	0269.00	0270.00	0271.01	0273.00
0275.00	0277.00	0279.00	0281.00	0283.00	0285.02	0287.00
0289.00	0290.00	0291.00	0292.00	0293.00	0294.00	0295.00
0296.00	0297.00	0299.00	0301.00	0303.00	0307.00	0309.00
0311.00	0315.00	0317.01	0323.00	0326.00	0327.00	0328.00
0330.00	0336.00	0337.00	0339.00	0340.00	0341.00	0342.00
0343.00	0345.00	0347.00	0348.02	0349.00	0351.00	0352.00
0353.00	0356.00	0357.00	0359.00	0360.01	0360.02	0361.00
0362.00	0363.00	0364.00	0365.01	0365.02	0366.00	0367.00
0369.00	0371.00	0373.00	0375.00	0377.00	0379.00	0381.00
0383.00	0385.00	0387.00	0389.00	0391.00	0393.00	0395.00
0397.00	0399.00	0401.00	0403.00	0405.00	0409.00	0411.00
0413.00	0414.02	0415.00	0417.00	0418.00	0419.00	0421.00
0423.00	0425.00	0427.00	0428.00	0430.00	0431.00	0432.00
0433.00	0434.00	0435.00	0436.00	0437.00	0438.00	0439.00
0441.00	0453.00	0456.00	0465.00	0478.00	0482.00	0483.00
0486.00	0487.00	0489.00	0492.00	0493.00	0494.00	0501.00
0505.00	0506.00	0507.00	0508.00	0509.00	0510.00	0511.00
0512.00	0513.00	0514.00	0516.00	0518.00	0519.00	0523.00
0525.00	0526.00	0527.00	0529.00	0531.00	0533.00	0534.00
0535.00	0537.00	0538.00	0539.00	0544.00	0546.00	0547.00
0549.00	0550.00	0551.00	0552.00	0554.00	0555.00	0560.00
0563.00	0575.00	0579.00	0580.00	0592.00	0610.01	0610.02
0612.00	0614.00	0760.00	0762.00	0770.00	0772.00	0774.00
0776.00	0790.00	0796.00	0798.00	0806.00	0820.00	0822.00
0862.00	0866.00	0868.00	0874.01	0878.00	0886.00	0888.00
0892.00	0894.00	0896.00	0898.00	0900.00	0902.00	0904.00
0906.00	0908.00	0910.00	0912.00	0914.00	0916.00	0918.00
0920.00	0922.00	0938.00	0982.00	1100.00	1110.00	1114.00
1118.00	1120.00	1124.00	1126.00	1128.00	1130.00	1132.00
1134.00	1136.00	1138.00	1140.00	1142.02	1146.00	1148.00
1150.00	1152.00	1154.00	1156.00	1158.00	1160.00	1162.00
1164.00	1166.00	1168.00	1170.00	1174.00	1176.01	1178.00
1192.00	1194.00	1196.00	1210.00	1214.00		

(114)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NEW YORK~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	~~CENSUS TRACTS WITHIN COUNTY~~
MONROE	0009.00 0090.00
NASSAU	4166.00
NEW YORK	0018.00 0022.02 0026.01 0030.01 0036.02 0055.02 0056.00 0062.00 0076.00 0092.00 0097.00 0112.02 0112.03 0114.01 0137.00 0145.00 0156.02 0162.00 0164.00 0172.02 0174.02 0178.00 0188.00 0190.00 0202.00 0204.00 0213.02 0217.02 0220.00 0228.00 0231.02 0239.00 0273.00 0281.00
NIAGARA	0202.00 0205.00 0211.00 0215.00 0216.00 0237.00
ONEIDA	0202.01 0202.02 0203.00 0204.00 0206.00 0207.01 0210.00 0211.01 0211.02 0213.01 0218.00
ONONDAGA	0030.00 0031.00 0033.00 0040.00 0041.00 0042.00 0053.00 0159.00
QUEENS	0031.00 0938.00 0942.01
RENSSELAER	0406.00 0407.00 0408.00 0414.00
RICHMOND	0003.00
SARATOGA	0610.00
SCHENECTADY	0210.01 0210.02

~~COUNTY~~	~~AREA~~	GROUPS OF CENSUS TRACTS
ERIE	AREA 1	0012.00** 0013.01 0013.02** 0014.01 0014.02** 0015.00** 0025.01 0025.02** 0026.00** 0027.01 0031.00**
ERIE	AREA 2	0068.00** 0071.01** 0071.02** 0072.01** 0072.02**

**TRACTS WHICH HAVE INDEX SCORES OF 62 OR BELOW.

(115)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

NORTH CAROLINA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ALEXANDER	
ANSON	
ASHE	
AVERY	
BEAUFORT	
BERTIE	
BLADEN	
CALDWELL	
CAMDEN	
CARTERET	
CASWELL	
CHATHAM	
CHEROKEE	
CHOWAN	
CLAY	
CLEVELAND	
COLUMBUS	
CRAVEN	
CURRITUCK	
DARE	
DAVIDSON	
DAVIE	
DUPLIN	
EDGECOMBE	
FRANKLIN	
GATES	
GRAHAM	
GRANVILLE	
GREENE	
HALIFAX	
HARNETT	
HERTFORD	
HOKE	
HYDE	
IREDELL	
JACKSON	
JOHNSTON	
JONES	
LENOIR	
LINCOLN	
MCDOWELL	
MACON	
MADISON	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS~~, BCHS.

(116)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NORTH CAROLINA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

MARTIN
MITCHELL
MONTGOMERY
MOORE
NASH
NORTHAMPTON
ONSLOW
PAMLICO
PENDER
PERQUIMANS
PERSON
PITT
POLK
RICHMOND
ROBESON
ROCKINGHAM
RUTHERFORD
SAMPSON
SCOTLAND
STANLY
STOKES
SURRY
SWAIN
TRANSYLVANIA
TYRRELL
VANCE
WARREN
WASHINGTON
WATAUGA
WAYNE
WILKES
WILSON
YANCEY

PREPARED BY DIVISION OF MONITORING AND ANALYSIS, PCHS.

(117)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NORTH CAROLINA~~	~~NON METROPOLITAN AREAS~~	
~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ALAMANCE	TWP 11 PLEASANT GROVE	
ALLEGHANY	PINEY CREEK TWP	PRATHERS CREEK TWP
	WHITEHEAD TWP	
BURKE	UPPER CREEK TWP	
CABARRUS	TWP 9 GEORGEVILLE	TWP 12 CONCORD
GASTON	CROWDER MOUNTAIN TWP	
HAYWOOD	CRABTREE TWP	PINES CREEK TWP
	IRON DUFF TWP	IVY HILL TWP
	JONATHANS CREEK TWP	WAYNESVILLE TWP
HENDERSON	HOOPERS CREEK TWP	
PASQUOTANK	NEWLAND TWP	SALEM TWP
ROWAN	STEELE TWP	

* ~~MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(118)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NORTH CAROLINA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BRUNSWICK	0201.00	0202.00	0203.00	0204.00	0205.00	0206.00	
BUNCOMBE	0002.00	0003.00	0005.00	0006.00	0007.00	0009.00	0010.00
	0029.00						
CUMBERLAND	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00
	0008.00	0009.00	0010.00	0011.00	0012.00	0013.00	0014.00
	0015.00	0016.00	0017.00	0018.00	0019.00	0020.00	0021.00
	0022.00	0023.00	0024.00	0025.00	0026.00	0027.00	0028.00
	0029.00	0030.00	0031.00	0032.00	0033.00	0034.00	0035.00
	0036.00	0037.00					
DURHAM	0005.00	0009.00	0011.00	0012.01	0012.02		
FORSYTH	0002.00	0003.01	0003.02	0004.00	0005.00	0005.01	0005.02
	0006.00	0007.00	0008.02	0016.02			
GUILFORD	0108.02	0111.01	0112.00	0114.01	0114.02	0138.00	0139.00
	0141.00	0142.00	0146.00				
MECKLENBURG	0001.00	0003.00	0004.00	0005.00	0006.00	0007.00	0008.00
	0023.00	0024.00	0025.00	0026.00	0035.00	0037.00	0045.00
	0049.00	0050.00	0052.00				
NEW HANOVER	0101.00	0110.00	0111.00	0112.00	0113.00	0114.00	
RANDOLPH	0307.00						
UNION	0201.00	0202.00	0203.00	0204.00	0205.00	0206.00	0207.00
	0208.00	0209.00	0210.00				
WAKE	0001.00	0002.00	0003.00	0004.00	0006.00	0007.00	0008.00
	0009.00	0029.00	0032.00	0033.00	0039.00	0043.00	0044.00
YADKIN	0501.00	0502.00	0503.00	0504.00	0505.00		

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(119)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

NORTH DAKOTA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BENSON	
BILLINGS	
BOTTINEAU	
DUNN	
EMMONS	
FOSTER	
GRANT	
HETTINGER	
KIDDER	
LA MOURE	
MCINTOSH	
MCKENZIE	
MERCER	
MORTON	
OLIVER	
RANSOM	
RENVILLE	
SARGENT	
SHERIDAN	
SIOUX	
SLOPE	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(120)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NORTH DAKOTA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BARNES	SOUTHEAST BARNES DIV	
BURKE	POWERS LAKE DIV	
CAVALIER	SOUTHEAST CAVALIER DIV	
GRAND FORKS	NORTHWOOD DIV	
LOGAN	NAPOLEON DIV	
MCHENRY	DRAKE DIV TOWNER RURAL DIV	GRANVILLE DIV
MCLEAN	GARRISON DIV	WEST MC LEAN DIV
MOUNTRAIL	SOUTH MOUNTRAIL DIV STANLEY WEST DIV	STANLEY DIV
NELSON	LAKOTA DIV	MC VILLE DIV
PEMBINA	CAVALIER SOUTH DIV	WALHALLA DIV
RICHLAND	HANKINSON DIV NORTHEAST RICHLAND DIV	LIDGERWOOD DIV
ROLETTE	DUNSEITH RURAL DIV	
STARK	WEST STARK DIV	
STEELE	HOPE DIV	
STUTSMAN	KENSAL DIV WOODWORTH DIV	STREETER-MEDINA DIV
TOWNER	CANDO DIV	
WALSH	PARK RIVER RURAL DIV	
WARD	KENMARE DIV SOUTHWEST WARD DIV	SOUTHEAST WARD DIV
WILLIAMS	WILLISTON EAST DIV	WILLISTON WEST DIV

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
CASS	0007.00

(121)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

OHIO ~~NON METROPOLITAN AREAS~~

TOTAL COUNTIES

COUNTY

ADAMS
BROWN
CARROLL
GUERNSEY
HOCKING
HOLMES
JACKSON
MPIGS
MONROE
MORGAN
PIKE
SCIOTO
VINTON

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(122)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~OHIO~~

~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ATHENS	TRIMBLE TWP	WATERLOO TWP
CLINTON	CLARK TWP	JEFFERSON TWP
	LIBERTY TWP	WILSON TWP
COLUMBIANA	CENTER TWP	ELKRUN TWP
	FRANKLIN TWP	HANOVER TWP
	LIVERPOOL TWP	MIDDLETON TWP
	UNITY TWP	WASHINGTON TWP
	WAYNE TWP	WELLSVILLE TWP
	YELLOW CREEK TWP	
COSHOCTON	ADAMS TWP	CLARK TWP
	CRAWFORD TWP	FRANKLIN TWP
	VIRGINIA TWP	WHITE EYES TWP
FAIRFIELD	RICHLAND TWP	
FAYETTE	JASPER TWP	
GALLIA	HUNTINGTON TWP	
HARDIN	BUCK TWP	DUDLEY TWP
	HALE TWP	LYNN TWP
	MC DONALD TWP	PLEASANT TWP
	ROUNDHEAD TWP	
HARRISON	MONROE TWP	
HENRY	MONROE TWP	RICHFIELD TWP
HIGHLAND	BRUSH CREEK TWP	CLAY TWP
	CONCORD TWP	HAMER TWP
	JACKSON TWP	WHITE OAK TWP
LICKING	BOWLING GREEN TWP	
MADISON	DEER CREEK TWP	MONROE TWP
	STOKES TWP	
MARION	BOWLING GREEN TWP	
MORROW	FRANKLIN TWP	WESTFIELD TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(123)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~OHIO~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
NOBLE	MARION TWP	
PAULDING	BENTON TWP	CRANE TWP
	EMERALD TWP	LATTY TWP
	WASHINGTON TWP	
PERRY	COAL TWP	MONROE TWP
	SALT LICK TWP	
ROSS	COLERAIN TWP	DEERFIELD TWP
	FRANKLIN TWP	HARRISON TWP
	PAINT TWP	PAXTON TWP
SHELBY	CYNTHIAN TWP	TURTLE CREEK TWP
	WASHINGTON TWP	
TUSCARAWAS	MILL TWP	BUSH TWP
	UNION TWP	
UNION	WASHINGTON TWP	
WASHINGTON	AURELIUS TWP	FAIRFIELD TWP
	GRANDVIEW TWP	INDEPENDENCE TWP
WAYNE	SALT CREEK TWP	
WYANDOT	MIFFLIN TWP	TYMOCHTEE TWP

* ~~MINOR CIVIL DIVISIONS OF CENSUS COUNTY DIVISIONS~~.

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(1240

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~OHIO~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ALLEN	0125.00	0128.00	0135.00				
BELMONT	0106.00	0107.00	0109.00	0116.00	0121.00		
BUTLER	0003.00	0007.01	0128.00	0129.00	0140.00		
CLARK	0001.00	0002.00	0003.00	0009.01	0018.00	0021.00	
CLERMONT	0416.00	0418.00	0420.00				
CUYAHOGA	1033.00	1037.00	1043.00	1079.00	1087.00	1088.00	1089.00
	1093.00	1098.00	1114.00	1121.00	1123.00	1124.00	1125.00
	1126.00	1127.00	1128.00	1129.00	1131.00	1132.00	1133.00
	1134.00	1135.00	1136.00	1137.00	1138.00	1141.00	1142.00
	1143.00	1144.00	1147.00	1148.00	1161.00	1185.00	1186.00
	1189.00	1195.00					
FRANKLIN	0015.00	0017.00	0018.10	0020.00	0022.00	0028.00	0029.00
	0030.00	0035.00	0036.00	0038.00	0039.00	0040.00	0041.00
	0044.00	0053.00	0074.10				
GREENE	2406.00						
HAMILTON	0001.00	0003.01	0003.02	0004.00	0006.00	0007.00	0008.00
	0009.00	0010.00	0011.00	0015.00	0016.00	0017.00	0018.00
	0019.00	0021.00	0023.00	0037.00	0077.00	0080.00	0086.01
	0086.02						
JEFFERSON	0001.00	0002.00	0003.00	0008.00	0009.00		
LAWRENCE	0501.00	0502.00	0503.00	0504.00	0505.00	0506.00	0507.00
	0508.00	0509.00	0510.00	0511.00	0512.00	0513.00	0514.00
LORAIN	0223.00	0231.00	0603.00	0710.00			
LUCAS	0022.00	0023.00	0027.00	0028.00	0034.00	0037.00	0038.00
MAHONING	8008.00	8019.00	8035.00	8036.00	8037.00	8038.00	
MIAMI	3152.00						
MONTGOMERY	0018.00	0024.00	0028.00	0030.00	0038.00	0040.00	0053.00
	0065.00						
PORTAGE	6015.00						
RICHLAND	0001.00	0002.00					
STARK	7001.00	7016.00	7017.00	7019.00	7023.00	7104.00	7138.00
SUMMIT	5011.00	5012.00	5013.01	5015.00	5018.00	5019.00	5024.00
	5034.00	5043.00	5068.00				
TRUMBULL	9205.00						
WARREN	0318.00						

(125)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

OKLAHOMA ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ADAIR	
ALFALFA	
ATOKA	
BECKHAM	
BLAINE	
BRYAN	
CADDO	
CHEROKEE	
CHOCTAW	
CIMARRON	
COAL	
COTTON	
CRAIG	
DELAWARE	
DEWEY	
GARVIN	
GRANT	
GREER	
HARMON	
HASKELL	
HUGHES	
JACKSON	
JEFFERSON	
JOHNSTON	
KIOWA	
LATIMER	
LINCOLN	
LOGAN	
LOVE	
MCCURTAIN	
MARSHALL	
MUSKOGEE	
NOBLE	
NOWATA	
OKFUSKEE	
OKMULGEE	
PAWNEE	
PUSHMATAHA	
ROGER MILLS	
SEMINOLE	
TILLMAN	
WASHITA	
WOODS	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(126)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~OKLAHOMA~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ELLIS	NORTHWEST ELLIS DIV	
GARFIELD	COVINGTON DIV	GARBER DIV
MCCLAIN	EAST MC CLAIN DIV	
MAYES	EAST MAYES DIV	
MURRAY	EAST MURRAY DIV	
OTTAWA	AFTON-FAIRLAND DIV WYANDOTTE DIV	PICHER-PEORIA DIV
PAYNE	YALE DIV	
PITTSBURG	NORTH CENTRAL PITTSBURG DI TWIN CITIES DIV	QUINTON DIV
PONTOTOC	NORTH CENTRAL PONTOTOC DIV SOUTHEAST PONTOTOC DIV	NORTHEAST PONTOTOC DIV SOUTHWEST PONTOTOC DIV
POTTAWATOMIE	WANETTE-ASHER DIV	
STEPHENS	MARLOW DIV	
TEXAS	WEST TEXAS DIV	
WAGONER	SOUTH WAGONER DIV	WAGONER DIV
WOODWARD	MOORELAND DIV	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(127)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~OKLAHOMA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
CANADIAN	3001.00 3003.00 3004.00 3005.00
CLEVELAND	2001.00 2002.00 2026.00
COMANCHE	0001.00 0002.00 0003.00 0004.00 0005.00 0007.00 0008.00 0009.00 0010.00 0011.00 0012.00 0013.00 0014.00 0015.00 0016.00 0017.00 0018.00 0019.00 0020.00 0021.00 0022.00 0023.00
CREEK	0202.00 0203.00 0208.00 0210.00 0211.00
LE FLORE	0402.00 0403.00 0404.00 0405.00 0406.00 0407.00
OKLAHOMA	1003.00 1004.00 1006.00 1008.00 1011.00 1012.00 1014.00 1015.00 1016.00 1017.00 1018.00 1019.00 1020.00 1021.00 1022.00 1023.00 1024.00 1025.00 1026.00 1027.00 1028.00 1029.00 1030.00 1032.00 1033.00 1035.00 1037.00 1038.00 1039.00 1040.00 1041.00 1043.00 1044.00 1046.00 1047.00 1057.00 1058.00 1079.00 1088.03 1088.04 1089.00
SEQUOYAH	0301.00 0302.00 0303.00 0304.00
TULSA	0002.00 0005.00 0006.00 0007.00 0010.00 0011.00 0012.00 0022.00 0025.00 0026.00 0031.00 0035.00 0036.00 0046.00 0062.00

~~COUNTY~~ ~~AREA~~	GROUPS OF CENSUS TRACTS
OSAGE AREA 1	0101.00 0102.00 0103.00**0104.00**0105.00** 0106.00**0107.00**0108.00**

**TRACTS WHICH HAVE INDEX SCORES OF 62 OR BELOW.

(128)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~OREGON~~ ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BAKER	
SHERMAN	
UNION	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
CLATSOP	SEASIDE DIV SVENSEN DIV	SEASIDE RURAL DIV
COLUMBIA	VERNONIA DIV	
CURRY	AGNESS DIV	PORT ORFORD DIV
GRANT	LONG CREEK DIV	PRAIRIE CITY DIV
HARNEY	DREWSEY DIV	
HOOD RIVER	DEE DIV	
JEFFERSON	WARM SPRINGS DIV	
LINCOLN	DE LAKE DIV	WALDPORT DIV
MALHEUR	ADRIAN DIV	
TILLAMOOK	NEHALEM DIV	
WALLOWA	JOSEPH DIV	WALLOWA DIV

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
CLACKAMAS	0212.00
LANE	0040.00
MARION	0001.00
MULTNOMAH	0011.01 0027.02 0048.00 0049.00 0051.00 0052.00 0053.00 0054.00
POLK	0051.00
WASHINGTON	0334.00

(129)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

PENNSYLVANIA ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ARMSTRONG	
BEDFORD	
CLEARFIELD	
FAYETTE	
FULTON	
GREENE	
INDIANA	
PIKE	
SNYDER	
SULLIVAN	
TIOGA	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, PCHS~~.

(130)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~PENNSYLVANIA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BRADFORD	ROME TWP	
BUTLER	MARS BOROUGH	PARKER TWP
CENTRE	MILLHEIM BOROUGH UNION TWP	SNOW SHOE BOROUGH
CLARION	PERRY TWP	STRATTANVILLE BOROUGH
CLINTON	GREENE TWP	RENOVO BOROUGH
COLUMBIA	BENTON BOROUGH CONYNGHAM TWP	CENTRALIA BOROUGH
CRAWFORD	BLOOMFIELD TWP NORTH SHENANGO TWP SAEGERTOWN BOROUGH	CAMBRIDGE SPRINGS BOROUGH ROME TWP
FRANKLIN	QUINCY TWP	
HUNTINGDON	BRADY TWP WOOD TWP	CROMWELL TWP
JEFFERSON	BEAVER TWP BROOKVILLE BOROUGH HENDERSON TWP MC CALMONT TWP PUNXSUTAWNEY BOROUGH SUMMERVILLE BOROUGH YOUNG TWP	BIG RUN BOROUGH ELDRED TWP KNOX TWP PINECREEK TWP RINGGOLD TWP UNION TWP
JUNIATA	MIFFLINTOWN BOROUGH TUSCARORA TWP	SPRUCE HILL TWP WALKER TWP
LAWRENCE	BESSEMER BOROUGH	
LYCOMING	COGAN HOUSE TWP LEWIS TWP MORELAND TWP	JORDAN TWP MC INTYRE TWP PICTURE ROCKS BOROUGH
MCKEAN	ANNIN TWP LIBERTY TWP	HAMLIN TWP NORWICH TWP
MERCER	LAKE TWP	WOLF CREEK TWP

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(131)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~PENNSYLVANIA~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD* WITHIN COUNTY~~	
MONTOUR	MAHONING TWP	
NORTHUMBERLAND	MOUNT CARMEL BOROUGH	SHAMOKIN CITY
POTTER	HARRISON TWP	
SCHUYLKILL	FRAILEY TWP	GILBERTON BOROUGH
	MAHANOY CITY BOROUGH	MAHANOY TWP
	SHENANDOAH BOROUGH	
UNION	HARTLEY TWP	
VENANGO	CHERRYTREE TWP	CLINTON TWP
	CORNPLANTER TWP	EMLENTON BOROUGH
	PINEGROVE TWP	PLUM TWP
	RICHLAND TWP	
WAYNE	DREHER TWP	HAWLEY BOROUGH
	HONESDALE BOROUGH	MOUNT PLEASANT TWP
	PALMYRA TWP	
WYOMING	NICHOLSON TWP	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(132)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~PENNSYLVANIA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ALLEGHENY	0101.00	0102.00	0301.00	0303.00	0304.00	0401.00	0404.00
	0405.00	0501.00	0502.00	0503.00	0504.00	0507.00	0508.00
	0509.00	0701.00	0702.00	0704.00	0706.00	0707.00	0708.00
	0801.00	0803.00	0805.00	0807.00	0808.00	1006.00	1105.00
	1107.00	1108.00	1204.00	1205.00	1206.00	1207.00	1302.00
	1303.00	1304.00	1305.00	1407.00	1410.00	1503.00	1504.00
	1601.00	1604.00	1605.00	2101.00	2103.00	2105.00	2201.00
	2202.00	2203.00	2301.00	2302.00	2502.00	2503.00	2505.00
	2604.00	2609.00	4031.00	4040.00	4271.00	4360.00	4501.00
	4631.00	4633.00	4703.00	4732.00	4831.00	4832.00	4833.00
	4865.00	4923.00	5082.00	5101.00	5124.00	5133.00	5134.00
	5141.00	5143.00	5503.00	5504.00	5505.00	5506.00	5508.00
	5602.00	5604.00	5606.00	5607.00			
BEAVER	6012.00	6013.00	6015.00	6021.00	6022.00	6028.00	6041.00
	6045.00						
BERKS	0001.00	0019.00	0024.00				
BLAIR	0001.00	0015.00					
CAMBRIA	0001.00	0002.00	0010.00				
DAUPHIN	0201.00	0202.00	0203.00	0204.00	0206.00		
DELAWARE	4001.00	4058.02					
ERIE	0001.00	0003.00	0008.00	0009.00	0012.00	0013.00	0014.00
	0015.00	0018.00	0019.00				
LACKAWANNA	0001.00	0002.00	0007.00				
LANCASTER	0001.00						
LUZERNE	0001.00	0009.00	0140.00	0164.00	0174.00	0175.00	0176.00
NORTHAMPTON	0144.00						
PHILADELPHIA	0002.00	0003.00	0004.00	0007.00	0008.00	0009.00	0011.00
	0013.00	0014.00	0015.00	0016.00	0017.00	0018.00	0019.00
	0020.00	0021.00	0022.00	0024.00	0025.00	0031.00	0036.00

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(133)

AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE

PENNSYLVANIA — METROPOLITAN AREAS							
COUNTY	CENSUS TRACTS WITHIN COUNTY						
PHILADELPHIA	0044.00	0046.00	0056.00	0069.00	0074.00	0076.00	0077.00
	0078.00	0086.00	0087.00	0088.00	0091.00	0092.00	0093.00
	0094.00	0095.00	0102.00	0104.00	0105.00	0106.00	0107.00
	0108.00	0109.00	0110.00	0120.00	0121.00	0122.00	0125.00
	0126.00	0127.00	0129.00	0130.00	0131.00	0132.00	0133.00
	0134.00	0135.00	0136.00	0137.00	0138.00	0139.00	0140.00
	0141.00	0142.00	0143.00	0144.00	0145.00	0147.00	0148.00
	0149.00	0151.00	0152.00	0153.00	0154.00	0155.00	0156.00
	0157.00	0161.00	0162.00	0163.00	0164.00	0165.00	0166.00
	0167.00	0168.00	0169.00	0170.00	0172.00	0174.00	0175.00
	0176.00	0200.00	0206.00	0207.00	0208.00	0228.00	0232.00
	0237.00	0238.00	0239.00	0240.00	0241.00	0246.00	0247.00
	0268.00	0269.00	0274.00	0275.00	0281.00	0282.00	0283.00
	0285.00	0287.00	0300.00	0301.00	0306.00	0307.00	0333.00
	0334.00						
SOMERSET	0211.00	0214.00	0215.00	0216.00	0217.00	0218.00	
WASHINGTON	7210.00	7310.00	7320.00	7512.00	7537.00	7541.00	7543.00
	7544.00	7546.00	7557.00	7620.00	7637.00	7640.00	7751.00
	7752.00	7753.00	7817.00	7831.00	7921.00	7937.00	7957.00
WESTMORELAND	8001.00	8007.01	8007.02	8016.00	8041.00		
YORK	0001.00						

PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.

(134)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

RHODE ISLAND ~~METROPOLITAN AREAS~~

COUNTY	CENSUS TRACTS WITHIN COUNTY
BRISTOL	0305.00 0307.00
PROVIDENCE	0026.00 0027.00 0172.00 0180.00

~~COUNTY~~	~~AREA~~	GROUPS OF CENSUS TRACTS
PROVIDENCE	AREA 1	0004.00** 0005.00** 0006.00 0007.00**
PROVIDENCE	AREA 2	0003.00** 0008.00** 0009.00** 0011.00 0012.00**
PROVIDENCE	AREA 3	0149.00** 0152.00** 0160.00**

**TRACTS WHICH HAVE INDEX SCORES OF 62 OR BELOW.

(135)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

SOUTH CAROLINA ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ABBEVILLE	
ALLENDALE	
ANDERSON	
BAMBERG	
BARNWELL	
BEAUFORT	
CALHOUN	
CHEROKEE	
CHESTER	
CHESTERFIELD	
CLARENDON	
COLLETON	
DARLINGTON	
DILLON	
DORCHESTER	
EDGEFIELD	
FAIRFIELD	
FLORENCE	
GEORGETOWN	
HAMPTON	
HORRY	
JASPER	
KERSHAW	
LANCASTER	
LAURENS	
LEE	
MCCORMICK	
MARION	
MARLBORO	
NEWBERRY	
ORANGEBURG	
SALUDA	
SUMTER	
UNION	
WILLIAMSBURG	
YORK	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
GREENWOOD	TROY DIV	
OCONEE	LONG CREEK DIV	
SPARTANBURG	CHESNEE DIV	FAIRMONT MILLS DIV
	FINGERVILLE DIV	GRAMLING DIV
	INMAN DIV	LANDRUM DIV
	SPARTANBURG DIV	WOODS CHAPEL DIV

(136)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF APPROPRIATE UNDERSERVICE~~

~~SOUTH CAROLINA~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
AIKEN	0201.00	0202.00	0203.00	0204.00	0205.00	0206.00	0207.00
	0208.00	0209.00	0210.00	0211.00	0213.00	0214.00	0215.00
	0216.00	0217.00	0218.00	0219.00	0220.00	0221.00	
BERKELEY	0201.00	0202.00	0203.00	0204.00	0205.00	0206.00	0207.00
	0208.00	0209.00					
CHARLESTON	0001.00	0004.00	0005.00	0006.00	0007.00	0008.00	0009.00
	0010.00	0011.00	0012.00	0013.00	0014.00	0021.02	0022.00
	0023.00	0024.00	0025.00	0031.05	0033.00	0037.00	0043.00
	0044.00	0045.00	0046.01	0050.00			
GREENVILLE	0001.00	0004.00	0005.00	0006.00	0007.00	0008.00	0009.00
	0010.00						
LEXINGTON	0201.00	0202.02	0203.00	0205.01	0207.00	0208.00	0209.00
	0210.00	0211.02	0212.00	0213.00	0214.00		
PICKENS	0101.00	0102.00	0103.00	0104.00	0105.00	0106.00	0107.00
	0108.00	0109.00	0110.00	0111.00	0112.00		
RICHLAND	0005.00	0007.00	0009.00	0010.00	0013.00	0014.00	0016.00
	0020.01	0021.00	0022.00	0025.00	0028.00	0102.00	0105.02
	0107.01	0107.02	0109.00	0114.02	0117.01	0117.02	0118.00
	0119.02	0120.00					

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, DCHS.~~

(137)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

SOUTH DAKOTA ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
AURORA	
BENNETT	
BON HOMME	
BRULE	
BUFFALO	
CAMPBELL	
CHARLES MIX	
CLARK	
CORSON	
CUSTER	
DAY	
DEWEY	
DOUGLAS	
EDMUNDS	
FALL RIVER	
FAULK	
GREGORY	
HAMLIN	
HAND	
HANSON	
HARDING	
HYDE	
JACKSON	
JERAULD	
JONES	
LAWRENCE	
LINCOLN	
LYMAN	
MCCOOK	
MCPHERSON	
MARSHALL	
MELLETTE	
MINER	
ROBERTS	
SANBORN	
SHANNON	
SULLY	
TODD	
TRIPP	
UNION	
WASHABAUGH	
ZIEBACH	

PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.

(138)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~SOUTH DAKOTA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BROOKINGS	ELKTON CITY	VOLGA CITY
BUTTE	UNORG TERR OF EAST BUTTE	
DAVISON	MITCHELL CITY	
DEUEL	CLEAR LAKE CITY	
GRANT	MILBANK CITY	
HUTCHINSON	MENNO CITY	TRIPP CITY
KINGSBURY	ARLINGTON CITY	
MEADE	FAITH CITY UNORG TERR OF BELLE FRCHE-	UNORG TERR OF BEAR BUTTE UNORG TERR OF NORTH MEADE
MOODY	FLANDREAU CITY	
TURNER	CENTERVILLE CITY PARKER CITY	MARION CITY VIBORG CITY
YANKTON	UNORG TERR OF WEST YANKTON	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(139)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

TENNESSEE ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BENTON	
BLEDSOE	
BRADLEY	
CAMPBELL	
CANNON	
CARROLL	
CARTER	
CHEATHAM	
CHESTER	
CLAIBORNE	
CLAY	
COCKE	
COFFEE	
CROCKETT	
CUMBERLAND	
DECATUR	
DE KALB	
DICKSON	
DYER	
FAYETTE	
FENTRESS	
FRANKLIN	
GIBSON	
GILES	
GRAINGER	
GRUNDY	
HANCOCK	
HARDEMAN	
HARDIN	
HAWKINS	
HAYWOOD	
HENDERSON	
HENRY	
HICKMAN	
JACKSON	
JEFFERSON	
JOHNSON	
LAKE	
LAUDERDALE	
LAWRENCE	
LEWIS	
LINCOLN	
LOUDON	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(140)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TENNESSEE~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

MCMINN
MCNAIRY
MACON
MADISON
MARION
MARSHALL
MAURY
MEIGS
MONROE
MONTGOMERY
MORGAN
OBION
OVERTON
PERRY
PICKETT
POLK
RHEA
ROANE
ROBERTSON
SCOTT
SEQUATCHIE
SEVIER
SMITH
STEWART
TIPTON
TROUSDALE
UNICOI
UNION
VAN BUREN
WARREN
WASHINGTON
WAYNE
WEAKLEY
WHITE
WILLIAMSON

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(141)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TENNESSEE~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
BEDFORD	BEDFORD DIV	
GREENE	BAILEYTON DIV	JEAROLDSTOWN DIV
	MOHAWK DIV	REATOWN-CHUCKY DIV
	SOUTHEAST NOLICHUCKY DIV	SOUTHWEST NOLICHUCKY DIV
HAMBLIN	RUSSELLVILLE DIV	
HOUSTON	WEST ERIN DIV	
HUMPHREYS	BAKERVILLE DIV	BOLD SPRING DIV
PUTNAM	BUFFALO VALLEY DIV	MONTEREY DIV
RUTHERFORD	ALMAVILLE DIV	CHRISTIANA DIV
	EAGLEVILLE DIV	KITTRELL DIV
	MURFREESBORO WEST DIV	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ANDERSON	0207.00	0208.00	0212.00				
BLOUNT	0101.00	0105.00	0113.00	0114.00	0115.00	0116.00	
DAVIDSON	0118.00	0120.00	0124.00	0136.00	0137.00	0139.00	0140.00
	0141.00	0142.00	0143.00	0144.00	0145.00	0146.00	0147.00
	0148.00	0149.00	0160.00	0161.00	0162.00	0163.00	0168.00
HAMILTON	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0008.00
	0010.00	0011.00	0012.00	0013.00	0014.00	0015.00	0016.00
	0018.00	0019.00	0020.00	0021.00	0023.00	0024.00	0025.00
	0026.00	0027.00	0028.00	0113.01			
KNOX	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00
	0010.00	0011.00	0012.00	0013.00	0014.00	0016.00	0028.00
SHELBY	0001.00	0002.00	0003.00	0004.00	0005.00	0006.00	0007.00
	0008.00	0009.00	0010.00	0014.00	0015.00	0016.00	0017.00
	0018.00	0019.00	0020.00	0021.00	0022.00	0023.00	0024.00
	0025.00	0026.00	0027.00	0028.00	0030.00	0031.00	0032.00
	0033.00	0034.00	0035.00	0036.00	0037.00	0038.00	0039.00
	0040.00	0041.00	0042.00	0044.00	0045.00	0046.00	0047.00
	0048.00	0049.00	0050.00	0051.00	0052.00	0053.00	0054.00
	0055.00	0056.00	0057.00	0058.00	0059.00	0060.00	0061.00
	0062.00	0063.00	0065.00	0066.00	0067.00	0068.00	0069.00
	0070.00	0072.00	0075.00	0078.00	0090.00	0105.00	0201.00
	0202.00	0203.00	0207.00	0208.00	0209.00	0210.00	0211.00
	0215.00	0216.00	0217.00	0222.00	0224.00		
SUMNER	0201.00	0202.00	0203.00	0204.00	0206.00	0207.00	0208.00
WILSON	0301.00	0304.00	0305.00	0306.00	0307.00	0308.00	0309.00

(142)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

TEXAS ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ANDERSON	
ANDREWS	
ATASCOSA	
AUSTIN	
BAILEY	
BANDERA	
BASTROP	
BAYLOR	
BEE	
BLANCO	
BOSQUE	
BREWSTER	
BRISCOE	
BROOKS	
BROWN	
BURLESON	
BURNET	
CALDWELL	
CALHOUN	
CALLAHAN	
CAMP	
CASS	
CASTRO	
CHEROKEE	
CHILDRESS	
COCHRAN	
COKE	
COLEMAN	
COLLINGSWORTH	
COLORADO	
COMANCHE	
CONCHO	
COOKE	
CORYELL	
COTTLE	
CRANE	
CROSBY	
CULBERSON	
DALLAM	
DAWSON	
DEAF SMITH	
DELTA	
DE WITT	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(143)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TEXAS~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

DICKENS
DIMMIT
DONLEY
DUVAL
EASTLAND
EDWARDS
ERATH
FALLS
FANNIN
FAYETTE
FISHER
FLOYD
FOARD
FRANKLIN
FREESTONE
FRIO
GAINES
GLASSCOCK
GOLIAD
GONZALES
GRIMES
HALE
HALL
HAMILTON
HARDEMAN
HARDIN
HARRISON
HARTLEY
HASKELL
HAYS
HENDERSON
HILL
HOCKLEY
HOUSTON
HUDSPETH
HUNT
IRION
JACK
JACKSON
JEFF DAVIS
JIM HOGG
JIM WELLS
KARNES

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(144)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TEXAS~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

KENDALL
KENEDY
KENT
KIMBLE
KINNEY
KLEBERG
KNOX
LAMAR
LAMB
LA SALLE
LAVACA
LEE
LEON
LIMESTONE
LLANO
LOVING
LYNN
MCCULLOCH
MCMULLEN
MARION
MARTIN
MASON
MAVERICK
MEDINA
MENARD
MILAM
MILLS
MITCHELL
MONTAGUE
MORRIS
MOTLEY
NAVARRO
NEWTON
NOLAN
PALO PINTO
PANOLA
PARKER
PARMER
POLK
RAINS
RED RIVER
REEVES
REFUGIO
ROBERTSON

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(145)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TEXAS~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

RUNNELS
RUSK
SABINE
SAN AUGUSTINE
SAN JACINTO
SAN SABA
SCHLEICHER
SCURRY
SHACKELFORD
SHELBY
SHERMAN
STARR
STEPHENS
STONEWALL
SUTTON
SWISHER
TERRELL
TERRY
THROCKMORTON
TRINITY
TYLER
UPSHUR
UVALDE
VAL VERDE
VAN ZANDT
WALKER
WALLER
WARD
WASHINGTON
WHARTON
WHEELER
WILBARGER
WILLACY
WILLIAMSON
WILSON
WOOD
YOAKUM
ZAPATA
ZAVALA

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(146)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TEXAS~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ANGELINA	HUNTINGTON DIV	ZAVALLA DIV
BELL	HOLLAND DIV	ROGERS DIV
CHAMBERS	ANAHUAC DIV	
CLAY	BELLEVUE-JOY DIV	
GRAY	MC LEAN DIV	
KERR	KERRVILLE DIV	
LAMPASAS	LOMETA DIV	
LIPSCOMB	FOLLETT DIV	
MADISON	MIDWAY DIV	
MATAGORDA	MATAGORDA-SARGENT DIV	TIDEHAVEN DIV
NACOGDOCHES	CHIRENO-MARTINSVILLE DIV	CUSHING-DOUGLASS DIV
PECOS	IRAAN DIV	
REAL	CAMP WOOD DIV	
TITUS	COOKVILLE DIV WINFIELD DIV	TALCO DIV
WISE	ALVORD DIV	
YOUNG	JEAN-LOVING DIV	NEWCASTLE DIV

* ~~MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(147)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TEXAS~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
ARCHER	0202.00	0203.00					
BEXAR	1101.00	1102.00	1103.00	1104.00	1105.00	1106.00	1107.00
	1108.00	1109.00	1110.00	1203.00	1301.00	1302.00	1303.00
	1304.00	1305.00	1306.00	1307.00	1308.00	1311.00	1314.00
	1401.00	1403.00	1404.00	1405.00	1406.00	1418.00	1501.00
	1503.00	1504.00	1505.00	1507.00	1508.00	1510.00	1511.00
	1518.00	1519.00	1521.00	1522.00	1601.00	1605.00	1606.00
	1607.00	1609.00	1610.00	1611.00	1612.00	1619.00	1620.00
	1701.00	1702.00	1703.00	1704.00	1707.00	1708.00	1709.00
	1710.00	1711.00	1712.00	1714.00	1715.00	1716.00	1901.00
	1902.00	1903.00	1907.00	1908.00			
BOWIE	0102.00	0103.00	0104.00	0105.00	0106.00	0116.00	
BRAZORIA	0608.00	0614.00	0616.00	0617.00	0621.00		
BRAZOS	0002.00	0004.00	0005.00	0012.00	0014.00		
CAMERON	0101.00	0102.00	0103.00	0104.00	0105.00	0106.00	0107.00
	0109.00	0110.00	0111.00	0114.00	0115.00	0116.00	0117.00
	0118.00	0119.00	0120.00	0121.00	0122.00	0123.00	0124.00
	0125.00	0126.00	0127.00	0128.00	0132.00	0133.00	0134.00
	0136.00	0137.00	0138.00	0139.00	0140.00	0141.00	
COLLIN	0301.00	0302.00	0303.00	0304.00	0307.00	0308.00	0309.00
	0310.00	0311.00	0312.00	0319.00			
DALLAS	0002.01	0002.02	0003.00	0010.00	0011.01	0011.02	0012.00
	0016.00	0017.02	0019.00	0022.01	0022.02	0023.00	0024.00
	0025.00	0026.00	0027.01	0028.00	0029.00	0030.00	0033.00
	0034.00	0036.00	0037.00	0038.00	0039.02	0041.00	0049.00
	0050.00	0101.00	0102.00	0103.00	0104.00	0105.00	0114.02
	0115.00	0181.04					
ECTOR	0001.00	0003.00	0006.00	0007.00	0008.00	0010.00	0011.00
	0012.00	0013.00	0014.00	0015.00	0016.00	0018.00	0019.00
	0020.00	0021.00	0022.00	0026.00			
ELLIS	0601.00	0602.00	0603.00	0604.00	0605.00	0606.00	0607.00
	0609.00	0610.00	0611.00	0612.00	0613.00	0614.00	0615.00
	0616.00	0617.00					

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, PCHS.~~

(148)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TEXAS~~ ~~METROPOLITAN AREAS~~

~~COUNTY~~	~~CENSUS TRACTS WITHIN COUNTY~~						
EL PASO	0006.00	0008.00	0010.00	0014.00	0016.00	0017.00	0018.00
	0019.00	0020.00	0021.00	0022.00	0026.00	0027.00	0028.00
	0029.00	0030.00	0032.00	0035.02	0036.00	0039.00	0040.00
	0042.01	0102.00	0103.00	0104.00	0105.00		
FORT BEND	0701.00	0702.00	0703.00	0704.00	0705.00	0706.00	0707.00
	0709.00	0710.00	0711.00	0712.00	0713.00	0714.00	
GALVESTON	1225.00	1234.00	1237.00	1238.00	1240.00	1249.00	
GRAYSON	0001.00	0005.00	0011.00	0019.00			
GUADALUPE	2101.00	2102.00	2103.00	2104.00	2105.00	2106.00	2107.00
	2108.00	2109.00					
HARRIS	0122.00	0124.00	0125.00	0126.00	0201.00	0204.00	0205.00
	0206.00	0207.00	0217.00	0303.00	0304.00	0305.00	0329.00
	0502.00	0504.00	0510.00	0524.00			
HIDALGO	0201.00	0202.00	0204.00	0205.00	0206.00	0207.00	0210.00
	0211.00	0212.00	0213.00	0214.00	0215.00	0216.00	0217.00
	0218.00	0219.00	0220.00	0221.00	0222.00	0223.00	0224.00
	0225.00	0226.00	0227.00	0228.00	0229.00	0230.00	0231.00
	0232.00	0233.00	0234.00	0235.00	0236.00	0237.00	0238.00
	0240.00	0241.00	0242.00	0243.00			
JEFFERSON	0005.00	0007.00	0008.00	0009.00	0010.00	0015.00	0017.00
	0018.00	0019.00	0023.00	0053.00	0054.00	0055.00	0057.00
	0058.00	0059.00	0060.00	0061.00	0115.00		
JOHNSON	0301.00	0305.00	0308.00	0309.00	0311.00		
JONES	0201.00	0202.00	0203.00	0204.00	0205.00		
KAUFMAN	0501.00	0502.00	0503.00	0504.00	0505.00	0506.00	0507.00
	0508.00	0509.00	0510.00	0511.00	0512.00	0513.00	
LIBERTY	1001.00	1002.00	1003.00	1004.00	1005.00	1006.00	1007.00
	1008.00	1009.00	1010.00	1011.00	1012.00		
LUBBOCK	0002.01	0002.02	0003.00	0006.01	0006.02	0007.00	0008.00
	0010.00	0011.00	0012.02	0014.00	0017.01	0101.00	0102.00
	0105.00	0106.00	0107.00				

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(149)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~TEXAS~~ ~~METROPOLITAN AREAS~~	
~~COUNTY~~	~~CENSUS TRACTS WITHIN COUNTY~~
MCLENNAN	0001.00 0002.00 0004.00 0005.00 0006.00 0007.00 0008.00 0009.00 0010.00 0011.00 0012.00 0013.00 0014.00 0015.00 0016.00 0018.00 0019.00 0027.00 0033.00 0034.00 0035.00 0036.00 0037.01 0038.00 0039.00 0040.00 0041.00 0042.00
MIDLAND	0001.00 0007.00 0008.00 0014.00 0015.00
MONTGOMERY	0904.00 0905.00 0907.00 0909.00 0910.00 0911.00 0912.00
NUECES	0001.00 0004.00 0005.00 0009.00 0010.00 0011.00 0012.00 0015.00 0016.00 0017.00 0057.00 0059.00 0060.00
ORANGE	0202.00 0203.00 0205.00 0207.00 0208.00 0209.00 0210.00 0215.00 0216.00 0217.00 0219.00 0220.00 0222.00
POTTER	0106.00 0111.00 0112.00 0113.00 0114.00 0120.00 0121.00
RANDALL	0205.00
ROCKWALL	0401.00 0402.00 0403.00 0404.00 0405.00
SAN PATRICIO	0102.00 0104.00 0105.00 0107.00 0108.00 0109.00 0110.00 0111.00 0112.00 0113.00
SMITH	0002.02 0005.00 0006.00 0007.00 0015.00 0021.00
TARRANT	0003.00 0010.00 0011.00 0016.00 0017.00 0018.00 0019.00 0025.00 0028.00 0029.00 0030.00 0031.00 0032.00 0033.00 0034.00 0036.01 0038.00 0039.00 0040.00 0041.00 0044.00 0063.00 0110.01
TAYLOR	0104.00 0108.00 0110.00 0111.00 0117.00 0118.00 0119.00 0135.00 0136.00
TOM GREEN	0002.00 0003.00 0004.00 0005.00 0006.00 0007.00 0009.00 0010.00 0014.00 0016.00
TRAVIS	0007.00 0008.00 0009.00 0010.00 0011.00
WEBB	0001.00 0002.00 0003.00 0004.00 0005.00 0006.00 0007.00 0008.00 0009.00 0010.00 0012.00 0013.00 0014.00 0015.00 0017.02 0018.00
WICHITA	0101.00 0102.00 0103.00 0104.00 0105.00 0106.00 0108.00

(150)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

UTAH ~~NON METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
DAGGETT	
DUCHESNE	
EMERY	
GARFIELD	
PIUTE	
SAN JUAN	
SANPETE	
TOOELE	
UINTAH	
WAYNE	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY
MORGAN	MORGAN SOUTH DIV

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY
DAVIS	0256.00
SALT LAKE	0008.00 0019.00 0020.00 0021.00 0022.00 0023.00 0024.00 0025.00
WEBER	0011.00

(151)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

VERMONT ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ESSEX	
ORLEANS	

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
FRANKLIN	BAKERSFIELD TOWN	BERKSHIRE TOWN
	ENOSBURG TOWN	FAIRFIELD TOWN
	HIGHGATE TOWN	ST ALBANS CITY
	SHELDON TOWN	
ORANGE	TUNBRIDGE TOWN	

(152)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

VIRGINIA ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ACCOMACK	
AMELIA	
APPOMATTOX	
BEDFORD	
BLAND	
BOTETOURT	
BRUNSWICK	
BUCHANAN	
BUCKINGHAM	
CAROLINE	
CARROLL	
CHARLOTTE	
CHARLES CITY	
CLARKE	
CRAIG	
CULPEPER	
CUMBERLAND	
DICKENSON	
ESSEX	
FAUQUIER	
FLOYD	
FLUVANNA	
FRANKLIN	
GLOUCESTER	
GOOCHLAND	
GREENE	
GREENSVILLE	
HALIFAX	
ISLE OF WIGHT	
JAMES CITY	
KING AND QUEEN	
KING GEORGE	
KING WILLIAM	
LEE	
LOUISA	
LUNENBURG	
MADISON	
MATHEWS	
MECKLENBURG	
MIDDLESEX	
NELSON	
NEW KENT	
NORTHAMPTON	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(153)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~VIRGINIA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~ ~~C O U N T I E S~~

PAGE
PATRICK
PITTSYLVANIA
POWHATAN
PRINCE EDWARD
PULASKI
RAPPAHANNOCK
RICHMOND
RUSSELL
SCOTT
SHENANDOAH
SMYTH
SOUTHAMPTON
STAFFORD
SURRY
SUSSEX
TAZEWELL
WASHINGTON
WESTMORELAND
WISE
WYTHE
BEDFORD CITY
BRISTOL CITY
DANVILLE CITY
EMPORIA CITY
FRANKLIN CITY
GALAX CITY
SOUTH BOSTON CITY
SUFFOLK CITY

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(154)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~VIRGINIA~~ ~~NON METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ALLEGHANY	BOILING SPRING DIST	
HENRY	HORSE PASTURE DIST	IRISWOOD DIST
HIGHLAND	BLUE GRASS DIST	STONEWALL DIST
LANCASTER	WHITE CHAPEL DIST	
NORTHUMBERLAND	FAIRFIELD DIST	WICOMICO DIST
NOTTOWAY	HAYTOKAH DIST	
ORANGE	BARBOUR DIST MADISON DIST	GORDON DIST
ROCKBRIDGE	BUFFALO DIST	KERRS CREEK DIST
SPOTSYLVANIA	LIVINGSTON DIST	

~~* MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(155)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~VIRGINIA~~ ~~METROPOLITAN AREAS~~							
~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
AMHERST	0101.00	0102.00	0103.00	0104.00	0105.00	0106.00	
CAMPBELL	0208.00	0209.00					
CHESTERFIELD	1004.01	1006.00	1007.00	1009.06	1010.00		
HANOVER	3001.00	3002.00					
HENRICO	2003.01						
LOUDOUN	6001.00	6004.00					
YORK	0504.00	0505.00	0508.00				
CHESAPEAKE CITY	0201.00	0202.00	0203.00	0204.00	0205.02	0207.00	0208.02
	0209.01	0209.02	0210.01	0210.02	0211.00	0212.00	0213.02
	0214.02	0214.04					
HAMPTON CITY	0106.00	0109.00	0113.00	0114.00	0117.00		
LYNCHBURG CITY	0003.00	0004.00	0005.00	0006.00	0011.00	0012.00	
NEWPORT NEWS CITY	0302.00	0303.00	0304.00	0305.00	0306.00	0307.00	0308.00
NORFOLK CITY	0003.00	0005.00	0008.00	0009.00	0017.00	0018.00	0022.00
	0025.00	0026.00	0027.00	0028.00	0029.00	0030.00	0032.00
	0034.00	0035.01	0035.02	0036.00	0037.00	0038.00	0039.00
	0040.01	0040.02	0041.00	0042.00	0043.00	0044.00	0045.00
	0046.00	0047.00	0048.00	0049.00	0050.00	0052.00	0053.00
	0059.01	0059.03	0065.01	0065.02	0066.01		
PORTSMOUTH CITY	0102.00	0104.00	0105.00	0106.00	0107.00	0109.00	0110.00
	0111.00	0112.00	0113.00	0114.00	0118.00	0119.00	0120.00
	0121.00	0124.00					
RICHMOND CITY	0102.00	0104.00	0201.00	0202.00	0204.00	0205.00	0206.00
	0207.00	0208.00	0211.00	0301.00	0302.00	0305.00	0402.00
	0404.00	0405.00	0406.00	0407.00	0408.00	0409.00	0410.00
	0411.00	0412.00	0413.00	0503.00	0601.00	0603.00	
ROANOKE CITY	0007.00	0011.00	0012.00	0013.00			
VIRGINIA BEACH CIT	0442.00	0466.00					

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(156)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

WASHINGTON ~~NON-METROPOLITAN AREAS~~

COUNTY TOTAL COUNTIES

ADAMS
DOUGLAS
GRAYS HARBOR
KITTITAS
MASON
PACIFIC
PEND OREILLE

~~COUNTY~~	MCD/CCD* WITHIN COUNTY		
ASOTIN	CLARKSTON DIV		
FERRY	DIV 2		
GARFIELD	DIV 1		
GRANT	DIV 7	DIV 9	
	DIV 11	DIV 12	
	DIV 15	DIV 16	
STEVENS	DIV 4	DIV 5	
	DIV 6		
YAKIMA	DIV 11	DIV 17	
	DIV 18	DIV 19	
	DIV 22	DIV 24	
	DIV 25	DIV 31	
	DIV 32	DIV 33	
	DIV 34	DIV 35	
	DIV 38	DIV 39	
	TOPPENISH DIV		

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
CLARK	0419.00	0421.00	0423.00	0424.00	0425.00		
KING	0071.00	0072.00	0073.00	0080.00	0081.00	0082.00	0083.00
	0084.00	0085.00	0091.00	0092.00			
PIERCE	0602.00	0613.00	0614.00	0615.00	0616.01	0616.02	0617.00
	0619.00	0622.00	0627.00				
SNOHOMISH	0404.00	0407.00					
SPOKANE	0018.00	0020.00	0024.00	0027.00	0028.00	0032.00	0033.00

(157)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

WEST VIRGINIA ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
BARBOUR	
BERKELEY	
BOONE	
BRAXTON	
CALHOUN	
CLAY	
DODDRIDGE	
FAYETTE	
GILMER	
GREENBRIER	
HAMPSHIRE	
HARDY	
HARRISON	
JACKSON	
JEFFERSON	
LEWIS	
LINCOLN	
LOGAN	
MCDOWELL	
MARION	
MASON	
MINERAL	
MINGO	
MONROE	
MORGAN	
NICHOLAS	
PENDLETON	
POCAHONTAS	
PRESTON	
PUTNAM	
RITCHIE	
ROANE	
SUMMERS	
TAYLOR	
TUCKER	
UPSHUR	
WEBSTER	
WETZEL	
WIRT	
WYOMING	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, DCHS.~~

(158)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~WEST VIRGINIA~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
GRANT	GRANT DIST	
MERCER	JUMPING BRANCH DIST	ROCK DIST
RALEIGH	CLEAR FORK DIST	MARSH FORK DIST
	RICHMOND DIST	SLAB FORK DIST
RANDOLPH	DRY FORK DIST	MINGO DIST
	NEW INTEREST DIST	ROARING CREEK DIST
TYLER	ELLSWORTH DIST	MC ELROY DIST
WOOD	HARRIS DIST	STEELE DIST
	UNION DIST	WALKER DIST

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BROOKE	0302.00	0312.00	0313.00	0314.00	0316.00	0317.00	
CABELL	0002.00	0006.00	0007.00	0008.00	0009.00	0013.00	0014.00
	0015.00	0016.00					
KANAWHA	0002.00	0003.00	0007.00	0008.00	0009.00	0010.00	0011.00
	0012.00	0013.00	0109.00	0111.00	0112.00	0120.00	0121.00
	0122.00	0123.00	0126.00	0132.00			
OHIO	0001.00	0004.00	0007.00	0009.00	0010.00		
WAYNE	0051.00	0052.00	0201.00	0202.00	0203.00	0204.00	0205.00

(159)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

WISCONSIN ~~NON-METROPOLITAN AREAS~~

COUNTY	TOTAL COUNTIES
ADAMS	
BAYFIELD	
BURNETT	
FLORENCE	
IRON	
LAFAYETTE	
MARQUETTE	
MENOMINEE	
OCONTO	
PEPIN	
PRICE	
RUSK	
SAWYER	
TAYLOR	
WASHBURN	
WAUSHARA	

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS.~~

(160)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~WISCONSIN~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	MCD/CCD* WITHIN COUNTY	
ASHLAND	MELLEN CITY	
BARRON	CHETEK CITY	
BUFFALO	ALMA CITY	ALMA TOWN
	BELVIDERE TOWN	COCHRANE VILLAGE
	FOUNTAIN CITY	MAXVILLE TOWN
	MODENA TOWN	MONDOVI CITY
	NELSON TOWN	NAUMANDEE TOWN
CHIPPEWA	BOYD VILLAGE	COLBURN TOWN
	LAKE HOLCOMBE TOWN	STANLEY CITY
CLARK	ABBOTSFORD CITY (PART)	COLBY CITY (PART)
	EATON TOWN	GREENWOOD CITY
	HOARD TOWN	LOYAL CITY
	MENTOR TOWN	NEILLSVILLE CITY
	OWEN CITY	RESEBURG TOWN
	SHERMAN TOWN	WORDEN TOWN
	YORK TOWN	
CRAWFORD	CLAYTON TOWN	EASTMAN VILLAGE
	FERRYVILLE VILLAGE	FREEMAN TOWN
	GAYS MILLS VILLAGE	HANEY TOWN
	LYNXVILLE VILLAGE	MOUNT STERLING VILLAGE
	SENECA TOWN	SOLDIERS GROVE VILLAGE
	STEUBEN VILLAGE	WAUZEKA TOWN
	WAUZEKA VILLAGE	
DODGE	ELBA TOWN	HUSTISFORD VILLAGE
	JUNEAU CITY	
DUNN	BOYCEVILLE VILLAGE	COLFAX VILLAGE
	EAU GALLE TOWN	LUCAS TOWN
	NEW HAVEN TOWN	
EAU CLAIRE	AUGUSTA CITY	FAIRCHILD VILLAGE
FOND DU LAC	CAMPBELLSPORT VILLAGE	MOUNT CALVARY VILLAGE
FOREST	CRANDON CITY	NASHVILLE TOWN
GRANT	PENNIMORE CITY	MUSCODA VILLAGE
IOWA	ARENA TOWN	HIGHLAND TOWN
	LINDEN TOWN	MIFFLIN TOWN

* ~~MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS/.~~

(161)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~WISCONSIN~~	~~NON-METROPOLITAN AREAS~~	
~~COUNTY~~	~~MCD/CCD*~~ ~~WITHIN COUNTY~~	
JACKSON	BLACK RIVER FALLS CITY	BROCKWAY TOWN
	CITY POINT TOWN	HIXTON VILLAGE
	KNAPP TOWN	MELROSE VILLAGE
	MERRILLAN VILLAGE	MILLSTON TOWN
	NORTHFIELD TOWN	TAYLOR VILLAGE
JUNEAU	CAMP DOUGLAS VILLAGE	ELROY CITY
	FOUNTAIN TOWN	LINDINA TOWN
	LYNDON STATION VILLAGE	NECEDAH VILLAGE
	WONEWOC VILLAGE	
LANGLADE	WOLF RIVER TOWN	
LINCOLN	RUSSELL TOWN	
MANITOWOC	REEDSVILLE VILLAGE	
MARATHON	ATHENS VILLAGE	HALSEY TOWN
	RIB FALLS TOWN	
MARINETTE	AMBERG TOWN	COLEMAN VILLAGE
	PEMBINE TOWN	PESHTIGO CITY
	POUND TOWN	STEPHENSON TOWN
	WAGNER TOWN	WAUSAUKEE VILLAGE
MONROE	CASHTON VILLAGE	GRANT TOWN
	KENDALL VILLAGE	NEW LYME TOWN
	NORWALK VILLAGE	SCOTT TOWN
	WILTON VILLAGE	
PIERCE	ELLSWORTH VILLAGE	ELMWOOD VILLAGE
	SPRING VALLEY VILLAGE	UNION TOWN
POLK	CENTURIA VILLAGE	LUCK VILLAGE
	MILLTOWN VILLAGE	
PORTAGE	LANARK TOWN	
RICHLAND	HENRIETTA TOWN	RICHWOOD TOWN
SAUK	WOODLAND TOWN	
SHAWANO	BELLE PLAINE TOWN	BIRNAMWOOD VILLAGE
	TIGERTON VILLAGE	WASHINGTON TOWN
	WITTENBERG VILLAGE	

* ~~MINOR CIVIL DIVISIONS OR CENSUS COUNTY DIVISIONS.~~

~~PREPARED BY DIVISION OF MONITORING AND ANALYSIS, BCHS~~.

(162)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~WISCONSIN~~ ~~NON-METROPOLITAN AREAS~~

~~COUNTY~~	~~MCD/CCD*~~ ~~WITHIN COUNTY~~	
TREMPEALEAU	ARCADIA CITY	BLAIR CITY
	CALEDONIA TOWN	ETTRICK TOWN
	ETTRICK VILLAGE	GALESVILLE CITY
	INDEPENDENCE CITY	OSSEO CITY
	PIGEON FALLS VILLAGE	PRESTON TOWN
	STRUM VILLAGE	UNITY TOWN
	WHITEHALL CITY	
VERNON	CLINTON TOWN	FORREST TOWN
	HARMONY TOWN	HILLSBORO CITY
	LA FARGE VILLAGE	ONTARIO VILLAGE
	READSTOWN VILLAGE	STARK TOWN
	STERLING TOWN	VIOLA VILLAGE (PART)
	VIROQUA TOWN	VIROQUA CITY
	WEBSTER TOWN	WESTBY CITY
	WHEATLAND TOWN	
VILAS	CONOVER TOWN	EAGLE RIVER CITY
	FLAMBEAU TOWN	WASHINGTON TOWN
WALWORTH	GENEVA TOWN	SHARON TOWN
	WILLIAMS BAY VILLAGE	
WAUPACA	FARMINGTON TOWN	IOLA VILLAGE
	MANAWA CITY	ROYALTON TOWN
	ST LAWRENCE TOWN	WAUPACA CITY
	WEYAUWEGA CITY	

~~COUNTY~~	CENSUS TRACTS WITHIN COUNTY						
BROWN	0010.00	0012.00					
DOUGLAS	0201.00	0202.00	0203.00	0206.00	0303.00		
KENOSHA	0003.00	0010.00	0011.00				
MILWAUKEE	0040.00	0076.00	0083.00	0085.00	0087.00	0100.00	0101.00
	0102.00	0103.00	0104.00	0105.00	0106.00	0109.00	0111.00
	0113.00	0114.00	0115.00	0116.00	0117.00	0118.00	0119.00
	0120.00	0121.00	0131.00	0135.00	0136.00	0138.00	0139.00
	0140.00	0141.00	0142.00	0143.00	0145.00	0146.00	0147.00
	0148.00	0152.00	0157.00				
RACINE	0001.00	0002.00	0003.00	0004.00	0005.00		

(163)

~~AREAS WITH SCORES OF 62 OR BELOW ON THE INDEX OF MEDICAL UNDERSERVICE~~

~~NON-METROPOLITAN AREAS~~

WYOMING

TOTAL COUNTIES

COUNTY

CAMPBELL
CROOK
HOT SPRINGS
JOHNSON
LARAMIE
LINCOLN
SUBLETTE
WESTON

~~COUNTY~~

	MCD/CCD* WITHIN COUNTY	
FREMONT	SHOSHONI DIV	WIND RIVER DIV
NIOBRARA	NIOBRARA EAST DIV	
SHERIDAN	SHERIDAN DIV	

Dated: August 19, 1975.

RUPERT MOURE,
Acting Assistant Secretary
for Health.

[FR Doc.75-22628 Filed 8-29-75;8:45 am]

federal register

TUESDAY, SEPTEMBER 2, 1975



PART IV:

PRIVACY ACT OF 1974

■

VARIOUS AGENCIES

Rules, Proposed Rules, and Notices of Systems of Records

Title 12—Banks and Banking

CHAPTER VI—FARM CREDIT ADMINISTRATION

PART 603—PRIVACY ACT REGULATIONS

Implementation

The Farm Credit Administration publishes herewith its regulations to implement the provisions of the Privacy Act of 1974 (5 U.S.C. 552a). These regulations establish the procedures to be followed by individuals who request information about records pertaining to themselves and access to or amendments of records which are contained in a system of records maintained by the Farm Credit Administration. The regulations also set forth the procedures to be followed by the Farm Credit Administration in processing requests.

Chapter VI of Title 12 of the Code of Federal Regulations is amended by adding Part 603—Privacy Act Regulations, §§ 603.300–603.360, as follows:

Sec.

603.300 Purpose and scope.
603.305 Definitions.
603.310 Procedures for requests pertaining to individual records in a record system.
603.315 Times, places, and requirements for identification of individuals making requests.
603.320 Disclosure of requested information to individuals.
603.325 Special procedures for medical records.
603.330 Request for amendment to record.
603.335 Agency review of request for amendment of record.
603.340 Appeal of an initial adverse determination of a request to amend a record.
603.345 Fees for providing copies of records.
603.350 Criminal penalties.
603.355 General exemptions.
603.360 Specific exemptions.

AUTHORITY: 5 U.S.C. 552a (f), (j), (k).

§ 603.300 Purpose and scope.

(a) This part is published by the Farm Credit Administration pursuant to the Privacy Act of 1974 (Pub. L. 93–579, 5 U.S.C. 552a) which requires each Federal agency to promulgate rules to establish procedures for notification and disclosure to an individual of agency records pertaining to him, and for review of such records.

(b) The records covered by this part include:

(1) Personnel and employment records maintained by the Farm Credit Administration which are not covered by §§ 293.101–293.111 of the regulations of the Civil Service Commission (5 CFR 293.101–293.111), and

(2) Other records contained in record systems maintained by the Farm Credit Administration.

§ 603.305 Definitions.

In this part:

(1) "Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

(2) "Maintain" includes maintain, collect, use, or disseminate;

(3) "Record" means any item, collection, or grouping of information about an individual that is maintained by an agency including, but not limited to, his education, financial transactions, medical history, and criminal or employment history, and that contains his name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or photograph;

(4) "System of records" means a group of any records under the control of any agency from which information is retrieved by the name of an individual or by some identifying number, symbol, or other identifying particular assigned to the individual;

(5) "Statistical record" means a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making any determination about an identifiable individual, except as provided by 13 U.S.C. 8.

(6) "Routine use" means, with respect to the disclosure of a record, the use of such record for a purpose that is compatible with the purpose for which it was collected;

(7) "Agency" includes the Farm Credit Administration.

§ 603.310 Procedures for requests pertaining to individual records in a record system.

(a) Any present or former employee of the Farm Credit Administration seeking access to his official civil service records maintained by the Farm Credit Administration shall submit his request in such manner as is prescribed by the Civil Service Commission.

(b) Any individual seeking to obtain from the Farm Credit Administration:

(1) Notification whether the agency maintains a record pertaining to him in a system of records;

(2) Notification whether the agency has disclosed a record for which an accounting of disclosure is required to be maintained and made available to him;

(3) A copy of a record pertaining to him or the accounting of its disclosure; or

(4) The review of a record pertaining to him or the accounting of its disclosure;

shall submit a written request to the Director, Administrative Division, Office of Administration (hereafter referred to as "Director"), Farm Credit Administration, 490 L'Enfant Plaza East, SW., Washington, D.C. 20578. The request shall state the full name and address of the individual and identify the system or systems of records believed to contain the information or record sought.

§ 603.315 Times, places, and requirements for identification of individuals making requests.

(a) The individual making written requests to the Director for information or records ordinarily will not be required to verify his identity. The signature upon such requests shall be deemed to be a certification by the requester that he is the individual to whom the record pertains, or the parent of a minor, or the duly appointed legal guardian of the individual to whom the record pertains. The Director, however, may require such additional verification of identity as he may specify in any instance in which he deems it advisable.

§ 603.320 Disclosure of requested information to individuals.

(a) The Director shall, within a reasonable period of time after the date of receipt of a request for information or records:

(1) Determine whether or not such request shall be granted,

(2) Notify the requester of the determination and, if the request is denied, of the reasons therefor, and

(3) Notify the requester that fees for reproducing copies of records may be charged as provided in § 603.345.

(b) If access to a record is denied because the information therein has been compiled by the Farm Credit Administration in reasonable anticipation of a civil or criminal action proceeding the Director shall notify the requester of his right to judicial appeal under 5 U.S.C. 552a(g).

(c) (1) If access to a record is granted the requester shall notify the Director whether the requested record is to be copied and mailed to him or whether the record is to be made available to him in person.

(2) A requester who is an indivdual may be accompanied by an individual selected by him when the record is disclosed, in which case he may be required to furnish a written statement authorizing the discussion of the record in the presence of the accompanying person.

(d) If the record is to be made available for personal inspection, the requester shall arrange with the Director a mutually agreeable time in the offices of the Farm Credit Administration for inspection of the record.

§ 603.325 Special procedures for medical records.

Medical records in the custody of the Farm Credit Administration which are not subject to Civil Service Commission regulations shall be disclosed either to the individual to whom they pertain or his authorized or legal representative or to a licensed physician named by the individual.

§ 603.330 Request for amendment to record.

(a) If, after disclosure of the requested information, an individual believes that the record is not accurate, relevant, timely, or complete, he may request in writing that the record be amended. Such a request shall be submitted to the Director and shall contain identification of the system of records and the record or information therein, a brief description of the material requested to be changed, the requested change or changes, and the reason for such change or changes.

(b) The Director shall acknowledge receipt of the request within 10 days (excluding Saturdays, Sundays, and legal holidays) and, if a determination has not been made, advise the individual when he

may expect to be advised of action taken on the request. The acknowledgment may contain a request for additional information needed to make a determination.

§ 603.335 Agency review of request for amendment of record.

Upon receipt of a request for amendment of a record, the Director shall:

(a) Correct any portion of a record which the individual making the request believes is not accurate, relevant, timely, or complete and thereafter inform the individual in writing of such correction, or

(b) Inform the individual in writing of refusal to amend the record and of the reasons therefor, and advise him that he may appeal such determination as provided in § 603.340.

§ 603.340 Appeal of an initial adverse determination of a request to amend a record.

(a) Not more than 10 days (excluding Saturdays, Sundays, and legal holidays) after receipt by an individual of an adverse determination on his request to amend a record or otherwise, the individual may appeal to the Deputy Governor, Office of Administration.

(b) The appeal shall be by letter, mailed or delivered to the Deputy Governor, Office of Administration, Farm Credit Administration, 490 L'Enfant Plaza East, SW., Washington, D.C. 20578. The letter shall identify the records involved in the same manner they were identified to the Director, shall specify the dates of the request and adverse determination, and shall indicate the expressed basis for that determination. Also, the letter shall state briefly and succinctly the reasons why the adverse determination should be reversed.

(c) The review shall be completed and a final determination made by the Deputy Governor not later than 30 days (excluding Saturdays, Sundays, and legal holidays) from receipt of the request for such review, unless the Deputy Governor extends such 30-day period for good cause. If the 30-day period is extended the individual shall be notified of the reasons therefor.

(d) If the Deputy Governor refuses to amend the record in accordance with the request, the individual shall be notified of his right to file a concise statement setting forth his disagreement with the final determination and his right under 5 U.S.C. 552a(g)(1)(A) to a judicial review of the final determination.

(e) If an amendment of a record as requested upon review is refused, there shall be included in the disputed portion of the record a copy of the concise statement filed by the individual together with a concise statement of the reasons for not amending the record as requested. Such statements will be included when disclosure of the disputed record is made to persons and agencies as authorized under 5 U.S.C. 552a.

§ 603.345 Fees for providing copies of records.

Fees for providing copies of records shall be charged in accordance with § 602.265 of this chapter.

§ 603.350 Criminal penalties.

Section 552a (*i*) (3) of the Privacy Act (5 U.S.C. 552a (i) (3) makes it a misdemeanor, subject to a maximum fine of $5,000, to knowingly and willfully request or obtain any record concerning any individual from an agency under false pretenses. Sections 552a (i)(1) and (2) of the Act (5 U.S.C. 552a (i) (1), (2)) provide penalties for violation by agency employees of the Act or regulations established thereunder.

§ 603.355 Specific exemptions.

Pursuant to 5 U.S.C. 552a (k) (2), investigatory material compiled for law enforcement purposes in the following systems of records is exempt from subsections (c) (3), (d), (e) (1), (e) (4) (G), (H), and (I), and (f) of 5 U.S.C. 552a and from the provisions of this part:

Federal Land Bank Loans—FCA.

Production Credit Association Loans—FCA.

W. M. HARDING,
Governor,
Farm Credit Administration.

[FR Doc.75-23066 Filed 8-29-75;8:45 am]

DEPARTMENT OF STATE

Office of the Secretary

[22 CFR Part 6a]

[Docket No. SD-115]

PRIVACY ACT

Proposed Policies and Procedures

Notice is hereby given that the Department of State proposes to add a new Part 6a to Chapter I, Title 22 of the Code of Federal Regulations to establish rules and procedures to implement the Privacy Act of 1974 (Pub. L. 93-579, 88 Stat. 1897); 5 U.S.C. 552a.

The proposed regulations will establish rules for determining whether or not an individual is the subject of a record maintained by the Department; the type of identifying information required for that particular record system; the access by persons to information maintained about themselves and an opportunity to amend this information; limitation on disclosure of personal information for purposes other than that for which furnished; and limitation on sources of personal information.

Interested persons may submit such written data, views, or arguments concerning these proposed rules as they may desire. Comments should be submitted to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, Washington, D.C. 20520. All communications received on or before October 2, 1975, will be considered before action is taken on the proposed regulation.

The proposed new Part 6a will read as set forth below.

PART 6a—PRIVACY ACT POLICIES AND PROCEDURES

Sec.

6a.1 Definitions.
6a.2 Requests for records.
6a.3 Information necessary to locate and identify a record.
6a.4 Access to records.
6a.5 Disclosure of information.
6a.6 Exemptions.
6a.7 Denial of access.
6a.8 Requests for amending records.
6a.9 Appeals.
6a.10 Fees.

AUTHORITY: Sec. 4 of the Act of May 26, 1949, as amended (63 Stat. 111; 22 U.S.C. 2658); Pub. L. 93-579, 88 Stat. 1897); 5 U.S.C. 552a.

§ 6a.1 Definitions.

As used in this Part, the following definitions shall apply:

(a) The term "Department" means the Department of State, its offices, bureaus, divisions, field offices, and its overseas posts.

(b) The term "individual" means a citizen of the United States or an alien lawfully admitted for permanent residence.

(c) The term "maintain" includes maintain, collect, use, or disseminate.

(d) The term "record" means any item, collection, or grouping of information about an individual that is maintained by the Department, including, but not limited to, education, financial transactions, medical history, and criminal or employment history that contains the individual's name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or photograph.

(e) The term "system of records" means a group of any records under the control of the Department from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to an individual.

(f) The term "statistical record" means a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making any determination about an identifiable individual, except as provided in 13 U.S.C. 8.

(g) The term "routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

(h) The term "amend" means to make any correction to any portion of the record which the individual believes is not accurate, relevant, timely, or complete.

(i) The term "personnel record" means any personal information maintained in a system of records as defined in paragraph (e) of this section that is needed for personnel management programs or processes such as staffing, employee development, retirement, and grievances and appeals. Rules and procedures promulgated by the Civil Service Commission under the Privacy Act for personnel records for which it has responsibility will be followed by the Department with regard to such records.

§ 6a.2 Requests for records.

(a) The Department will consider requests received from individuals for records pertaining to themselves as requests made under the Privacy Act of 1974 (5 U.S.C. 552a), whether or not the individual specifically cites the Privacy Act of 1974 when making the request. However, in requests by mail, a notation on the envelope and in the letter that it is a "Privacy Act request" will aid the Department in processing the requests.

(b) Requests under the Privacy Act should be directed to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, Washington, D.C. 20520, who will coordinate the search of all systems of records specified in the request. In addition, requests may be directed to the Department's overseas posts when the individual believes the post has such a record. Routine, unclassified, administrative records available at the post may be released to the individual if the post determines that such release is authorized by the Privacy Act. Any unfilled request shall be submitted by the post to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, Washington, D.C. 20520, and the individual so notified. Guidance for requesting records is contained in § 6a.3 of this part and published in the Department's annual public notice appearing in the FEDERAL REGISTER.

(c) In those instances where an individual requests records pertaining to himself or herself as well as records pertaining to another individual, group, or some other category of the Department's records, only that portion of the request which pertains to records concerning the individual requester will be treated as a Privacy Act request. The remaining portions of such requests will be processed through the Department's Freedom of Information or other public access procedures.

(d) The Department will continue to make available information, documents, and forms which have previously been provided to individuals as part of its normal services.

§ 6a.3 Information necessary to locate and identify a record.

All requests for access to a record or records must reasonably describe the system of records and the individual's record within the system in sufficient detail to permit identification of the requested record(s). System names, descriptions, and the identifying information required for each system are published in the Department's annual public notice of systems of records appearing in the FEDERAL REGISTER. As a minimum, requests should include the individual's full name (maiden name, if appropriate), present mailing address (including zip code), and date and place of birth, and other information helpful in identifying the record. This information will facilitate the timely search of record systems and assist the Department in locating those records which actually pertain to the individual requester. In certain instances, it may be necessary for the Department to request additional information from the requester, either to ensure a full search or to ensure that a record retrieved does in fact pertain to the individual.

§ 6a.4 Access to records.

(a) *Acknowledgement of requests.* All requests from an individual for information on whether or not the Department's system or systems of records contain information about the individual will be acknowledged within 10 days (excluding Saturdays, Sundays, and legal public holidays) after actual receipt of the request by the Director, Foreign Affairs Document and Reference Center.

(b) *Time limits.* Whenever possible, the Department will furnish the requested records within 10 days (excluding Saturdays, Sundays, and legal public holidays) of receipt of the request, except in those instances where it is necessary to:

(1) Search for and collect the requested records from overseas posts or other establishments that are separate from the office processing the request;

(2) Search for, collect, and appropriately examine a voluminous amount of separate and distinct records which are demanded in a single request;

(3) Consult, which shall be conducted with all practicable speed, with another agency having a substantial interest in the determination of the request or

among two or more components of the Department of State having substantial subject matter interest therein; or

(4) Request additional identifying information as set forth in § 6a.3 of this part.

(c) *Verification of personal identity.* The Department will require reasonable identification of individuals to assure that records are disclosed only to the proper person(s).

(1) *Access in person.* When access to a record is granted in person, the Department will require a verification of identity by the individual; employee identification card, driver's license, medicare card, annuitant identification, or passport are examples of acceptable identification.

(2) *Access by mail.* For individuals who seek access by mail the Department will require verification of identity; comparison of signatures of the requester and those in the record, if any, will be used to determine identity.

(3) *Statement verifying identity.* If an individual can provide no suitable documents for identification or a signature is not of record the Department will require a signed statement from the individual asserting his or her identity and stipulating that the individual understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is punishable by a fine of up to $5,000.

(d) *Sensitive records.* In certain cases where the Department determines that the requested record is of sufficient sensitivity, it may require the individual to furnish a signed notarized statement verifying the requester's identity. The Department will inform the individual at the time the record is retrieved whether or not such a statement is necessary.

(e) *Accompanying individual.* If, when exercising physical access to a record, the requester is accompanied by any other person, the Department will require the requester to sign a statement authorizing disclosure of the contents of the record in the presence of the accompanying individual.

(f) *Authorized representatives or designees.* When an individual wishes to authorize another person or persons access to his or her records other than as provided in paragraph (e) of this section, the individual shall submit a signed, notarized statement authorizing and consenting to access by a designated person or persons.

(g) *Guardians.* The parent(s) of any minor, or the legal guardian of an individual who has been declared to be incompetent due to physical or mental incapacity or age by a court of competent jurisdiction, may act for and on behalf of said individual upon presentation of appropriate documentation of such relationship.

(h) *Medical records.* If, in the judgment of the Deputy Assistant Secretary of State for Medical Services or his designee, the release of medical information directly to the requester could have an adverse effect on the requester, the aforementioned officer will attempt to arrange an acceptable alternative in granting access to such record(s). This will normally involve the release of such information to a doctor named by the requester.

(i) *Original records.* Originals, or record copies thereof, will not be released from the custody of the records system manager. Copies will be furnished in accordance with § 6a.10 or Parts 21 and 22 of this chapter.

(j) *Records relating to civil actions or proceedings.* The requirements of this section do not entitle an individual the right of access to any information compiled in reasonable anticipation of a civil action or proceeding.

§ 6a.5 Disclosure of information.

(a) The Department will not disclose any information about an individual to any person, or to another agency without a written request by or the prior written consent of the individual about whom the information is maintained. However, as provided in 5 U.S.C. 552a(b), written consent is not required if the disclosure is:

(1) To those officers and employees of the Department who have a need for the information in the official performance of their duties;

(2) Required under the provisions of the Freedom of Information Act;

(3) For a routine use as published in the Department's annual public notice in the FEDERAL REGISTER;

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of title 13;

(5) To a recipient who has provided the Department with advance adequate written assurance that the record will be used solely as a statistical research or reporting record and the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the Department specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(10) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

§ 6a.6 Exemptions.

Portions of systems of records maintained by the Department are authorized to be exempted from a limited number of provisions of the Privacy Act. In utilizing these exemptions, however, the Department contemplates exempting only those portions of systems necessary for the proper functioning of the Department and which are consistent with the Privacy Act and these regulations. The following exemptions are authorized under 5 U.S.C. 552a (j) and (k):

(a) Records specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and are, in fact, properly classified pursuant to such Executive order;

(b) Investigatory material compiled for law enforcement purposes, other than material within the scope of 5 U.S.C. 552a(j)(2); *provided, however,* That if any individual is denied any right, privilege, or benefit for which he or she would otherwise be eligible as a result of the maintenance of such material, such material shall be provided to such individual, except to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of the regulations, under an implied promise that the identity of the source would be held in confidence;

(c) Records maintained in connection with providing protective services to the President of the United States or other individuals, pursuant to 18 U.S.C. 3056;

(d) Records required by statute to be maintained and used solely as statistical records;

(e) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, military service, Federal contracts, nominations or referrals to international organizations, or access to classified information, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of these regulations, under an implied promise that the identity of the source would be held in confidence;

(f) Testing or examination material used solely to determine individual qualifications for appointment or promotion in the Federal service which would compromise the objectivity or fairness of the testing or examination process if disclosed; or

(g) Evaluation material used to determine potential of an individual for promotion in the armed services, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of these regulations, under an implied promise that the identity of the source would be held in confidence; or

(h) Records originated by another agency when that agency has determined that the record is exempt under 5 U.S.C. 552a(j). Also, pursuant to Section (j)(2) of the Act, records compiled by the Passport and Visa Fraud Branch of the Office of Security may be exempted from the requirements of any part of the Act except subsections (b), (c) (1) and (2), (e)(4) (A) through (F), (e) (6), (7), (9), (10), and (11), and (i) to the extent necessary to assure the effective completion of the investigative and judicial processes.

(i) Portions of the following systems of records are exempted under 5 U.S.C. 552a(j) to the extent authorized and determined by the agency originating the records. The names of the systems correspond to those published in the FEDERAL REGISTER on this same date by the Department.

System Name: STATE/DEPT.
Consular Service and Assistance Records. STATE–5.
Coordinator for Combatting Terrorism Records. STATE–6.
Educational and Cultural Exchange Program Records. STATE–8.
External Research Records. STATE–10.
Extradition Records. STATE–11.
Intelligence and Research Records. STATE–15.
International Organizations Records. STATE–17.
Law of the Sea Records. STATE–19.
Overseas Records. STATE–25.
Passport Records. STATE–26.
Personality Cross Reference Index to the Secretariat Automated Data Index. STATE–28.
Personality Index to the Central Foreign Policy Records. STATE–29.
Security Records. STATE–36.
Visa Records. STATE–39.
Munitions Control Records. STATE–42.

(j) Portions of the following systems of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4), (G), (H), and (I), and (f). The names of the systems correspond to those published in the FEDERAL REGISTER on this same date by the Department.

(1) Exempt under 5 U.S.C. 552a(k)(1). The reason for invoking the exemption is to protect the material required to be kept secret in the interest of national defense and foreign policy.

Board of Appellate Review Records. STATE–2.
Consular Service and Assistance Records. STATE–5.
Coordinator for Combatting Terrorism Records. STATE–6.
Educational and Cultural Exchange Program Records. STATE–8.
External Research Records. STATE–10.
Extradition Records. STATE–11.
Intelligence and Research Records. STATE–15.
International Organizations Records. STATE–17.
Law of the Sea Records. STATE–19.
Overseas Records. STATE–25.
Passport Records. STATE–26.
Personality Cross Reference Index to the Secretariat Automated Data Index. STATE–28.
Personality Index to the Central Foreign Policy Records. STATE–29.
Security Records. STATE–36.
Visa Records. STATE–39.
Berlin Document Center. STATE–41/Munitions Control Records. STATE–42.

(2) Exempt under 5 U.S.C. 552a(k)(2). The reasons for invoking the exemption are to prevent individuals the subjects of investigation from frustrating the investigatory process, to insure the integrity of law enforcement activities, to prevent disclosure of investigative techniques; to maintain the confidence of foreign governments in the integrity of the procedures under which privileged or confidential information may be provided; and to protect the confidentiality of sources of information.

Board of Appellate Review Records. STATE–2.
Consular Service and Assistance Records. STATE–5.
Coordinator for Combatting Terrorism Records. STATE–6.
Extradition Records. STATE–11.
Intelligence and Research Records. STATE–15.
Overseas Records. STATE–25.
Passport Records. STATE–26.
Personality Cross Reference Index to the Secretariat Automated Data Index. STATE–28.
Personality Index to the Central Foreign Policy Records. STATE–29.
Security Records. STATE–36.
Visa Records. STATE–39.
Munitions Control Records. STATE–42.

(3) Exempt under 5 U.S.C. 552a(k)(3). The reasons for invoking this exemption are to preclude impairment of the Department's effective performance in carrying out its lawful protective responsibilities under 18 U.S.C. 3056.

Consular Service and Assistance Records. STATE–5.
Extradition Records. STATE–11.
Intelligence and Research Records. STATE–15.
Overseas Records. STATE–25.
Passport Records. STATE–26.
Personality Cross Reference Index to the Secretariat Automated Data Index. STATE–28.
Personality Index to the Central Foreign Policy Records. STATE–29.
Security Records. STATE–36.
Visa Records. STATE–39.

(4) Exempt under 5 U.S.C. 552a (k)(4). The reason for invoking this exemption is to avoid needless consideration of records which are used solely for statistical purposes and from which no individual determinations are made.

Foreign Service Institute Records. STATE–14.
Personnel Payroll Records. STATE–30.
Personnel Records. STATE–31.

(5) Exempt under 5 U.S.C. 552a (k)(5). The reasons for invoking this exemption are to insure the proper functioning of the investigatory process, to insure effective determination of suitability, eligibility and qualification for employment and to protect the confidentiality of sources of information.

Board of the Foreign Service Records. STATE–3.
Equal Employment Opportunity Records. STATE–9.
Foreign Service Grievance Board Records. STATE–13.
Legal Adviser Personnel Records. STATE–20.
Overseas Records. STATE–25.
Personality Cross Reference Index to the Secretariat Automated Data Index. STATE–28.
Personnel Records. STATE–31.
Security Records. STATE–36.

(6) Exempt under 5 U.S.C. 552a(k)(6). The reasons for invoking this exemption is to prevent the compromise of testing or evaluation material used solely to determine individual qualification for employment or promotion; and to avoid giving unfair advantage to individuals by virtue of their having access to such material.

Foreign Service Institute Records. STATE–14.
Personnel Records. STATE–31.

(7) Exempt under 5 U.S.C. 552a(k)(7). The reason for invoking this exemption is to prevent access to such material maintained from time to time by the Department in connection with various military personnel exchange programs.

Overseas Records. STATE–25.
Personality Cross Reference Index to the Secretariat Automated Data Index. STATE–28.
Personality Index to the Central Foreign Policy Records. STATE–29.
Personnel Records. STATE–31.

§ 6a.7 Denial of access.

The decision to deny an individual access to his or her record shall be made by the Department official of a rank not below the Deputy Assistant Secretary or equivalent level who is responsible for the system of records involved. When an authorized official denies access to a record or portion thereof, the official will advise the individual in writing of the denial and the specific reasons therefor. The denial letter will also advise the individual of his right to seek judicial review of the Department's decision.

§ 6a.8 Requests for amending records.

(a) An individual has the right to request that the Department amend a record pertaining to him or her which the individual believes is not accurate, relevant, timely, or complete.

(b) At the time the Department grants access to a record it will also furnish guidelines for requesting amendments to the record. These guidelines will also be available in the public reading room in the Department of State, Washington, D.C. between 10 a.m. and 4 p.m. Monday through Friday, except for legal public holidays, or may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Department of State, Room 1239, Washington, D.C. 20520.

(c) Requests for amending records must be in writing and mailed or delivered to the Director, Foreign Affairs Document and Reference Center, Department of State, Room 1239, Washington, D.C. 20520, who will coordinate the review of the request to amend a record

with the appropriate office(s). The Department will require verification of personal identity as provided in § 6a.4(c)(3) of these regulations before it will initiate action to amend a record to ensure that the requester is not deliberately or inadvertently seeking to change records about other persons. Such requests should contain, as a minimum, identifying information needed to locate the record, a brief description of the item or items of information to be amended, and the nature of the requested amendment. The requester should submit as much documentation, arguments or other data as seems warranted to support his request for amendment.

(d) All requests for amendments to records will be acknowledged within 10 days (excluding Saturdays, Sundays, and legal public holidays). Whenever possible all requests for amendments to records will be reviewed within 10 days (excluding Saturdays, Sundays, and legal public holidays) of receipt of the request by the Director, Foreign Affairs Document and Reference Center, and the requester will be advised of the results of the review. In those cases where the review cannot be completed within 10 days, the requester will be so advised and informed when the review will be completed. Except in unusual circumstances, this review will be completed no later than 30 days (excluding Saturdays, Sundays, and legal public holidays) after receipt of the request to amend a record.

(e) In reviewing a record in response to a request to amend, the Department shall determine whether the record is relevant and necessary to accomplish a purpose of the agency and shall incorporate the criteria of accuracy, relevance, timeliness, and completeness of the record in that review.

(f) If the office responsible for the record agrees with an individual's request to amend a record, it shall:

(1) Advise the individual in writing;

(2) Amend the record accordingly; and

(3) If an accounting of disclosure has been made, advise all previous recipients of the record of the amendment and its substance.

(g) If the office responsible for the record, after an initial review of a request to amend a record, disagrees with all or any portion of the requested amendment, an officer at the Deputy Assistant Secretary level or equivalent, shall:

(1) Advise the individual of its refusal and the reasons for it; and

(2) Inform the individual that he or she may request a further review in accordance with § 6a.9 of these regulations.

§ 6a.9 Appeals.

(a) Review of an initial refusal to amend a record under § 6a.8(g) may be requested by the individual who submitted the request. The review (hereinafter referred to as the appeal) must be requested in writing within 60 days of the date the individual is informed of the Department's refusal to amend a record in whole or in part. The appeal must be in writing and should be sent by certified mail to the Chairman, Privacy Policy and Appeals Board, Department of State, Room 1239, 2201 C Street, NW., Washington, D.C. 20520.

(b) The time for decision on the appeal begins on the date the appeal is received by the Chairman, Privacy Policy and Appeals Board. The appeal should include any documentation, information or statements advanced for the amendment of the record.

(c) The Chairman of the Privacy Policy and Appeals Board (Assistant Secretary of State for Administration) and two other members of the Board designated by him shall constitute a panel to consider and decide the appeal; there shall be a written record of the reasons for the final determination. The final determination will be made within 30 days (excluding Saturdays, Sundays, and legal public holidays), unless for good cause shown, the Chairman of the Privacy Policy and Appeals Board extends such determination beyond the 30-day period.

(d) When the final determination is that the record should be amended in accordance with the individual's request, the Chairman of the Privacy Policy and Appeals Board shall direct the office responsible for the record to comply. The office responsible for the record shall:

(1) Amend the record as directed;

(2) If an accounting of the disclosure has been made, advise all previous recipients of the record of the amendment and its substance;

(3) So advise the individual in writing.

(e) When the final decision is that the request of the individual to amend the record is refused, the Chairman of the Board shall advise the individual:

(1) Of the refusal and the reasons for it;

(2) Of his or her right to file a concise statement of the reasons for disagreeing with the decision of the Department;

(3) Of the procedures for filing the statement of disagreement;

(4) That the statement which is filed will be made available to anyone to whom the record is subsequently disclosed together with, at the discretion of the Department, a brief statement by the Department summarizing its reasons for refusing to amend the record;

(5) That prior recipients of the disputed record will be provided a copy of any statement of dispute to the extent that an accounting of disclosures was maintained; and

(6) Of his or her right to seek judicial review of the Department's refusal to amend the record.

(f) When the final determination is to refuse to amend a record and the individual has filed a statement under paragraph (e) of this section, the Department will clearly annotate the record so that the fact that the record is disputed is apparent to anyone who may subsequently have access to, use, or disclose it. When information that is the subject of a statement of dispute filed by an individual is subsequently disclosed, the Department will note that the information is disputed and provide a copy of the individual's statement. The Department may also include a brief summary of the reasons for not making a correction when disclosing disputed information. Such statements will normally be limited to the reasons given to the individual for not amending the record. Copies of the Department's statement shall be treated as part of the individual's record for granting access; however, it will not be subject to amendment by the individual under these regulations.

§ 6a.10 Fees.

(a) The Department will charge no fee for the first copy of an individual's personnel record.

(b) The Department will charge a fee of $.10 per page for copies of documents which are identified by an individual and reproduced at the individual's request for retention, except that there will be no charge for requests involving costs of $1.00 or less.

(c) Remittances shall be in the form either of a personal check or bank draft drawn on a bank in the United States, a postal money order, or cash. Remittances shall be made payable to the order of the Treasurer of the United States and delivered to or mailed to the Director, Foreign Affairs Document and Reference Center, Department of State, Room 1239, 2201 C Street NW., Washington, D.C. 20520. The Department will assume no responsibility for cash sent by mail.

(d) A receipt for fees paid will be given only upon request.

For the Secretary of State:

LAWRENCE S. EAGLEBURGER,
Deputy Under Secretary for Management.

[FR Doc. 75-23034 Filed 8-29-75;8:45 am]

DEPARTMENT OF STATE

[Public Notice 462]

PRIVACY ACT OF 1974

Notice of Systems of Records

Notice is hereby given that the Department of State, in accordance with 5 U.S.C. 552a(e) (4) and (11), Sec. 3 of the Privacy Act of 1974 (Pub. L. 93-579), proposes to adopt the notice of systems of records set forth below.

Interested persons are invited to submit written comments on the notices in general and written data, views, or arguments concerning the routine use portions of the notices, to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, Washington, D.C. 20520, on or before September 19, 1975.

Any systems of records which may have been inadvertently omitted will be published at a later date.

Dated August 25, 1975.

[SEAL]

LAWRENCE S. EAGLEBURGER,
Deputy Under Secretary,
for Management.

The following routine uses apply to, and are incorporated by reference into, each system of records set forth below:

Law Enforcement

In the event that a system of records maintained by this agency to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

Disclosure When Requesting Information

A record from this system of records may be disclosed as a 'routine use' to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Disclosure of Requested Information

A record from this system of records may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

State-01

System name: Biographic Register Records.

System location: Department of State Annex 06, 1700 N. Lynn Street, Arlington, Virginia 22209.

Categories of individuals covered by the system: Personnel of the following ranges of the Department of State and other Federal Agencies in the field of foreign affairs: Ambassadors; Ministers; Chiefs of Mission; Foreign Service Staff Officers, Classes 1 through 4; Civil Service Employees, GS-12 and above; Foreign Service Information Officers; Foreign Service Reserve Officers; Foreign Service Reserve Officers Unlimited; Foreign Service Officers.

Categories of records in the system: Biographic information; personnel action changes.

Authority for maintenance of the system: 22 U.S.C. 811a

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information in this system is used as a source data for publication of the ———— ———— ————. Information is made available on need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. Source data for the ———— ———— is not used outside the Department of State. The ———— ———— itself is distributed to other government agencies whose employees are included in it. The ———— is a public document and is offered for sale by the Superintendent of Documents. Also see 'Routine Uses' paragraphs of Prefatory Statement

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ICE

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintianed in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retained for two years. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Foreign Affairs Document and Reference Center, Room 1239 Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the ———— ———— might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the ———— ———— to be checked. At a minimum, the individual must include: name; date and place of birth current mailing address and zip code; signature;

a brief description of the circumstances, including the approximate dates, which give the individual cause to believe that the ———— ———— Records might have information pertaining to him.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The individual; Personnel Office of the Department of State; U.S. Government officials.

State-02

System name: Board of Appellate Review Records

System location: Department of State Annex 06, 1700 N. Lynn Street, Arlington, Virginia 22209.

Categories of individuals covered by the system: Individuals whose appeal in cases involving loss of nationality or the revocation of a passport was decided by the Board of Appellate Review.

Categories of records in the system: Copies of decisions rendered by the Board of Appellate Review.

Authority for maintenance of the system: 22 CFR 7.1-7.3, 22 CFR 50.60-50.72: 22 CFR 51;90-51.105.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information con-

tained in the system of records is generally used by the Board for its value as a body of precedents and as an analysis of relevant law and regulations. Information is made available to personnel of the Department of State as may be required in the performance of their official duties. The principal user of this information outside the Department of State is the Department of Justice. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. The information may be released to members of Congress acting or writing on behalf of the individual. Copies of a Board's decision in an individual case may be made available to a member of the bar or the public under the Freedom of Information Act, unless refusal is authorized by the Privacy Act. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ICE:

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a through background security investigation. Access to the Department of State building and its annexes is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized personnel.

Retention and disposal: These records are retained as long as the Board of Appellate Review exists. Thereafter, they will be retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Chairman, Board of Appellate Review, Room 215, Department of State Annex 06, 1700 N. Lynn Street, Arlington, Virginia 22209.

Notification procedure: Individuals who have cause to believe that the Board of Appellate Review might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239 Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Board of Appellate Review to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the approximate date upon which the Board of Appellate Review decided his or her case involving loss of nationality or the revocation of a passport.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; the Passport Office; Foreign Service posts; Department of Justice; Department of Defense.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 USC 552a (c) (3), (d), (e) (1), (e) (4), (G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-03

System name: Board of the Foreign Service Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Foreign Service personnel whose separation for cause, under Section 637 of the Foreign Service Act of 1946, as amended, was called for by the Director General of the Foreign Service.

Categories of records in the system: Letters of the Department of State determining that separation for cause is warranted; responses by the individuals; transcripts of the hearings on the individuals; recommendations of the hearing officers, recommendations to the Secretary by the Board

Authority for maintenance of the system: 22 U.S.C. 1007; Executive Order 11264.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. Information is released to the defense counsel for the individuals charged and the hearing officers in the cases. Also see 'Routine Uses' paragraphs of the Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ICE

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under a proper escort. All records containing personnel information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Records in this system are retained for approximatley 3 years, at which time they will be retired in accordance with schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Secretary, Board of the Foreign Service, Room 3835, Department of State, 2201 C Street NW Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Board of the Foreign Service might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Board of the Foreign Service to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the approximate date on which the Director General of the Foreign Services determined that separation for cause was warranted.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; Department of State officers who have made the charges; hearing officers; other employees or individuals having knowledge of the fact giving rise to the charges.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e) (1), (e) (4), (G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-04

System name: Confidential Statement of Employment and Financial Interests Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: U. S. Government employees.

Categories of records in the system: Employment and financial interests; creditors; interests in real property; actions on behalf of foreign principals

Authority for maintenance of the system: Executive Order 11222.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal user of this information outside the Department of State is the Department of Justice. Information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of the Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ICE

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Officer, Office of the Legal Adviser, Room 6421, Department of State, 2201 C Street, NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of the Legal Adviser might have records pertainig to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State 2201 C Street NW, Washington, DC 20520. The individual must specify that that he wants the records of the office of the Legal Adviser to be checked. At a minimum, the individual must include: name; date and place of birth; present mailing address and zip code; signature; a brief description of the circumstances, including the approximate dates, which give the individual cause to believe that the Office of the Legal Adviser might have records pertaining to him or her.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories:

The individual. 4

State05

System name: Consular Service and Assistance Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals assisted by the Office of Special Consular Services or by Consular officers overseas: who are the subject of requests concerning welfare and whereabouts; who have received financial assistance; who have been repatriated; who have received emergency medical assistance; who have been detained or arrested overseas; who have required notarial and documentation services; about whom judicial assistance has been requested; who have died overseas and whose estate has had to be settled; who have claimed interests in property abroad; living overseas who receive federal benefits; American seaman.

Categories of records in the system: Arrests; vessel services (by name of vessel); crew member services; welfare and whereabouts (including repatriation); Federal agency cases (filed by post); property claims; deaths and estates; reports of death; judicial assistance, notarials and legal documents.

Authority for maintenance of the system: Services for other Federal Agencies, U.S. Courts and Congress 22 U.S.C.846); assistance to arrested citizens; 22 U.S.C. 1732); assistance in property matters; 22 U.S.C. 1731); notification of next-of-kin (22 U.S.C. 1176); estates of deceased citizens; 22 U.S.C. 1175 and 1177); noting Marine Protests (22 U.S.C. 1173); receive complaints re seaworthiness etc., and take action thereon; (46 U.S.C. 656 thru 663); discharge crewman from U.S. vessels and require payment of their wages (46 U.S.C. 682; 22 U.S.C. 1174); retain ship's papers pending payment of crew and other debts (22 U.S.C. 1185); give approval to shipping of seamen (46 U.S.C. 570); assist distressed or destitute seamen (46 U.S.C. 593 and 46 U.S.C.678, 679); trustee for wages when ship is sold (46 U.S.C. 684); Wages on justifiable complaint of seamen, consular responsibiltiy 46 U.S.C. 685); investigation on seaman's complaint (46 U.S.C. 685); investigation of insubordination (46 U.S.C. 703); responsibility of deceased seamen and their effects (46 U.S.C. 621, 622, and 624); notarial acts, oaths, affirmations and affidavits (22 U.S.C. 1195 and 1203); authentication of documents (28 U.S.C. 1741); judicial assistance to U.S. and foreign courts (22 U.S.C. 1781-1783); Depositions (22 U.S.C. 1195 and 1203).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in the Consular Service and Assitance Records is used in the protection and assistance of individuals abroad. Information is made available in a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Social Security Administration; Veterans Administration; Department of Health, Education, and Welfare; U.S. Public Health Service; Civil Service Commision; Railroad Retirement Board; Treasury Department; Department of Labor; Department of Justice Drug Enforcement Administration; Civil Aeronautics Board; Selective Service; Department of Defense; Federal Aviation Administration; U.S. Maritme Administration; Department of Commerce; Foreign Claims Settlement Commission; Immigration and Naturalization Service; Internal Revenue Service; Secret Service; Airlines when the information is required for the purpose of notifying next of kin of the death or serious injury of the individual to whom it pertains, or in connection with a medical evaluation of the individual to whom it pertains; funeral homes in connection with the death abroad of citizens of the U.S.; members of Congress when the information is requested on behalf of the individual to whom it pertains, or on behalf of some other individual to whom it pertains, or on behalf of some other individual to whom access is authorized under these rules; shipping companies when the information is maintained pursuant to the Department's responsibility under Title 46 of the U.S. Code; immediate families when the information is required by the individual's immediate family; attorneys when the individual to whom the information pertains is the client of the attorney making the request, or when the attorney is acting on behalf of some other individual to whom access is authorized under these rules; Red Cross; State Law Enforcement Agencies, including State Prosecutors; Foreign Embassies and Consulates when the request for information is made pursuant to customary international practice; private citizens whenever the individual to whom the information pertains has authorized the Department in writing to release such information. This information may also be released to other government agencies who have statutory or other lawful authority to maintain such information.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ICE

Storage: Hard copy; magnetic computer media.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employes.

Retention and disposal: Retention of these records varies from 1 to 20 years, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, D.C. 20520. —10

Director, Special Consular Services, Room 1803, Department of State, 2201 C Street NW, Washington, D.C. 20520.

Notification procedure: Individuals who have reason to believe that the Office of Special Consular Services might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW Washington, D.C. 20520. The individual must specify that he wishes the records of the Office of Special Consular Services to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; a brief description of the circumstances, including the location (city and country), and the approximate dates, which gave the individual cause to believe that the Office of Special Consular Services have records pertaining to him.

Record access procedures: Individiuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; consular officers; family members; federal state, and local agencies who have an interst in the case.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d) (e) (1), (e) (4), (G), (H), and (I) and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-06

System name: Coordinator for the Combatting of Terrorism Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: American citizens involved in terrorist incidents.

Categories of records in the system: Case files.

Authority for maintenance of the system: Presidential Memorandum of September 25, 1972 establishing a Cabinet Committee to Combat Terrorism and under it a Working Group; (22 U.S.C. 842; 22 U.S.C. 811a). response to the international terrorism problem; (2) use as guidelines in cases of future terrorist incidents; and (3) answer correspondence. Information is made avaiable on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The Office of the Coordinator of Combatting Terrorism has contracted with the Rand Corporation a study of hostage situations involving American and other officials. In the course of the study, records were made available to Rand. The records may also be used by other outside research contractors having the necessary clearance for studies related to aspects of international terrorism. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see ' Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ICE

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained, in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records is indefinite. They are retired or desroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Special Assistant to the Secretary and Coordinator for Combatting Terrorism Room 5243A, Department of State, 2201 C Street NW, Washington DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of the Coordinator for Combatting Terrorism might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20250. The individual must specify that he wishes the records of the Office of the Coordinator for Combatting Terrorism to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address; signature; a brief description of the circumstances, including the approximate dates, which give the individual cause to believe that the Office of the Coordinator for the Combatting of Terrorism might have records pertaining to him.

Record access procedures: Individuals who wish to gain access to or ammend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: Departmental personnel and medical records; family, friends, colleagues of the individual; intelligence agencies.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e) (1), (e) (4), (G), and (I) and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-07

System name: Cryptographic Clearance Records

System location: Office of Coomunications, Room 6442, Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Employees of the Department of State, Agency for International Development U.S. Information Agency, and the U.S. Arms Control and Disarmament Agency who are elgible for cryptographic clearances as well as those who have actually received crytographic clearance.

Categories of records in the system: Correspondence with the Office of Security; position held by employee; date clearance granted.

Authority for maintenance of the system: Executive Order 11652.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information contained in these records is used to protect the Office of Communication's crytographic duties and to protect sensitive infromation form unauthorized disclosure. Information relating to an employees' eligibility for crytographic clearance is used only by the Office of Communications and is not released outside the Department. Information concerning an individual's crytographic clearance is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. In addition, it is released to personnel of the Agency for International Development, the U.S. Information Agency, and the U.S. Arms Control and Disarmament Agency on a need to know basis only. Any other release of information to other goverment agencies who have a statutory or other lawful authority to maintain such information is made through the Office of Security. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ICE

Storage: Hard copy; magnetic computer media.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retained permanently. They are retired in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State,2201 C Street NW Washington, DC 20520.

System manager(s) and address: Chief, Communications Security Division, Office of Communications, Room 6442, Department of State, 2201 C Street NW Washinton DC 20250.

Notification procedure: Individuals who have cause to believe that the Communications Security Division might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20250. The individual must specify that he wishes the records of the Communications Security Division to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the approximate dates of employment with the Department of State and the nature of such employment.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures:

(See above.)

Record source categories: The individual; Office of Security of the Department of State.

State-08

System name: Educational and Cultural Exchange Program Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520; Department of State Annex 06, 1700 N. Lynn Street, Arlington, Virginia 22209; Department of State Annex 02, 515 22nd Street NW, Washington, DC 20037; Scientific Time Sharing Corporation, 7316 Wisconsin Avenue, Bethesda, Maryland.

Categories of individuals covered by the system: Applicants, recipients, and prospective recipients of Educational and Cultural exchange grants; Members of the Board of Foreign Scholarships; American Executive Secretaries of Fulbright Foundations and Commissions; Members of the U.S. Advisory Commission on International Educational and Culture Affairs; Members of the Government Advisory Committee on International Book and Library Program; Members of the former National Review Board of the East-West Center's; faculty member of U.S. Educational Institutions participating in student counselling workshops conducted in various countries.

Categories of records in the system: Biographic information; project descriptions; forms relating to the individual's security clearance; evaluations on the performance of former grantees; evaluations of performing artists who may be potential grantees; copies of press releases; News clippings; information related to the grant; related correspndence; Records dealing with the waivering of the foreign residence requirements contain applications for waivers and extensions. Academic Transcripts; Letters of reference.

Authority for maintenance of the system: Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2451-58); (22 U.S.C. 2054-57); (22 U.S.C. 1431);

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The primary function of the Educational and Cultural Exchange Program Records is the aiding in the selection of individual for educational and cultural exchange grants and for the administration of such grants. Information from these records is also used to develop statistics for use in the operation of the exchange program. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Civil Service Commission; United States Information Agency; Central Intelligence Agency; Immigration and Natrualization Service; Department of Justice; Smithsonian Institution; Congress; the news media; relatives of the grantee trying to reach the individual for bona fide personal reasons; the grantel. In connection with the selection process, information may be released to: binational commission; the Board of Foreign Scholarships; foreign host institutions; contract agencies; Excerpts from the files may be used by non-governmental panels of experts in rating candidates. This information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' Paragraphs of Prefatory Statement

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; magnetic computer media.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergon~ a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies from three years to an indefinite period of time, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Director, Bureau of Educational and Cultural Affairs, Room 4811A, Department of State, 2201 C Street NW, Washington, DC 20250.

Notification procedure: Individuals who have cause to believe that the Bureau of Educational and Cultural Affairs might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Bureau of Educational and Cultural Affairs to be checked. At a minimum, the individual must include: name; date and current mailing address; his signature; If the individual is or was a grantee or an applicant for a grant, they must specify the type of grant and the dates of the grant they received.

Record access procedures: Individuals who wish to gain success to or amend records pertaining to them should write to Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; public references; other offices within the Department; other government agencies; other public and professional institutions possessing relevant information;

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e) (1), (e) (4), (h), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-09

System name: Equal Employment Opportunity Records

System location: Department of State, Room 4427, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Employees who have filed formal or informal complaints alleging discrimination; Minority and women applicants for employment.

Categories of records in the system: Investigative reports; employment applications; biographic information; employment histories.

Authority for maintenance of the system: 42 U.S.C. 2000C; Executive Order 11478.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information on formal and informal complaints is made available only to personnel of the Office of Equal Employment Opportunity and Departmental Counsel to that office Information on minority and women applicants for employment is made avaiable on a need-to-know basis to personnel of the Department of State as may be be required in the performance of their official duties. Information on informal complaints and minority and women applicants for employment is not made avaiable to anyone outside the Department of State. The principal users of the information on formal complaints outside the Department of State are: Civil Service Commission Complaints Examiner; Civil Service Commission Board of Appeals and Review; U.S. District Court. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20250.

System manager(s) and address: Deputy Assistant Secretary for Equal Employment Opportunity, Room 4427, Department of State, 2201 C Street NW, Washington, DC 20250.

Notification procedure: Individuals who have cause to believe that the Office of Equal Employment Opportunity might have records pertaining to them should write to the Director, Foreign Affairs

Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20250. The individual must specify that he wishes the records of the Office of Equal Employment to be checked. At a minimum, the individual must ;include:; name; date and place of birth; current mailing address and zip code; signature; the approximate date upon which the individual filed a formal or informal complaint alleging discrimination or requested other services from the Office of Equal Employment Opportunity.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; supervisors of the individual; EEO counselors; EEO personnel; other employees or individuals having knowledge of the facts involved in a complaint.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e) (1), (e) (4), (G) (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-10

System name: External Research Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Former and current Bureau of Intelligence and Research consultants/experts; individuals nominated to be Bureau of Intelligence and Research consultant/experts; consultants/experts to other bureaus who have been employed by the Bureau of Intelligence and Research; Consultan ve been employed by the Bureau principal investigators and action officers of government supported research on foreign affairs.

Categories of records in the system: Administrative materials; Career history; research papers by consultants/experts; information on contract research projects carried out under government contracts and grants; copies of form letters sent to authors requesting copies of their research papers and their responses. 22 U.S.C. 811a

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information in this system is maintained in order to manage the consultant program and other external research related activities. Information in this system is used in the preparation of reports on work performed by consultants/experts and in the preparation of periodic summaries of financial commitments for approved projects. This information is also to insure that a consultant does not work more than the statutory number of days allowed each service year. Information is made avaiable on a need-to-know basis to personnel of the the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: academic institutions; other Bureau of Intelligence and Research consultants/experts. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. The inventory of

Government Supported Research on Foreign Affairs

is published annually in five unclassified volumes and one classifed volume. The unclassified volumes are widely distributed throughout the United States Government and to overseas posts. They are also avaiable to private individuals. The classified volume is distributed to U.S. Government officials.

Foreign Affairs Research Papers Available

is distributed throughout the U.S. Government and is available to private individuals through the U.S. Government Printing Office. ———— ——— ———— ———— : — ———— ——— ———— ———— ———— (Confidential/No Foreign Dissemination) is an annual cumulative listing of classified and unclassified studies resulting from government-sponsored research. It is given limited distribution on a complimentary basis throughout the U.S. government. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: By individual name

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies from one to 5 years, depending upon the specific kind of record involved. They are retired or destroyed on accordance with published scehdules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Bureau of Intelligence and Research, Room 6531, Department of State 2201 C Street NW, Washington DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of External Research might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Departmnet of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of External Research to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; a breif descirption of the circumstances, including the approximate dates, which give the individual cause to believe that the Office of External Research might have records pertaining to him or her.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Documnet and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individuals; Office of External Research of the Department of State; Office of Personnel of the Department of State; educational institutions; office which employs the consultant; payroll office of the Department of State.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d),(e)(1),(e) (4)(G), (H), and (I), and (f). See Department of State rules published on this same date in the

FEDERAL REGISTER

. Research to be checked. At a minimum, the individual must include:

State-11

System name: Extradition Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520;. Department of Justice, Washington, DC 20530, and its ancillary U.S. Attorneys' offices; Copies of documents may be obtained at our embassies overseas and the Foreign Ministries of the countries from which extraditions are requested, and vice versa.

Categories of individuals covered by the system: Individuals charged with or convicted of an extraditable crime who have fled to or from the U.S. and whose return is sought by State or Federal law enforcement agencies or by a foreign country; Individuals whose return in sought by deportation when they are in another country illegally.

Categories of records in the system: Internal memoranda; copies of indictments and charges; criminal records; supporting documentation for a case against an individual; fingerprints; physical descriptions; related correspondence;

Authority for maintenance of the system: Article 6 pargraph 2 of the Constitution; 22 U.S.C. 846; 18 U.S.C. 3181-3195.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Extradition requests are sent to the U.S. embassies in the appropriate countries for transmission to the foreign government. Extradition requests made by a

foreign government are transmitted to the U.S. Department of Justice. The purpose of releasing the information is to obtain the return of the fugitive. The information may also may be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access, to which is limited to authorized employees.

Retention and disposal: Retention of these records varies depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Officer, Office of the Legal Adviser, Room 6421, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of the Legal Adviser might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20520. The individual must specify that he wishes the record of the Office of the Legal Adviser to be checked. At a minimum, the individual must include; name; date and place of birth; current mailing address and zip code; signature; the countries to and from which he was extradited and the approximate date.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foriegn Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The individual; state and local government agencies. other government agencies, particularly the Department of Justice; previous employers; neighbors; neighbors; law enforcement agencies; doctors and lab scientists;

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4), (G), (H), and (I) and (f). See Department of State rules published on this same date in

FEDERAL

REGISTER

State-12

System name: Foreign Service Employee Locator/Notification Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Foreign Service Employeess.

Categories of records in the system: Employee's name; current post of assignment; Washington area address and telephone number; other address in the U.S.; instructions for forwarding mail; names of dependents; names of contracts for employees for emergency purposes.

Authority for maintenance of the system: 22 U.S.C. 811a, 821,

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in these files is used for the forwarding of employee's mail and for the notification of next of kin in the event of an emergency or death of an employee. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The information may also be released to other government agencies and the general public in a need-to-know basis. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: By individual name

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: The card is maintained until the employee updates it because of a change in address or asignment. The card is destroyed 2 years after the employee retires or resigns.

System manager(s) and address: Chief, Foreign Service Lounge, Room 1252, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Employees Service Center might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20520. The individual must specify that they wish the records of the Employees Services Center to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: the indivdual. 15;motifi

State13

System name: Foreign Service Greivience Board Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system:

Foreign Service personnel of the Department of State, the Agency for International Developemtn (AID) and the U.S. Information Agency (USIA) who have filed a formal greivience with the Foreign Service Greivience Board.

Categories of records in the system: Case Files

Authority for maintenance of the system:

3 FAM 665.2;
3 FAM 667.3.
Executive Order 11636.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: This system of records is maintained in order to settle greiviences presented presented by employees against the agencies which employ them. No other than the indivdiual grievant, his represtnatives,, if any, the representatives, of the Agency against whom the greiviance has been filed, and the Foreign Service Greivance Board may have access to the records of proceedings. However, when the Secretary of State, the Administrator of (AID), or the Director of USIA are acting in a recommendation by the Board concerning promotion, assignment, or disiplinary action submitted under 3 FAM 667.3 only, the Record will be made avaiable to them alone upon request. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: hard copy.

Retrievability: by individual name; by log numbers

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals pos-

sessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Secretary, Foreign Service Greivance Board, Room 3418A, Department of State 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to beliee that the Foreign Service Greivance Board might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department od State, 2201 C Street, NW, Washington DC 20520. The indivdiual must specify that he wishes the records of the Foreign Service Greivance Board to be checked. At a minimum, the indivdiual must include:

his name;
date and place of birth;
current mailing address and zip code;
his signature;
the apporximate date upon which the indivdiaul file a formal greivance with the Foreign Service Greivance Board.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Record source categories:

the individual;
the agency which employs the indivdiual.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (C) (3), (d), (e) (1), (e) (4) (G), (H) and (I), and (f). See Department of State rules published on this same date in the ——————————.

State14

System name: Foreign Service Institute Records.

System location:

the Foreign Service Institute, 1400 Key Boulevard, Arlington, Virginia, 22209
Departmet of State Annex 015, 1800 N. Kent Street, Arlington, Virgina 22209.

Categories of individuals covered by the system:

Indivdiuals who have requested and/or have received training from the Foreign Service Institue;
Individuals who have studied at universites through the Institue;
Indivdiual who have served as Diplomats in Residnece at universities or colleges;
Indviduals who provide professional services;
Applicants for employment with the Foreign Service Institute.

Categories of records in the system:

Biographic information;
Employment and educational history;
Security clearnace data;
General coorespondence;
Travel vouchers.

Authority for maintenance of the system:

Title VII of the Foreign Servoce Act of 1946 (Public Law 79-724);
Department of State Procurement Regulations (DOSPR) 6-1.404-2 (8).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Ths information in this system is maintained to ensure effiecent operation of the Institute and to enable Fireign Service and Civil Service employees to further theri formal education. Inforamtion is made avaiable in a need-to-know basis to personnel of the Department of State as may be required in the perfromance of their official duties. Data may be sent to other government agencies whose employees are receiving training from the Foreign Service Institute. Information may also be released to other government agencies whohave statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: hard copy; magnetic computer media.

Retrievability: by indivdual name; by social security -umber;

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Departmnet of State building and its annexes is controlled by security guards, and admission is limited to those indivdiuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies form three to thirty-five yers, depending upon the specific kind of record involved. They are retired of destroyed in accordance with published schedules of the Department of State. More specific information mat be obtained by eriting to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: The Director, foreign Service Institute, Room 1200, Department of State Annex 03, 1400 Key Boulvard, Arlington, Virginia 22209.

Notification procedure: Individual who have cuase to believe that the Foreign Service Institute might have records pertaining to them should write to the Director, Foreign Affairs Document and REference Center, Room 1239, Department od State, 2201 C Street NW, Washington DC 20250. The indivdiual must specify that he wishes the records of the Foreign Service Institute to be checked. At a minimum, the indivudla must include:

his name;
date and place of birth;
current mailing address and zip code;
his signature;
a breif description of the circumstances, including the apporximate dates, which are given the indivdual cause to believe that the Foreign Service Institute might have records pertaining to him.

Record access procedures: Indivdiuals who wish to gain acces s to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Record source categories:

the indivduals;
Personnel office of the agency which employs the indivdual;
Educational institutions;
Office of Security of the Deaprtment of State.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e) (1), (e) (4) (G), (H),nad (I) and (F). See Department of State rules published in this same date on the ——————————.

State-15

System name: Intelligence and Research Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Employees, contractors, consultants, and persons detailed to the Department of State, the Arms Control and Disarmament Agency, and Agency for International Development who have or have had any special intelligence clearance.

Categories of records in the system: Clearances held by the individual; Information relevant to special intelligence clearances.

Authority for maintenance of the system: 18 U.S.C. 798; 22 U.S.C. 811a

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information is used to control access to several highly sensitive categories of intelligence materials. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Central Intelligence Agency; National Security Agency; Defense Intelligence Agency; Department of Defense; Energy Resources Development Agency; Federal Bureau of Investigation; Department of the Treasury; Arms Control and Disarmament Agency; Agency for International Development. The information may also be released to other

government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy Magnetic computer media.

Retrievability: By individual name

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its anexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retained permanently. They are retired or destoyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Bureau of Intelligence and Research, Room 6531, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Indivuals who have reason to believe that the Bureau of Intelligence and Research might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20520. The individual must specify that he wishes the records of the Bureau of Intelligence and Research to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; a brief description of the circumstances, including the approximate dates which give the individual cause to believe that the Bureau of Intelligence and Research might have records pertaining to them.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (Address above.)

Contesting record procedures: (See above.)

Record source categories: the individual; Office of Security of the Department of State.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4), (G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-16

System name: International Conference Delegates Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals serving as members or staff of a U.S. delegation to an international conference.

Categories of records in the system: Delegation Reports; delegation lis's; redentials; temporary hire contracts and vouchers; funding information; copies of travel orders; certifications of security clearances.

Authority for maintenance of the system: 22 U.S.C. 811a.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information provides material for reference research regarding credentials and support requirements of particular delegations. Information is made avaiable on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Department of Justice; Civil Service Commission; Congress; the individual. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ice

Storage: Hard copy.

Retrievability: By individual name only if the travel was funded by ICC Appropriation; by name, site, and date of conference.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records is indefinite. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239 Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Office of International Conferences, Room 1517, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Office of International Conferences might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of International Conferences to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the name, location, and approximate date of conference to which the individual was a member of the staff or delegation.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individuals; public media sources; former employers; Members of Congress; Federal agencies.

State-17

System name: International Organizations Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520; Department of State Annex 02, 515 22nd Street NW, Washinton, DC 20037.

Categories of individuals covered by the system: Individuals employed by or seeking employment with international organizations; members of Congress who have written to the Department of State in connection with international organization employment matters; applicants for employment with international organizations processed under Executive Order 10422; members of the U.S. National Commssion for UNESCO, past, present, and prospective.

Categories of records in the system: biographic information; resumes and/or employment application forms; letters of recommendation and reference checks; letters of referral; related communications and notes, including copies of letters from members of Congress; letters from individuals; requests for EO-10422 processing and results.

Authority for maintenance of the system: Executive Order 10422 (Loyalty Clearance Program), entitled 'Prescribing Procedures for Making Available to the Secretary General of the United Nations Certain Information Concerning United Nations Citizens Employed or Being Considered for Employment on the Secretariat of the United Nations.' (5 U.S.C. 3343 and 3581-3582.) Executive Order 11552 entitled 'Providing for Details and Transfers of Federal Employees to International Organizations.'

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Records of individuals employed by or seeking employment with international organizations are used to determine qualifications of candidates for specific jobs with international organizations, to correspond with Missions and Embassies concerning candidates, to correspond with the individual candidates, or to respond to a Congressional inquiry. Records on applicants for employment with international organizations processed under Executive Order 10422 are used to process the Loyalty Clearance request and to maintain a record of the clearance status. Information from this system is used to notify international organizations of the status and results of EO-10422 processing. Information is made available on a need-to-know basis

to personnel of the Department of State as may be required in the performance of their official duties. Copies of resumes or applications are referred to international organizations, private foundations, and Federal agencies involved in the recruitment of candidates. In addition, information contained in these records is released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ice

Storage: Magnetic computer media; Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies form zero to 10 years, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Director, Bureau of International Organization Affairs, Room 6327, Department of State, 2201 C Street NW, Washington DC 20520.

Notification procedure: Individuals who have cause to believe that the Bureau of International Organization Affairs might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Bureau of International Organization Affairs to be checked. At a minimum, the individual must include: name, date and place of birth; current mailing address and zip code; signature;

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; public media sources; previous employers; professional associations and educational institutions; international and nongovernmental organizations; other federal agencies;

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e)(1), (e)(4), (G), (H), and (I), and (f). See Department of State rules published in this same date in the FEDERAL REGISTER.

State-18

System name: Labor Attaches Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Labor attaches; applicants to be labor attaches; former labor attaches.

Categories of records in the system: personnel audit reports; applicants; resumes; correspondence related to appointment, training, assignment, or transfer of labor attaches.

Authority for maintenance of the system: 22 U.S.C. 811a.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal user of this information outside the Department of State is is the Department of Labor. This information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: by indivdual name.

Safeguards: All employees of the Department of State have undergone a thorough security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized personnel.

Retention and disposal: Retention of these records varies from 2 to 5 years, depending upon the specific kind of record involved. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Special Assistant to the Secretary and Coordinator International Labor Affairs, Room 4232, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Office of International Labor Affairs might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of International Labor to be checked. At a minimum, the indivdual must include: his name; date and place of birth; current mailing address and zip code; signature; approximate date in which he or she was a labor attache or applied to a labor attache.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: the individual; officers within the Department of State; Department of Labor.

State-19

System name: Law of the Sea Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Members of Congress; members of the Advisory Committee on the Law of the Sea.

Categories of records in the system: Correspondence to and from members of Congress relating to the Law of the Sea and their participation in the Executive Branch's Law of the Sea program; information pertaining to security clearances for members of the Advisory Committee on the Law of the Sea; articles written by members of the Advisory Committee; corrspondence received from members of the Advisory Committee; administrative papers regarding travel expenses and funding for members of the Advisory Committee.

Authority for maintenance of the system: The records have been maintained by the Office of the Law of the Sea Negotiations since its establishment in 1973, under the authority granted to the Deputy Secretary of State by the National Security Council as Chairman of the National Security Council Interagency Task Force on the Law of the Sea.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The records are maintained for the efficient handling of matters dealing with the Law of the Sea. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. Information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also See 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: tice

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Deputy Special Representative of the President to the Law of the Sea Conference and Chairman of the International Task Force on the Law of the Sea, Room 4321, Department of State, 2201 C Street, NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Office of Law of the Sea might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of the Law of the Sea to be checked. At a minimum, the individual must include: name; place and date of birth; current mailing address and zip code; signature; a brief description of the circumstances including the approximate dates, which give the individual cause to believe that the Office of the Law of the Sea might have records pertaining to him.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The individual; offices within the Department of State.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4), (G), (H), and (I), and (f). See Department of Stae rules published on this same date in the FEDERAL REGISTER.

State-20

System name: Legal Adviser Personnel Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Past, present and prospective employees of the Office of the Legal Adviser.

Categories of records in the system: Employment histories; interview forms; personnel actions; payroll actions; letters of recommendation and commendation; training forms; travel messages; miscellaneous administrative correspondence.

Authority for maintenance of the system: 5 U.S.C 301; 22 U.S.C. 811a.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is used for initiating personnel actions, approving periodic step increases, initiating and approving training requests preparing performance ratings, requesting employment processing, and other activities of an administrative nature. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. Information is occasionally used to verify employment to financial institutions when employees apply for loans in connection with purchasing a home. Information is released to the National Conference of Bar Examiners concerning admission to the bar of current and former employees. Information is also released to various legal directories such as Martindale-Hubbell. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: tice

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building, and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Officer, Office of the Legal Adviser, Room 6421, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of the Legal Adviser might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of the Legal Adviser to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the dates in which he was an employee of the Office of the Legal Adviser or the approximate date on which he applied for employment with the Office of the Legal Adviser.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; the Office of Personnel; educational institutions; Office of the Legal Adviser; other offices within the Department.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4), (G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

STATE-21.

System name: Legal Case Management Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520; Department of Justice, Washington, DC 20530, and its ancillary U.S. Attorneys' offices.

Categories of individuals covered by the system: Individuals who have filed administrative grievances and Equal Employment Opportunity complaints; individuals involved in disciplinary proceedings; individuals involved in alleged criminal activity or activity in violation of regulations; individuals who have sued the Department of State or any officials, or who have raised administrative and management questions which require legal analysis.

Categories of records in the system: Employment histories; summaries of circumstances surrounding grievances, Equal Employment Opportunity complaints, litigation, or disciplinary proceedings; internal memoranda; copies of indictments and charges; criminal records and reports of investigations; Supporting documentation for a case against an individuals; related correspondence.

Authority for maintenance of the system: 5 U.S.C. 301; 22 U.S.C. 811a, 842, 846.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information in the Legal Adviser's Name Case Management Records is used to provide legal advice and opinion to the offices of the Department of State. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties.

The principal users of this information outside the Department of State are: Department of Justice; General Accounting Office.

The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information.

Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals pos-

sessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies depending upon the the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Officer, Office of the Legal Adviser, Room 6421, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of the Legal Adviser might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of the Legal Adviser to be checked. At a minimum, the individual must include: name; date and place of birth; present mailing address and zip code; signature; brief description of the circumstances, including the approximate dates, which give the individual cause to believe that the Office of the Legal Adviser might have records pertaining to him or her.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; Offices of the Department of State which are clients of the Office of the Legal Adviser; other government agencies, particularly the Department of Justice; previous employers; neighbors; security investigation reports; other employees or individuals having knowledge of the issue about which a legal opinion is requested.

Systems exempted from certain provisions of the act:

STATE-22.

System name: Media Correspondents Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Media correspondents accredited to the Department of State.

Categories of records in the system: Correspondence; applications for accredidation; memorandums.

Authority for maintenance of the system: 22 U.S.C. 811a.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records serve as reference records and lists of correspondents accredited to the Department of State. The information is used to reconfirm renewed applications, to verify previous employment, and to facilitate the granting of temporary clearance for a former correspondent. The information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The prinicipal users of this information outside the Department of State are: the Executive Office of the President; Congress; Media Organizations. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: tice

Storage: Magnetic computer media; Hard copy; Microfilm.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are maintained indefinitely because of a need to refer to former requests and applications in order to reconfirm a renewed application, verify previous employment, and/or facilitate a former correspondent's request for temporary clearance.

System manager(s) and address: Director, Office of Press Relations, Room 2109, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Office of Press Relations might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of Press Relations to be checked. At a minimum, the individual must include: name; date and place of birth; - current mailing address and zip code; signature; - media organization with which he or she was accredited and the approximate dates of this association with the Department of State.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; employers; members of Congress; members of other government agencies corresponding with the Department; private citizens.

STATE-23.

System name: Media Personnel Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520

Categories of individuals covered by the system: Radio and television station managers and news directors; newspaper and magazine publishers; editors and editorial writers.

Categories of records in the system: Name, title, address, and telephone number of individual.

Authority for maintenance of the system: 22 U.S.C. 811a.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information in this system is used for compiling invitation lists to national media conferences and seminars sponsored by the Department of State and invitation lists for regional media representatives to meet with the Secretary of State and/or to attend regional press conferences given by the Secretary.

The information is also used to contact radio and television station news directors to determine if they wish to participate in direct-line (telephone) interviews with Department of State personnel.

Information in the system is also used as a mailing list for television and radio stations who have asked to receive the Department's audio-visual materials.

Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties.

Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Bureau of Public Affairs, Room 6805, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Bureau of Public Affairs might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street,

NW, Washington, DC 20520. The individual must specify that he wishes the records of the Bureau of Public Affairs to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; approximate dates in which the individual was employed as a radio or television station manager or news director, newspaper or magazine publisher, or editor or editorial writer.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; Broadcasting Yearbook; Editor and Publisher International Yearbook; Radio Television News Directors Association; National Association of Educational Broadcasters; National Association of Broadcasters; American Society of Newspaper Editors; National Conference of Editorial Writers. I

STATE-24.

System name: Medical Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Employees and dependents of the Department of State, the Agency for International Development, the U.S. Information Agency, ACTION, and other agencies under the Medical Program.

Categories of records in the system: Reports of physical examinations and related documents; reports of treatments and other health services rendered to individuals; Narrative summaries of hospital treatments; personal medical histories; reports of on-the-job injuries or illnesses.

Authority for maintenance of the system: 22 U.S.C 911, 912; 22 U.S.C. 1156-1159; 42 U.S.C. 4561; 21 U.S.C. 1180; 22 U.S.C. 811a.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information contained in these records is used to effectively administer the employee medical program.

These records are used by the medical and administrative personnel of the Office of Medical Services on a need-to-know basis in normal day-to- day operations. The Medical Files are not available to other offices in the Department of State, the Agency for International Development, the U.S. Information Agency, ACTION, or other participating agencies. Records are released only with the written permission of the individual to private physicians, hospitals, legal representatives, congressional representatives, and others under the premise of the 'Prudent Physician Rule.' Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; microfiche.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Executive Officer, Medical Services, Room 2909, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Office of Medical Services might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of Medical Services to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the agency served by the medical program with which the individual was or is an employee or a dependent, and the approximate dates of such employment or dependency.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them whould write to the Director, Foreign Affairs Document and Refernece Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; hospitals; clinics; private physicians.

STATE-25

System name: Overseas Records

System location: A complete listing of the Department of State's overseas records locations will be published at a later date.

Categories of individuals covered by the system: U.S. Government employees assigned to the post; Individuals seeking or obtaining consular or passport services; Individuals living or visiting abroad who have registered their place of residence at the embassy or consulate; Businessmen who have had official contacts with embassy economic and commerical sections; Seamen; Persons who are overseas on U.S. cultural or educational grants; Individuals working overseas under U.S. government contracts; Officials of federal, state, or local governments, members of their staff or delegation, travelling overseas on official business; Individuals involved in the discussion, establishment, execution, or definition of United States foreign policy; Military personnel; Refugees; Members of legislative or judicial branches of government.

Categories of records in the system: The categories of records maintained in the overseas records system are primarily information or working copies of records already on file at the Department of State and are described in the other system notices published in this issue of the FEDERAL RESISTER.

Among those categories of records maintained at the Department's overseas establishments which may not be on file in the Department of State are: Address registration lists of U.S. citizens visiting or residing overseas; Visa applications; employee administrative records; a. travel files; b. shipment, importation, licensing, registration and sale of property files; c. customs duties files;

d. Change of address files; e. blood donor lists; f. Bad check files; g. Accomondations Exchange files; h. Personnel Location Files; i. Individual Work Order Requests; employment applications; Post Diplomatic Personnel Lists; Post Administrators and Technical Personnel List; 'Visual Identification' Files; Marriage Files; Allowance Files; Procurement/Contract Files; General Properties Inventory Files; Congressional Delegation and Important Visitor Files; Registration Lists of U.S. Businessmen; Trade Promotion Files; Trade Complaint Files; Lists of American Attorneys Abroad; Registration Cards for refugees and migration programs; Host government requests for jurisdiction in legal matters involving U.S. military personnel; Records involving other legal matters (deportation, letters, rogartory, subpoenas); subpoenas; Grantee files; Trust fund files; Commissary files; Selective Service Registration Files Clemency Files Protection of Property Files (complaints regarding damage to in seizure of property); Assistance to Americans files Headstone Files Mutual Security Files

Authority for maintenance of the system: The authorities for maintaining the overseas records system are described in the other system notices appearing in this issue of the FEDERAL REGISTER. For those records which are unique to the overseas system, the authorities are:

22 USC 811a
8 USC 1101-1503
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 1131-1159
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 811a
22 USC 2601-2605
Statues of Forces Agreements

22 USC 811a; 28 USC 1781-1784
22 USC 501, 1431, 2054-57, 2451-58,
22 USC 811a
22 USC 1139
50 App. USC 453
Presidential Proclamation 4313, September 16, 1974
22 USC 811a
22 USC 811a
22 USC 1621-1643
22 USC 811a
22 USC 811a

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These correspond to the 'Routine Uses' appearing in the other system notices appearing in this issue of the Federal Register. Also See 'Routine Uses' paragraphs in the prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; microform; magnetic computer media.

Retrievability: By individual name.

Safeguards: All employees of the Department of State and of overseas posts have undergone a background security investigation. All records containing personal information are maintained in secured files cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: The ambassador, principal officer, deputy principal officer, or consular officer at each overseas post.

Notification procedure: Individuals who have cause to believe that an Overseas Record System might have information pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, Dc 20520. The individual must specify which embassy, consulate, or mission, he wishes to be checked. Or, the individual may contact the overseas post(s) directly. At a minimum, the individual must include: name date and place of birth current mailing address and zip code; suignature; the specific post which the individual believes might have a record of him the approximate dates when the record might have been created. a brief description of the circumstances which would have led to the creation of a record.

Examples of the kinds of information which would assist the Department of State in determining whether or not an overseas record system contains a record on an individual are: the individual's approximate dates of travel or residency in a foreign country or the approximate dates and nature of an individual's contact with a U.S. diplomic or consular post.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the specific overseas post or to the Director, Foreigh Affairs Document and Reference Center, (address above). Access to routine unclassified administrative records may be granted at the overseas establishment. Requests involving other records will be referred to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above)

Record source categories: These correspond to the 'sources' described in the other system notices appearing in this issue of the Federal Register.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e) (1), (e)(4)(G), (H), and (I) and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State42

System name: Passport Records

System location: The Passport Office, Department of State Annex 017, 1425 K Street NW, Washington DC 20520.

Categories of individuals covered by the system:

Individuals who have applied for the issuance, amendment, extension or renewal of U.S. passports; and, individuals who have been issued U.S. passports or had passports amended, extended renewed, limited, revoked or denied.

Individuals who have applied to have births overseas reported as births overseas of U.S. Citizens; and individuals for whom Consular Reports of Birth Abroad of United States Citizens of Certifications of Birth have been issued.

Individuals who have applied at American Diplomatic or Consular Posts for Registration as U.S. Citizens, individuals who have been issued Certificates or Cards of Registration and Idnetity as U.S. Citizens.

Individuals for whom the Department of State has issued Certificates of Loss of Nationality of the U.S.

Individuals who have applied at American Diplomatic or Consular Posts for issuance of Certificates of Witness to Marriage; and, individuals who have been issued Certificates of Witness to marriage.

Individuals who hare not or may not be entitled under passport laws and regulations to issuance or possession of U.S. passprts or other documentation or service.

Categories of records in the system:

Application files including applications for passports, or applications for amendment, extension or renewal of passports; and applications for registrtaion at American Diplomatic and Consular Posts as United States Citizens or for issuance of Certifcates or Cards of Identity and Registration as United States Citizens.

Vital records files including Consular Reports of Birth Abroad of United States citizens, Certificates of Witness to Marriage, Certificates of Loss of United States Nationality, Certificates of Expiration, and Oaths of Repatriation;

Master Index File which consists consists of the names of persons who have applied for, been issued passports or related facilities; and, to the extent not included in the Application Vital Records or other category of record mianitaned by this agency, the names of persons who have been issued Consular Reports of Birth, Certificates of Birth, Consualr Certificates of Repatraition, Certificates of Witnes to Marriage, Certificates of loss United States Nationality or been registered ot issued Certificates or Cards of Identity and Registration as United States citizens;

Lookout Files which identify those persons whose cause requre other than routine examination or action;

Miscellaneous Materials - maintained speeratley, of not in the application, vital records or master index files, including but not limited to: investigatory reports compiled in connection with granting or denying passport and related facilities or prosecution of violations of passport criminal statutes; transcripts and opinion on adminstratibe hearings and appeals; legal breifs, memoranda, judicial orders and opinions arising from adminstrative determinations with regard to passports and citizenship; birth and baptismal certificates; court orders; arrest warrants; medical, personal and financial records; affidavits; inter-agency and intra-agency memoranda, telegrams, cables, letters, and other miscellanous correspondence.

Authority for maintenance of the system:

8 U.S.C. 1101-1503;
18 U.S.C. 1001,1541-1543, 1545 and 1546
22 U.S.C. 211a, 212-214, 241a, 216, 217, 1172, 2658, 2662;
Executive Order 11295;
Presidential Proclamation 3004, January 17, 1953.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The primary purpose for maintaining Passport Files os to establish citizenship; identity and entitlement to issuance of United States passports and related facilities;

The information is made available in a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties;

The information is made available pursuant to a subphoena or court order directing the production ofpassport records;

The information also may be released to other government agencies who have statutory or other lawful authority to maintain such information.

Also see 'Routine Uses' paragraphs of the Prefatory Statement. Routine Use -- National or Internal Security:

Pursuant to the provisions of 8 USC 1105, the information maintained by this agency in its system records is made available as a 'Routine use' on a need- to-know basis to personnel of executive departments or their subordinate elementd, or other lawful authority to maintain such information in performing their statutory or other lawful functions.

A record from this system of records may be disclosed as a 'routine use' to a federal agency in responce to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a liesence, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: hard copy

magnetic computer media
microfilm

Retrievability: by individual name, date, and place of birth.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individual under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees. Access to information maintained to authorized 'Lookout Files' system of records is limited to authorized employees of the Passport Office and of the Department of State responsible for the maintenance of the system of records.

Retention and disposal:

Retention of these records varies depending upon the specific record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director of the Passport Office, Room 600, Department of State Annex 017 1425 K Street, NW Washington, DC 20524.

Notification procedure: Individuals who wish to find out if the Department of State has records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street, NW, Washington, DC 20520. At a minimum, individuals should include their name, date, and place of birth, current mailing address and zip code, and their signature. It may be necessary to request additional information to make certain that the record pertains to him.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Record source categories:

The individual himself;
References;
Miscellaneous communications;
Law Enforcement agencies;
Investigative intelligence sources;
Investigative security sources;
Foreign governments.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4)(G), (H), and (I) and (f). See department of State rules published on this same date in the ——— ———.

STATE-27.

System name: Personal Property Claims.

System location: Department of State Annex 02, 515 22nd Street NW, Washington, DC 20037.

Categories of individuals covered by the system: Employees of the Department of State, the Agency for International Development, and the United States Information Agency, who have filed claims for loss of personal property.

Categories of records in the system: Claims; determination of the claim.

Authority for maintenance of the system: 31 U.S.C. 240-242.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: This information is used to settle claims for loss of Personal property.

Information is made available to personnel of the Department of State as may be required in the performance of their official duties.

The principal users of this information outside the Department of State are: Agency for International Development; United States Information Agency.

Information is released to these agencies when the individual who makes the claim is employed by such agency.

This information may also be released to other government agencies who have statutory or other lawful authority to maintain such information.

Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: by individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Generally these records are retained for 2 years. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Chief, Evacuation and Relocation Staff, Room 1890, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Office of Personal Property Claims might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washingotn, DC 20520. The individual must specify that he wishes the records of the Office of Personal Property Claims to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the approximate date of the claim.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above)

Record source categories: individual; personnel of the Department of State; insurance companies.

STATE-28.

System name: Personality Cross-Reference Index to the Secretariat Automated Data Index

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Government officials; members of Congress; business, academic, and public persons.

Categories of records in the system: political-military information; intelligence; medical information; legal information; personnel matters connected with the Secretary's legal responsibilities.

Authority for maintenance of the system: 22 U.S.C. 811a; 44 U.S.C. 3101-3107; Executive Order 11652.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records are used as working or reference files by principal officers of the Department of State in making decisions. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: White House; National Security Council. The information may also be released to other government agencies who have statutory

or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Magnetic computer media; hard copy; microform.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification or individuals under proper escort. All records containing personal information are maintained in secure files or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies from 1 to 20 years, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Information Management Section, Room 7241, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Personality Cross-Reference Index to the Secretariat Automated Data Index might have records pertaining to them should write to the Director, Foreign Affairs and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Personality Cross-Reference Index to the Secretariat Automated Data Index to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; a brief discription of the circumstances, including the approximate dates, which give the individual cause to believe that the Personality Cross-Reference Index to the Secretariat Automated Data Index might have records pertaining to him.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: Individual; Government agencies; private citizens; private industry; International agencies; foreign leaders.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1),(e)(4)(G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

STATE-29.

System name: Personality Index to the Central Foreign Policy Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals who are involved in the establishment, discussion, or definition of foreign policy; individuals who utilize the services of the Department of State.

Categories of records in the system: Official record copies of incoming and outcoming communications; correspondence with the White House, members of Congress, and other federal agencies; Significant correSpondence with international, national, local, and private organizations and individuals; management studies and surveys; memorandums of conversation; instructions to U.S. representatives to international conferences and organizations.

Authority for maintenance of the system: 22 U.S.C. 811a; 22 U.S.C. 2658; 44 U.S.C. 3301-3314; 44 U.S.C. 3101-3107.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information contained in this system of records is maintained to ensure the effective administration of the Department of State's foreign policy requirements. It is to serve as a centralized index to those individuals involved in all phases of foreign policy establishment, discussion, and definition. This information also serves as an accurate record of individuals utilizing the Department's services, including those overseas.

The purpose of maintaining this information is to: implement the foreign policy of the United States; formulate foreign policy recommendations; evaluate foreign policy performance; conduct diplomatic and consular activities; administer the Department of State Foreign Service, etc.

Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Agency for International Development; United States Information Agency; Arms Control and Disarmament Agency; Central Intelligence Agency; Department of Defense; National Security Council; Congress; Department of Treasury; Department of Commerce; Department of Justice; White House. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Microform; hard copy; magnetic computer media. –

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retired or destroyed in accordance with published schedules of the Department of State. For historical purposes, many of the records of the Central Foreign Policy Files are transferred to the National Archives, where they are preserved indefinitely. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, Dc 20520.

Notification procedure: Individuals who wish to find out if the Personality Index to the Central Foreign Policy Records has information pertaining to them should write to the Director, Foreign Affairs Document and Refernece Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; Department of State employees; employees of foreign affairs agencies; members of Congress; officials of foreign governments; U.S. and foreign publications.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted form 5 U.S.C. 552a (c)(3), (d), (e)(1),(e)(4)(G), (H), and (I), and (f). See Department of State rules published on this dame date in the FEDERAL REGISTER.

State-30

System name: Personnel Payroll Records

System location: Department of State Annex 015, 1800 N. Kent Street, Arlington, Virginia 22209.

Categories of individuals covered by the system: Employees of the Department of State.

Categories of records in the system: Personnel actions; allotment requests; Tax forms; death claims; bond requests; leave records; time and attendance cards; payroll name listings; income tax witholding statements; pay cards; health insurance forms; fiscal documentation; travel authorizations; Travel vouchers; Foreign Service annuitants; related correspondence.

Authority for maintenance of the system: 22 U.S.C. 811a

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used to prepare an accurate and complete biweekly payroll and related reports which include: entering change data into computerized personnel/payroll system; producing variety of machine reports for use by allotment accountants; issuing biweekly pay checks; Computing and issuing lump-sum pay checks for personnel seperating; issuing terminal leave payments; confirming time and attendance and leave date to assist in documenting claims for restored annual leave; providing leave data for the personnel office to facilitate computing retirment cases. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Federal, State, and city governments are issued tax reports; Internal Revenue Service is sent tax witholding data and W-2 forms; Civil Service Commission receives the total record of deductions; Other government agencies for which the Washington Finance Center provides payroll services are sent payroll data: Department of Agriculture; Department of Commerce; Library of Congress; Department of Defense; Department of Treasury; Federal Aviation Administration; ACTION; United States Information Agency; Department of Health, Education, and Welfare; United States Battle Monuments. Information relating to GAO Direct Settlement Travel/Transportation cases is available to GAO. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy microfiche; magnetic computer media.

Retrievability: By indivdual name; By social security number.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured, file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies from 3 to 55 years, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State, More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Financial Services Division, Room 6604D, Department of State Annex 015, 1800 N. Kent Street, Arlington, Virginia 22209.

Notification procedure: Individuals who have reason to believe that the Office of Financial Services might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of Financial Services to be checked. At a a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; approximate dates of employment with the Department of State. Because the Personnel Payroll Records are systematically arranged according to Social Security Number, it is requested that the individual include his social security number to facilitate a thorough search of the system.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: the individual.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e)(1), (e)(4) (G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State-31

System name: Personnel Records.

System location: Department of State, 2201 C St. NW, Washington, DC 20520; Department of State Annex 06, 1700 N. Lynn St., Arlington, Va. 22209; Department of State Annex 012, 1975 Florida Ave., NW, Washington, DC.; Department of State Annex 015, 1800 Kent St., Arlington, Va. 22209; U.S. Mission to United Nations, 799 UN Plaza, New York, N.Y. 10017; National Personnel Records Center, 111 Winnebago St. St. Louis, Mo. 63118;

Categories of individuals covered by the system: Department of State employees (current and former; domestic and Foreign Service). applicants for employment with Department of State; prospective alien spouses of Department of State employees; Employees of other Federal Agencies on detail to Department of State; employees of U.S. Mission to United Nations, UN specialized agencies, and other international organizations (including Department of State employees detailed or seconded to such organizations.)

Categories of records in the system: Official personnel files (including Civil Service, Foreign Service and USUN employees); performance records (Foreign Service ratings, development appraisal reports, score cards, and related correspondence); career development and counseling records (including training and assignment records); technician file (travel, tour of duty, home leave eligibility, etc.); informal greivances files (Civil Service and Foreign Service); suitability files (Civil Service and Foreign Service); recruitment and employment files (including unsuccesful applicants, BEX and Junior Officer Trainee candidates, outside hires, reappointments, processing records and card files); promotion, upward mobility, and conversion files (Civil Service merit promotion, threshold, Mustang, lateral entry, and FAS programs); retirement, annuitant, and external placement files (Civil Service and Foreign Service); title and rank, Presidential commission records; marriage to foriegn national (applications/notices of intent of Foreign Service employees); service record cards (Civil Service and Foreign Service); employee awards, blood donor records; computer printouts from automated personnel system (alphalist, staffing patterns, Personnel Audit Reports and abstracts panel books, etc.);

Authority for maintenance of the system: 5 U.S.C. 301-302; 22 U.S.C. 811a, 986-996; E.O. 11264, January 1, 1966; E.O. 11434, August 1968; E.O. 10651, September 13, 1954.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is made avaiable on a need-to-know basis to personnel within the Department of State as may be required in the performance of their official duties, such as reveiw in connection with appointments, transfers, details, promotions, training, reassignments, disciplinary or adverse actions, grievances, operations of the automated personnel/payroll and Foreign Service Anniutant systems, and the preparation of the statistical reports, analyses, and other by-products of these systems. The principal users of this information outside the Department of State are: The Civil Service Commission in connection with periodic reviews or audits of Civil Service employee files and programs, examination of Civil Service employee files and programs, examinations of Civil Service employee complaints regarding the validity of specific documents in an individual's personnel record, providing data for the automated Cenral Personnel Date File (CPDF) or to update the Federal Automated Career System (FACS) or Executive Inventory File, or other purposes under E.O. 10561. Persinnel offices on other Federal agencies as the result of the actual or potential transfer or detail of Department of State employees to such agencies. Adminstrative or personnel offices in international organizations as the result of secondment or consideration of secondment of Department of State employees to such organizations. Academic institutions to which Departmet of State employees may be assigned for long-term training (profiles only.) Attorneys, EEO investigators/counselors or union representatives designated by employees to represent them in grievance, appeal, or litigation cases. Accredited investigation agents of other Federal agencies. National Personnel Records Center and Washington National Reocrds Center Staffs upon retirement of inactive personnel records to these centers. Other government agencies (including State and local), and private organizations, institutions or indivduals to verify employment and to request record or credit checks. Representatives of medical organizations to review qualifications of technicians in connection with accrediting the Department's medical laboratory. Current and former Department of State employees to review their own personnel records. The President of the United States, the Executive Office of the President and legislative and appropriations committees of theU.S. Congress charged with consideration of legislation and appropriations for the Foreign Service,

representatives duly authorized by such committees. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; microfilm; magnetic computer media.

Retrievability: By individual name

Safeguards: All employees of the Department of State have undergone a through background security investigation. Access to the Department of State Building its annexes, and the U.S. Mission to the United Nations, is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information personal invormation are maintained in lockable metal file cabinets or secured rooms, access to which is limited to authorized employees.

Retention and disposal: Rentention of these records varies from 1 to 75 years, depending upon the specific kind of record involved. They are retired or destroyed in accordance with General Records Schedules issued by the National Archives and Records Service and approved records control schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director of Personnel, Room 7331, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who wish to find out if the Department of State has personnel records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. At a mimimum, an individual should include: name; date and place of birth; approximate dates of emplyment with the Department; current mailing address and zip code; signature. It may be necessary to request additional information to make certain that the record pertains to the individual. In the case of former Department of State employees whose official personnel folders have been retired to the National Personnel Records Center in St. Louis, the individual's social security number is the key identifier for retrieving the folders.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center (address above). (see address above).

Contesting record procedures: (See above.)

Record source categories:

The individual employee or former employee; previous employers; employee supervisors; foreign Service inspectors; employee counselors, placement officers, personnel technicians; personnel and payroll officers. Operating Systems Division (PER/MGT/OS), and Information Systems Office (O/ISO); employment Division , Board of Examiners for the Foreign Service, Office of Security, Medical Division, Legal Adviser's Office, Foreign Service Institute; Colleges and universites, Armed Forces academic institutions, Educational Testing Service; U.S. Employment Service and other authorized agencies administering pre-employment clerical tests; U.S. Civil Service Commission and other Federal agencies; Prospective alien spouses of Foreign Service employees; Hearing examiners, grievance and appeals boards, affidavits, testimony of witnesses, etc.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c) (3), (d), (e)(1) (e) (4) (G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State 32.

System name: Personnel Travel Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Employees of the Department of State.

Categories of records in the system: Personnel action and authorization of official travel; correspondence relating to shipment and storage of effects; related correspondence.

Authority for maintenance of the system: 22 U.S.C. 811a; 22 U.S.C. 1136-1159.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The purpose of maintaining this system of records is to keep accurate accounting of personnel travel. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of thier official duties. The principal user of this information outside the Department of State is the General Accounting Office. The information may also released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: ice

Storage: Hard copy.

Retrievability: By indivdual name

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retained approximately 7 years depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Office of the Budget, Room 1332, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of the Budget might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of the Budget to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; approximate date of the individual's travel with the Department of State.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

Contesting record procedures: (See above.)

Record source categories: The individual; Personnel Office of the Department of State; Central Accounting Office of the Department of State; employment and recruiting officers of the Department of State.

State33.

System name: Protocol Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals receiving gifts/decorations from foreign governments; individuals invited to official state functions.

Categories of records in the system: Description of gifts/decorations received from foreign governments; donors; guest lists; type of function; address and occupation of the individual; sample invitations.

Authority for maintenance of the system: 22 U.S.C. 2621-2625.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information contained in these records is used as an accounting of those U.S. government officials receiving gifts/decorations from foreign governments and to record for historical purposes the names of those individuals invited to and attending official state functions. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information out-

side the Department of State are: Executive Office of the President; Congress; Media organizations; general public. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; microfilm.

Retrievability: by individual name

Safeguards: All employees of the Department of State have undergone a thorough background investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid indentification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authoried employees.

Retention and disposal: These records are retained permanently. They are retired in accordance with published schedules of the Department of state. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Assistant Cheif of Protocol for Administration, Room 1238, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of Protocol might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of Protocol to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature signature; a brief description of the circumstances, including the approximate dates which give the individual cause to believe that the Office of Protocol might have records pertaining to him or her.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The individual; employers; Public references; Other officials in the Department of State; Other government agencies; Other public and professional institutions possessing relevant information.

State33.

System name: Protocol Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals receiving gifts/decorations from foreign governments; individuals invited to official state functions.

Categories of records in the system: Description of gifts/decorations received from foreign governments; donors; guest lists; type of function; address and occupation of the individual; sample invitations.

Authority for maintenance of the system: 22 U.S.C. 2621-2625.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information contained in these records is used as an accounting of those U.S. government officials receiving gifts/decorations from foreign governments and to record for historical purposes the names of those individuals invited to and attending official state functions. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Executive Office of the President; Congress; Media organizations; general public. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; microfilm.

Retrievability: by individual name

Safeguards: All employees of the Department of State have undergone a thorough background investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid indentification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authoried employees.

Retention and disposal: These records are retained permanently. They are retired in accordance with published schedules of the Department of state. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Assistant Cheif of Protocol for Administration, Room 1238, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Office of Protocol might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Office of Protocol to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature signature; a brief description of the circumstances, including the approximate dates which give the individual cause to believe that the Office of Protocol might have records pertaining to him or her.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The individual; employers; Public references; Other officials in the Department of State; Other government agencies; Other public and professional institutions possessing relevant information.

State-34

System name: Public Affairs Applicants Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals who have participated or applied for participation in Scholar/Executive-Diplomat Seminar Program; individuals who have participated or applied for participation in the Department's work-Study Program.

Categories of records in the system: individual's name, address, and telephone number; biographic information; recommendations; evaluations of intership.

Authority for maintenance of the system: 22 U.S.C. 811a.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: This system or records is maintained to select individuals for participation in the Scholar/Executive-Diplomat Seminar Program and the Work-Study Program. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. A participant in the Work-Study Program may request that the Department forward a copy of his or her evaluation to a potential employer. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: These records are retained for approximately 3 years. They are retired or destroyed in accordance with published schedules of the Department of State. More specific in-

formation may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Chief, Conferences & Seminars Division

Bureau of Public Affairs
2201 C St. NW Washington, D.C. 20520

Notification procedure: Individuals who has reason to believe that the Bureau of Public Affairs have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street, NW, Washington, DC 20520. The individual must specify that he wishes the records of the Bureau of Public Affairs to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address; signature; approximate dates on which the individual applied for participation or participated in the Scholar/Executive-Diplomat Seminar Program or the Work Study Program.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The individual; faculty members; academic institutions;

State-35.

System name: Public Affairs Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520 or; Department of State Annex 02, 515 22nd Street NW, Washington, DC 20037.

Categories of individuals covered by the system: Individuals receiving correspondence drafted by the Bureau of Public Affairs; Indviduals requesting access to Department of State records or to information derived from these records; individuals requesting information under the Freedom of Information Act.

Categories of records in the system: Correspondence between the Department of State and the individual; correspondence between the Department of State and other federal agencies concerning requests for information; Correspondence between the Bureau of Public Affairs and other bureaus within the Department concerning requests for information; Correspondence between the Bureau of Public Affairs and other offices within the Department or other federal agencies regarding required security clearances of individual researchers or concerning the clearance of classified and restricted material which these researchers consulted.

Authority for maintenance of the system: 5 U.S.C. 552

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information concerning individuals receiving letters drafted by the Bureau of Public Affairs is used for reference in further correspondence with the same subjects. Information concerning individuals requesting access to Department of State records is used in dealing with requests for access to classified or restricted material and in making appropriate arrangements for such access. This information may also be used to coordinate decisions on access to records with other Federal agencies which have custody of Department of State records or which share with the Department responsibility for deciding on access to certain categories of records. Information concerning individuals requesting information under the Freedom of Information Act is used to provide information on such requests as required by Congress, to keep account of cases as they circulate through the Department, and to write reports to Congress and the Interagency Classification Review Committee. These records may also be requested by the public. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Congress; Interagency Classification Review Committee. This information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; Magnetic computer media.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Historical Office, Bureau of Public Affairs Dept. of State, Washington, D.C. 20520.

Notification procedure: Individuals who have reason to believe that the Bureau of Public Affairs might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20520. The individual must specify that he wishes the records of the Bureau of Public Affairs to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address; signature; approximate dates on which the individual requested information under the Freedom of Information Act, requested access to Department of State records or to information derived from these records, received correspondence from the Department of State.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The indivdual; offices within the Department of State; other federal agencies; individuals writing letters of reference.

State-36

System name: Security Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Employees and former employees of the Department of State; applicants for Department employment who have been or are presently being investigated; contractors working for the Department; recipients of Cultural Grants; individuals requiring access to the official Department of State premises who have undergone or are undergoing security clearance; indivdiuals involved in matters of passport and visa fraud, munitions control, unauthorized access to classifed information, and alien prospective spouses of American personnel of the Department of State; individuals whose activities have a potential bearing on the security of Departmental or Foreign Service operations. In addition, security files contain information needed to provide protective services for the Secretary of State and visiting foreign dignitaries and heads of state, and to protect the Department's official premises. There are also information copies of investigations of individuals conducted abroad at the request of Federal agencies. Finally, security files contain documents and reports furnished to the Department by other agencies concerning individuals whose activities the other agencies may have a bearing on U.S. foreign policy interests.

Categories of records in the system: Investagtory material relating to any category of individual described above; applications for employment; intelligence reports; fingerprints; photographs; internal memorandums.

Authority for maintenance of the system: 5 U.S.C. 7311 and 7531-33; 8 U.S.C. 1104; 18 U.S.C. 111, 112, 201, 202, 1114, 116, 117, 1541, 1542, 1543, 1544, 1546; 22 U.S.C. 211a, 846, 911, 2454, and 2667; Executive Order 10450; Executive Order 11652; Executive Order 19865: 22 CFR Subchapter M.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Department of Treasury; Civil Service Commission;

Agency for International Development; U.S. Information Agency; Arms Control and Disarmament Agency; U.S. Secret Service; Immigration and Naturalization Service; Department of Defense; Central Intelligence Agency; Department of Justice; National Security Agency; Drug Enforecment Adminstration; Any other Federal agency inquiring pursuant to law or Executive Order in order r Executive Order in order to make a determination of general suitability for employment or retention in employment, for granting a contract or issuing a license or grant, or for issuance of a security clearance; any other Federal, state, or municipal law enforcement agency for law enforcement purposes; any other agency or Department of the Federal government pursuant to statutory intelligence responsibilities or other lawful purposes; any other agency or Department of the Executive Branch having oversight or review authority with regard to its investigative responsibilites; to extent necessary to identify the individual adequately, to any other record custodian in order to obtain information relevant to a legitimate investigative or intelligence interest of the Department of State. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; microfilm; microfiche;

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individual possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in restricted area, access to which is limited to authorized employees. is limited to authorized.

Retention and disposal: Retention of these records varies, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information, may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Deputy Assistant Secretary for Security, Room 2513, Department of State, 2201, C Street, NW, Washington, DC 20520.

Notification procedure: Individuals who wish to find out if the the Department of State, Office of Security, has records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individual; persons having knowledge of the indivdual; persons having knowledge of incidents or other matters of investigative interest to the Department; pertinent .ecords of other federal state, or local agencies or foreign governments; public sources.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C 552a (c) (3), (d), (e)(1), (e) (4) (G), and (H), and (I), and (f). See Department of State rules published on this same date in the ———— ————————. Pursuant to Section (j)(2) of the Act, records compiled by the Passport and Bisa Fraud Branch of the Office of Security may be exempted from the requirements of any part of the Act except subsections (b), (c)(1) and (2), (e)(4)(A) through (F), (e)(6), (7), (9), (10), and (11), and (i) to the extent necessary to assure the effective completion of the investigative and judicial processes. 17;vistin

State-37

System name: Translators and Interpreters Records.

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals who have contracted with the Department of State to provide various linguistic and other services.

Categories of records in the system: Contract itself; biographical sketches of the contractors; other information relating to contract award and performance.

Authority for maintenance of the system: 22 U.S.C. 811a

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information on these records is maintained to facilitate the procurement and effective performance of translators and interpreters who serve a vital function in the Department's foreign policy requirements. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are potential employers, credit institutions, rental offices, etc.; requesting verification of employment and/or earnings. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies from 5 to 6 years, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Deputy Assistant Secretary for Operations, Room 1417, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have cause to believe that the Language Services Division might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Language Services Division to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; a brief description of the circumstances, including the approximate dates, which give the individual cause to believe that Language Services Division might have records pertaining to him.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above.)

Contesting record procedures: (See above.)

Record source categories: The individual; end-users of the contracted services; various employees of the contracting office.

State-38

System name: Vendor Records

System location: Supply and Transportation Division, Room 532, Department of State Annex 06, 1700 N. Lynn Street, Arlington, Virginia 22209.

Categories of individuals covered by the system: Individuals who have contracted with the Department of State to provide various supplies and other services.

Categories of records in the system: The contract itself; biographical sketches of the contractors; requisitions; invitations to bid; specifications; bids; Bid abstracts; contract provisions; award documents; other information relating to contract award and performance.

Authority for maintenance of the system: 31 U.S.C. 67(b); 41 U.S.C. 257

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information contained in these records is used primarily for auditing and budgetary purposes. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: General Accounting Office; Armed Services Board of Contract Appeals. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies from 3 to 8 years, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Deputy Assistant for Operations, Room 1417, Department of State, 2201 C Street NW, Washington, DC 20520.

Notification procedure: Individuals who have reason to believe that the Supply and Transportation Division might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Supply and Transportation Division to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the type of supply/service contracted to the Department of State and the approximate dates during which contractual arrangement was effective.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (Address above).

Contesting record procedures: (See above.)

Record source categories: The individual; end-users of the contracted services; various employees of the contracting office.

State-39

System name: Visa Records

System location: The Visa Office, Department of State Annex 02, Room 713, 515 22nd Street NW, Washington, DC 20037; Department of State, 2201 C Street NW, Washington, DC 20520; overseas posts.

Categories of individuals covered by the system: Individuals who have applied for visas; aliens who may be ineligible to receive visas.

Categories of records in the system: visa applications; letters from interested parties; communications between the Visa Office and consulates, other U.S. Government agencies, international organizations, and foreign missions regarding the eligibility, issuance, revalidation, and extension of visas.

Authority for maintenance of the system: 8 U.S.C. 1101-1503

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used to assist consular officers overseas in dealing with problems of a legal, technical or procedural nature that may arise in considering an application of a U.S. visa. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their official duties. The principal users of this information outside the Department of State are: Immigration and Naturalization Service to coordinate the issuance of visas; Department of Justice; Department of Labor; Central Intelligence Agency; National Aeronautics and Space Administration; Department of Defense; Congress. Unclassified information is released to interested persons inquiring as to the status of a particular visa case. The information may also be released to other government agencies who have statutory or other lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Hard copy; magnetic computer media;

Retrievability: By individual name

Safeguards: All employees of the Department of State have undergone a thorough security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these records varies from one year to an indefinite period of time, depending upon the specific kind of record involved. They are retired or destroyed in accordance with published schedules of the Department of State. More specific information may be obtained by writing to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520.

System manager(s) and address: Director, Visa Office, Room 800, Department of State Annex 02, 515 22nd Street NW, Washington, DC 20037.

Notification procedure: Individuals who have cause to believe that the Visa Office might have records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The individual must specify that he wishes the records of the Visa Office to be checked. At a minimum, the individual must include: name; date and place of birth; current mailing address and zip code; signature; the approximate date on which the individual applied for a visa, and if this application was made overseas, the U.S. embassy or consulate at which the application was made.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Contesting record procedures: (See above.)

Record source categories: The individuals; members of Congress; the public interested in the visa applicant's case; U.S. Government agencies; foreign missions; international organizations; local sources at overseas posts.

Systems exempted from certain provisions of the act: Certain records contained within this system of records are exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4)(G), (H), and (I), and (f). See Department of State rules published on this same date in the FEDERAL REGISTER.

State40

System name: Privacy Act Requests Records

System location: Department of State, 2201 C Street NW, Washington, DC 20520.

Categories of individuals covered by the system: Individuals who have requested personal information from the record systems of the Department of State.

Categories of records in the system:

Request from the individual;
Related correspondence;
Related memoranda.

Authority for maintenance of the system: 5 U.S.C. 552a, sec. 2.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: This system of records is maintained in order to efficiently process requests made under the Privacy Act of 1974. Information is made available on a need-to-know basis to personnel of the Department of State as may be required in the performance of their offical duties. Information is released to other government agencies who have statutory or other

lawful authority to maintain such information. Also see 'Routine Uses' paragraphs of prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: hard copy.

Retrievability: by individual name

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. All records containing personal information are maintained in secure file cabinets or in a restricted area, access to which os limited to authorized employees.

Retention and disposal: Rentention of these records is indefinite. They will be retired or destroyed in accordance with schedules if the Department of State. More specific information may be obtained by writing the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20520.

System manager(s) and address: Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520-

Notification procedure: Individuals who have casue to believe that the Privacy Act requests Records might have information pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington, DC 20520. The indivdual must specify that he wishes the records of the Privacy Act Requests to be checked. At a minimum, the individual must include:

his name;
date and place of birth;
current mailing address and zip code;
his signature;
approximate date on which the individual requested information under the Privacy Act of 1974.

Record access procedures: Individuals who wish to gain access to or amend records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (address above).

Record source categories:

the individual;
Officials of the Department of State;
Officials of other government agencies who may be involved in the request.

State41

System name: Berlin Document Center Records

System location: U.S. Mission Berlin, 170 Clayallee, APO New York 09742.

Categories of individuals covered by the system:

Individuals associated with former government, organization, or party apparatus, of the Third Reich, who are now U.S. citizens or lawfully admitted resident aliens.

Categories of records in the system:

Original documents of Third Recih, NSDAP, SS, and affiliated institutions and organizations;
Biographic documents;
NSDAP membership records;

Authority for maintenance of the system:

Executive Order 10608;
Allied Control Council Directives (1946).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information contained in this system of records may be released to any U.S. government agency having statutory or other lawful authority to maintain such information. Information may also be made available to foreign governments, scholars, and other responce to lawful and verifed requests. Also see 'Routine Uses' paragraphs of the Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: hard copy;
magnetic computer media;

Retrievability: by indivdual name

Safeguards: The Berlin Document Center is an enclosed compound with a24-hour military guard. Access and admission is limited to those individuals possessing a valid identification card or individuals under proper escort. Records are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Retention of these reocrds is permaneet. More specific information may be obtained by writing the Director, Foreign Affairs Docuemt and Reference Center, Room 1239, Department of State, 2201 C Street NW, Washington DC 20520.

System manager(s) and address: Director, Berlin Document Center

Notification procedure: Individuals who have reason to believe that the Berlin Document Center might have records pertaining to them should contact the Director, Foreign Affairs Document and Reference Center, Room 1239, Department of State 2201 C Street, NW Washington, DC 20520. or the Director, Berlin Document Center (see LOCATION above). At a minimum, the individual must include:

his name;
date and place of birth;
current mailing address and zip code;
his signature;
a breif description of the circumstances and the approximate dates which gave the indivdual cause to believe that the Berlin Document Center might have records pertaining to him.

Record access procedures: Individuals who wish to gain access to records pertaining to them should write to the Director, Foreign Affairs Document and Reference Center, (see address above). Proof of Citizenship or resident alien status will be required at the time access is granted.

Record source categories: (see above) (see CATEGORY OF RECORDS)

Systems exempted from certain provisions of the act: Certain records contained within the system of records are exempted from 5 U.S.C. 552a (c)(3), (d),(e) (4)(G), (H), and (I), and (f). See Department of State rules published on this same date in the ———— — ————————.

State-42

System name: Munitions Control Records

System location: Room 800, 1701 N. Ft. Myer Drive, Arlington, VA (SA-6)

Categories of individuals covered by the system: Persons of interest to the Office of Munitions Control in connection with its responsib affic in Arms Regulations.

Categories of records in the system: Information of activities related to the illegal export of Munitions List Items.

Authority for maintenance of the system: 22 U.S.C. 1934

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information contained in these records is used to make determinations relative to the export of Munitions List items. Information may be released to other federal intelligence and law enforcement agencies. See also 'Routine Uses' paragraphs of Prefatory Statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: e

Storage: Hard copy.

Retrievability: By individual name.

Safeguards: All employees of the Department of State have undergone a thorough background security investigation. Access to the Department of State building and its annexes is controlled by security guards, and admission is limited to those individuals prossessing a valid identification card or those under proper escort. All records containing personal information are maintained in secured file cabinets or in a restricted area, access to which is limited to authorized employees.

Retention and disposal: Active records are retained in the Office of Munitions Control. Inactive records are retired to the Federal Records Center and destroyed 17 years after such retirement.

System manager(s) and address: Director, Office of Munitions Control, Department of State, Washington, D.C. 20520

Notification procedure: Individuals who have cause to believe that the Munitions Control Records system might contain information on them should contact the Director, Foreign Affairs Document and Reference Center, 2001 C St., Washington, D.C. 20520. The individual should include his full name, date of birth, and current mailing address in the request.

Record access procedures: Individual who wish to gain access to or to amend records pertaining to them should contact the Director, Foreign Affairs Document and Reference Center. (See address above)

Contesting record procedures: (See above.)

Record source categories: nt Agencies

Systems exempted from certain provisions of the act: Records contained within this system of records are exempted from 5U.S.C. 552a (c)(3), (d), (e)(1), (e) (4)(G), (H), and (I) and (f). See Department of State rules published on this same date in the FEDERAL REGISTER. /*

PANAMA CANAL COMPANY

[35 CFR Part 10]

ACCESS TO INFORMATION CONCERNING INDIVIDUALS

Proposed Regulations Implementing the Privacy Act of 1974

Notice is hereby given that the Panama Canal Company and the Canal Zone Government propose to implement section 3 of the Privacy Act of 1974 (5 U.S.C. 552a) by establishing a new Part 10 in Title 35, Code of Federal Regulations. The regulations which it is proposed to include in this new part establish procedures under which personal information contained in agency records systems may be inspected by the individuals to whom it pertains and (in appropriate cases) may be amended or deleted at their request. The regulations also identify those systems of records which are exempt from certain portions of the Privacy Act.

Notice is also given of certain general routine uses which may be made of information contained in all agency systems of records which are subject to the Privacy Act. When notice is given as to particular systems of records being maintained, additional routine uses will be identified.

Although the Panama Canal Company and the Canal Zone Government are legally separate and distinct agencies, they are closely interrelated in purposes, organization and operations, as is evidenced by the following considerations: that the combined function of these agencies is the administration of the Panama Canal enterprise as a whole; that the Canal Zone is required by law to be held, treated and governed as an adjunct of the Panama Canal; that the Panama Canal Company is charged, among other things, with the conduct of business operations incident to the civil government of the Canal Zone; that the Governor of the Canal Zone is, *ex officio*, a Director and President of the Panama Canal Company; that the net costs of operation of the Canal Zone Government are deemed by law to form an integral part of the costs of operation of the Panama Canal enterprise as a whole; and that the Panama Canal Company is obligated by law to reimburse the Treasury for the net costs of operation of the Canal Zone Government. An interagency agreement, dated July 1, 1951, provides for performance by the Panama Canal Company of various functions and services for and on behalf of the Canal Zone Government.

In view of the foregoing, notice is given that these two agencies will function as a single agency for the purpose of implementing the Privacy Act. Officers and employees of either agency who have need for a record in the performance of their duties are deemed to be employees of the agency which maintains the record, within the meaning of 5 U.S.C. 552a(b)(1).

Implementation of the Privacy Act by the Canal Zone Government is not intended to waive any exemption from that act to which the agency may be entitled, pursuant to 5 U.S.C. 551(1)(C), as the government of a territory or possession of the United States.

Inquiries may be addressed, and data, views and arguments concerning the proposed regulations may be submitted to the Secretary, Panama Canal Company, 425 13th Street, NW. (Room 312), Washington, D.C. 20004, or to the Governor of the Canal Zone (President, Panama Canal Company), Box M, Balboa Heights, Canal Zone. All material received on or before September 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 addresses.

It is anticipated that the new regulations will become effective September 27, 1975, the effective date of section 3 of the Privacy Act.

Accordingly, it is proposed to amend 35 CFR, Chapter I, by adding thereto a new part designated "Part 10—Access to Information Concerning Individuals," reading as follows:

PART 10—ACCESS TO INFORMATION CONCERNING INDIVIDUALS

Sec.

10.1 Purpose and scope.
10.2 Definitions.
10.3 Procedures for requests pertaining to individual records in a record system.
10.4 Times, places, and requirements for identification of individuals making requests.
10.5 Disclosure of requested information to individuals.
10.6 Special procedures: Medical records.
10.7 Request for correction or amendment to record.
10.8 Agency review of request for correction or amendment of record.
10.9 Appeal of initial adverse agency determination on correction or amendment.
10.10 Disclosure of record to person other than the individual to whom it pertains.
10.11 Fees.
10.12 Penalties.
10.13 General exemptions.
10.14 Specific exemptions.
Appendix A—General Routine Uses.

AUTHORITY: 5 U.S.C. 552a, 88 Stat. 1897.

§ 10.1 Purpose and scope.

(a) The purpose of this part is to establish policies and procedures for implementing the Privacy Act of 1974 (Pub. L. 93–579), and particularly the provisions of 5 U.S.C. 552a as enacted thereby.

(b) The procedures specified in this part apply only to information concerning individuals which is maintained under the control of the Panama Canal Company or the Canal Zone Government or both, in a system of records the existence and character of which has been disclosed by publication in the FEDERAL REGISTER. Where another agency has published notice of the existence and character of a system of records which is partially under the control of the Panama Canal Company or Canal Zone Government, the regulations of the agency publishing the notice take precedence over these regulations.

(c) For purposes of these regulations and the provisions of 5 U.S.C. 552a, all systems of records maintained by either the Panama Canal Company or the Canal Zone Government are deemed to be systems of records maintained by both agencies, and officers or employees of either agency who have need for a record in the performance of their duties are deemed to be employees of the agency which maintains the record within the meaning of 5 U.S.C. 552a(b)(1). Implementation of the provisions of the Privacy Act by the Canal Zone Government is not intended to waive any exemption to which the agency is entitled under 5 U.S.C. 551(1)(C) as the government of a territory or possession of the United States.

§ 10.2 Definitions.

(a) All terms used in this part which are defined in 5 U.S.C. 552a shall have the meanings set forth therein.

(b) As used in this part:

"Agency Records Officer" means the Chief, Administrative Services Division.

"System manager" means the official designated as such in the most recent Notice of Systems of Records published in the FEDERAL REGISTER.

§ 10.3 Procedures for requests pertaining to individual records in a record system.

(a) An individual wishing to determine whether a particular system of records contains information pertaining to him shall:

(1) Apply either in person or in writing to the system manager designated in the Notice of the System of Records or to the Agency Records Officer, Administration Building, Balboa Heights, Canal Zone;

(2) Reasonably identify the system or systems of records to which the request pertains; and

(3) Adequately identify himself to the official to whom the request is made. If the request is made in person, display of a proper employee identification card, driver's license, or other photo identification card shall be sufficient. If the request is made in writing, the individual shall supply such information as may assist in verifying his identity (e.g., signature, employee identification number, date and place of birth) and may be required to provide the certificate of a notary public or other official authorized to administer oaths.

(b) An inquiry which is submitted in writing shall be clearly marked, on the envelope and in the text, with the words "Privacy Act Inquiry".

(c) The official to whom an inquiry is directed shall acknowledge its receipt promptly, but in no case later than 10 work days. The individual shall be notified:

(1) That a record is maintained on him in the system of records specified, and the conditions under which it may be reviewed;

(2) That no record is maintained on him in the system of records specified; or

(3) That no answer to the inquiry can be given because the system of records or the individual has not been adequately identified, the system of records is exempt from disclosure, or the record or system of records in question is not within the agency's control.

§ 10.4 Times, places, and requirements for identification of individuals making requests.

(a) An individual who desires to inspect his record or information pertaining to him shall present himself during regular working hours at the location specified in the Notice of the System of Records or at the office of the Agency Records Officer, Administration Building, Balboa Heights, Canal Zone. He shall identify himself to the system manager or the Agency Records Officer (or a person designated by them) by displaying at least one identification document containing his picture (e.g., employee identification card, driver's license, passport) or at least two identification documents containing his signature, or other documentation suitable to the official concerned.

(b) An individual purporting to act on behalf of another individual, as the parent of a minor or as the legal guardian of an individual who has been declared to be incompetent, shall (after satisfactorily identifying himself) present evidence that he is entitled to act on the other individual's behalf. A parent shall display a certified or authenticated copy of the minor's birth certificate and a legal guardian shall display a certified or authenticated copy of the court order establishing guardianship. In addition, in appropriate cases the parent or legal guardian of a minor may be requested to provide evidence that the minor is in his custody, that the minor has consented to disclosure of certain information to him, or otherwise that he has authority to act on the minor's behalf.

(c) An individual who desires to inspect his record or information pertaining to him but who cannot appear in person during regular working hours shall contact the system manager or the Agency Records Officer, by telephone or by letter, to establish the procedures to be followed in verifying the individual's identity and in granting him access to the record or records in question. An individual who is unable to appear in person shall normally be required to have his identity verified by a notary public or equivalent officer empowered to administer oaths.

(d) When for any reason an individual is unable to establish his identity to the satisfaction of the system manager or Agency Records Officer, such individual may be requested to furnish a signed statement asserting his identity and stipulating that he understands that knowingly and willfully requesting or obtaining access to any record concerning another individual under false pretenses is a misdemeanor punishable by a fine of up to $5,000.

§ 10.5 Disclosure of requested information to individuals.

(a) When a system manager has determined, in response to a request, that information pertaining to an individual is contained in a system of records under his control and is not exempt from disclosure to that individual, and when the individual has satisfactorily identified himself, immediate access to the record or records in question will normally be provided. When for any reason immediate access cannot be provided, the system manager shall arrange with the individual for access at a mutually acceptable time and place or for copying of the record or records in question. In the event that access cannot be granted within 10 working days following a request, the individual shall be advised in writing of the circumstances causing the delay.

(b) Illustrative of the circumstances that can reasonably be anticipated to cause delay in granting an individual access to his records or information pertaining to him are: physical inaccessibility of the record, volume of material involved, number of requests pending with the system manager, need to extract from a record information which is exempt from disclosure or which pertains to other individuals, and need to consult with other agencies having a substantial interest in determinations involved with the request.

(c) The decision by a system manager to deny an individual access to his record or to information pertaining to him shall not be considered a final agency decision unless it has been reviewed and confirmed in writing by the Agency Records Officer.

(d) An individual who is granted access to his record or to information pertaining to him may, upon request, be accompanied by a person of his choosing provided he has furnished the system manager with a written statement authorizing disclosure of the record or information to such person.

(e) An individual may be granted access to copies of a record rather than to the record itself when such record is not maintained at, or cannot be transferred to, a location which is accessible to the individual. Copies prepared at the request of the individual are subject to payment of the fees prescribed in § 10.11. No fee will be charged the individual for copies prepared at the election of the agency unless the individual declines to return such copies at the agency's request.

(f) No individual shall be permitted to inspect original agency records except under the immediate supervision of the system manager or his designee.

§ 10.6 Special procedures: Medical records.

(a) Medical records pertaining to an individual, including psychological records which are not subject to paragraph (b) of this section, may be disclosed to the individual only after the Health Director or his designee has determined that such disclosure would not be likely to have an adverse effect upon the individual to whom they pertain. Upon written request from an individual, however, medical records which are not otherwise exempt from disclosure may be reviewed by a licensed medical practioner designated by the individual.

(b) Psychological records which are maintained on students by the Division of Schools may be disclosed to the individual to whom they pertain, or to the parent or legal guardian of such individual, only to the extent that the Superintendent of Schools or his designee determines that such disclosure would not be likely to have an adverse affect upon the individual to whom they pertain.

§ 10.7 Request for correction or amendment to record.

After an individual has inspected a record pertaining to him, he may apply in writing to the Agency Records Officer, Box M, Balboa Heights, Canal Zone, for the correction or amendment of any portion of such record which he believes is not accurate, timely, relevant, or complete. The envelope and the letter containing such request shall be clearly marked with the words "Privacy Act Request for Amending Records" and the letter shall set forth with reasonable specificity the record or portion of the record concerned, the correction or amendment desired, and the reasons therefor, together with any other information which may be necessary for proper processing of the request.

§ 10.8 Agency review of requests for correction or amendment of record.

(a) Within 10 working days after receipt of a request for correction or amendment of a record, the Agency Records Officer or his designee shall acknowledge receipt of the request and advise the individual making the request of either (1) the initial agency decision or (2) the date by which an initial agency decision can be expected.

(b) When all or part of the individual's request is approved, the Agency Records Officer or the system manager will so advise the individual. The system manager will be responsible for correcting the record and, where an accounting of disclosures has been maintained, for advising all previous recipients of the record that the correction has been made.

(c) Where after initial review all or part of the individual's request is disapproved, the Agency Records Officer or the system manager will:

(1) Advise the individual of this determination and the reasons therefor, including any criteria for determining accuracy which were employed in the review;

(2) Inform the individual that he may request a further review by the Lieutenant Governor of the Canal Zone (Vice President, Panama Canal Company) or by some other specified official in cases where the initial determination is based upon advice from another agency; and

(3) Describe the procedures to be followed in obtaining such review.

§ 10.9 Appeal of initial adverse agency determination on correction or amendment.

(a) An individual whose request for correction or amendment of a record has been denied in whole or in part may obtain review of such denial by the Lieutenant Governor of the Canal Zone (Vice President, Panama Canal Company). Requests for review must be in writing and must be clearly marked on the exterior and in the text with the words "Privacy Act Appeal".

(b) Following receipt of a request, the Lieutenant Governor-Vice President shall direct such review as he deems appropriate and shall make a final agency determination within 30 working days from the date of the request.

(c) If the Lieutenant Governor-Vice President concurs in the refusal to amend the record, he will advise the individual of sueh refusal and the reasons therefore, and that:

(1) Such determination is a final agency action;

(2) The individual may file a concise statement setting forth his reasons for disagreeing with the determination, and any procedures to be followed in submitting such a statement;

(3) Such statement, if submitted, will be made available to anyone to whom the record is subsequently disclosed and to any prior recipients of the disputed record (to the extent that an accounting of disclosures has been maintained), together with any summary of the agency's position which is considered appropriate; and

(4) The individual may seek judicial review of the agency's refusal to amend a record, in accordance with 5 U.S.C. 552 a(g).

(d) If the Lieutenant Governor-Vice President determines that the record should be amended in accordance with the individual's request, he will so advise the individual. The system manager will be responsible for correcting the record and, where an accounting of disclosures has been maintained, for advising all previous recipients of the record that such correction has been made.

(e) The 30-day period specified in paragraph (b) of this section may be extended by the Governor for good cause shown. When additional time is required, the individual shall be advised in writing of the reason for the delay and the approximate date on which the review will be completed.

(f) When an individual elects to file with the agency a statement of disagreement with the denial of his request for amendment of a record, the system manager shall cause the disputed portion of the record to be clearly marked. Thereafter, copies of the statement of disagreement shall be provided to anyone to whom the record is subsequently disclosed and to any prior recipients of the disputed record (to the extent that an accounting of disclosures has been maintained), together with any summary of the agency position which is deemed appropriate.

§ 10.10 Disclosure of record to person other than the individual to whom it pertains.

(a) Except as provided in this section or as required by other applicable law, information on an individual which is maintained in a system of records under the control of the Panama Canal Company and Canal Zone Government may not be released to anyone other than the individual to whom it pertains without the prior written consent of that individual.

(b) Pursuant to 5 U.S.C. 552a, information pertaining to an individual may be disclosed:

(1) Upon written request by the individual (5 U.S.C. 552a(b));

(2) To the parent of any minor, or the legal guardian of any individual who has been declared to be incompetent due to physical or mental incapacity or age by a court of competent jurisdiction, where such person is acting on the individual's behalf (5 U.S.C. 552a(h));

(3) To officers and employees of the Panama Canal Company and Canal Zone Government having a need for such information in the performance of their duties (5 U.S.C. 552a(b)(1));

(4) As required under the Freedom of Information Act (5 U.S.C. 552)(5 U.S.C. 552a(b)(2));

(5) For a routine use as described for all systems of records in Appendix A and for specific systems of records in the Notice of Systems of Records published in the FEDERAL REGISTER (5 U.S.C. 552a(b)(3));

(6) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of title 13, U.S. Code (5 U.S.C. 552a(b)(4));

(7) To a recipient who has provided advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable (5 U.S.C. 552a(b)(5));

(8) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value (5 U.S.C. 552a(b)(6));

(9) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request specifying the particular portion desired and the law enforcement activity for which the record is sought (5 U.S.C. 552a(b)(7));

(10) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual (5 U.S.C. 552a(b)(8));

(11) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee (5 U.S.C. 552a(b)(9));

(12) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office (5 U.S.C. 552a(b)(10));

(13) Pursuant to the order of a court of competent jurisdiction (5 U.S.C. 552a (b)(11)).

(c) The system manager or his designee shall maintain an accounting of each disclosure of personal information from a system of records under his control, except where such disclosure is made pursuant to paragraphs (b)(3) or (b)(4) of this section. Such accounting shall include the date, nature, and purpose of each such disclosure and the name and address of the person or agency to whom the disclosure is made. This accounting shall be retained for the life of the record, but in no instance for less than five years following the disclosure. Except with respect to disclosures made pursuant to paragraph (b)(9) of this section, the accounting shall be made available to an individual named in the record to which it pertains, in accordance with the procedures specified in § 10.5, unless the record is exempt from disclosure pursuant to § 10.13 or § 10.14.

§ 10.11 Fees.

(a) The fee for the first copy of a record or any portion thereof furnished an individual pursuant to a request under this part shall be that provided in § 9.5 (a)(1) of this title for copies of documents furnished under the Freedom of Information Act. Additional copies of a record or any portion thereof shall be provided at the photocopy reproduction rate set forth in the official tariff of the Panama Canal Company and the Canal Zone Government.

(b) The cost of regular or airmail postage, insurance, and special delivery or certified mail fees may also be charged to the individual where transmission of records to places off the Isthmus is required and where such cost exceeds $1.00.

(c) A request for copies of records or portions thereof which is expected to involve fees in excess of $50 will not be deemed to have been received until the requester has been advised of the anticipated cost and has agreed in writing to pay it.

§ 10.12 Penalties.

Subsections (g) and (i) of 5 U.S.C. 552a provide civil remedies and criminal penalties for noncompliance with provisions of the Privacy Act of 1974 (Pub. L. 93-579) or regulations promulgated thereunder. Adverse or disciplinary action also may be taken against any officer or employee who willfully or negligently fails to comply with the requirements of the act or the regulations in this part.

§ 10.13 General exemptions.

(a) Activities pertaining to the enforcement of criminal laws are performed as the principal function of the Internal Security Office and the following components of the Civil Affairs Bureau:

Canal Protection Division, Customs Division, Police Division, and Probation and Parole Unit. Identification of individuals who are (or are not) the subjects of investigative files, disclosure to such individuals of the contents of such files and of the persons or agencies to whom such contents may have been transmitted, and the imposition of certain restrictions on the manner in which investigatory data is collected, verified, or retained could be expected to preclude the apprehension or the successful prosecution of persons engaged in criminal activity. Accordingly, the following systems of records maintained by the aforementioned agency components shall be exempt, pursuant to 5 U.S.C. 552a(j), from subsections (c) (3) and (4), (d), (e) (1) through (3), (e) (4) (G) through (I), (e) (5), (e) (8), (f) through (h), and (o) of 5 U.S.C. 552a and from the procedures for access and contest set forth in §§ 10.3 through 10.9 of this part:

(1) Vital Installation Access Files, PCC–CZG/CACP–1;

(2) State Department Visa Lookout Book, PCC–CZG/CACU–1;

(3) Immigration and Naturalization Service Lookout Book, PCC–CZG/CACU–2;

(4) Customs Fugitive Records, PCC–CZG/CACU–3;

(5) Cardex File—Smuggling; Narcotics; Violators or Suspects and Fugitives, PCC–CZG/CACU–4;

(6) Cardex File—Vehicle Exporters, PCC–CZG/CACU–5;

(7) Cardex File—Contraband Violations, PCC–CZG/CACU–6;

(8) Seamen's Locator List, PCC–CZG/CACU–7;

(9) Law Enforcement Case Report Files, PCC–CZG/CAPL–1;

(10) Police Headquarters Confidential Files, PCC–CZG/CAPL–2;

(11) Detective Confidential Files, PCC–CZG/CAPL–3;

(12) Convict Files, PCC–CZG/CAPL–4;

(13) Prisoner Record Cards, PCC–CZG/CAPL–5;

(14) Police Photo Files, PCC–CZG/CAPL–6;

(15) Fingerprint File, PCC–CZG/CAPL–7;

(16) Pending Detective Investigation Records, PCC–CZG/CAPL–8;

(17) Informant Name File, PCC–CZG/CAPL–9;

(18) Master Name File, PCC–CZG/CAPL–10;

(19) Youth Unit Drug Abuse File, PCC–CZG/CAPL–11;

(20) Youth Unit Name Index File, PCC–CZG/CAPL–12;

(21) Probation and Parole Unit Child Custody Reports, PCC–CZG/CAPR–1;

(22) Presentence and Pre-parole Investigative Reports, PCC–CZG/CAPR–2;

(23) Probation and Parole Unit Statistical File, PCC–CZG/CAPR–3;

(24) Personnel Security Files, PCC–CZG/ISO–1;

(25) Confidential Sources and Contacts, PCC–CZG/ISO–2;

(26) Card Index System, PCC–CZG/ISO–3;

(27) Index of Contractor Employees, PCC–CZG/ISO–4;

(28) Biographical Data Cards, PCC–CZG/ISO–5;

(29) Biographical Data Files, PCC–CZG/ISO–6;

(b) Individuals may not obtain access under this part to information contained in any system of records when such information is identified as having been obtained from a system of records that has been exempted by any agency from the provisions of 5 U.S.C. 552a(d) by authority of 5 U.S.C. 552a(j).

§ 10.14 Specific exemptions.

(a) The following systems of records shall be exempt, pursuant to 5 U.S.C. 552 a(k), from subsections (c)(3), (d), (e) (1), (e)(4) (G) through (I), and (f) of 5 U.S.C. 552a and from the procedures for access and contest set forth in §§ 10.3 through 10.9 of this part:

(1) Systems containing material which has been properly classified in accordance with Part 60 of this title, because its disclosure could reasonably be expected to cause damage to the national security:

(i) Personnel Security Files, PCC–CZG/ISO–1;

(ii) Confidential Sources and Contacts, PCC–CZG/ISO–2;

(iii) Card Index System, PCC–CZG/ISO–3;

(iv) Biographical Data Files, PCC–CZG/ISO–6.

(2) Systems consisting of investigatory material compiled for law enforcement purposes, because disclosure could be expected to impede the investigatory process, reveal the identities of confidential sources, or prevent the detection of unlawful actions:

(i) Board of Registration for Architects and Professional Engineers Reference Files, PCC–CZG/BRAE–1;

(ii) Vital Installation Access Files, PCC–CZG/CACP–1;

(iii) State Department Visa Lookout Book, PCC–CZG/CACU–1;

(iv) Immigration and Naturalization Service Lookout Book, PCC–CZG/CACU–2;

(v) Customs Fugitive Records, PCC–CZG/CACU–3;

(vi) Cardex File—Smuggling; Narcotics; Violators or Suspects and Fugitives, PCC–CZG/CACU–4;

(vii) Cardex File—Vehicle Exporters, PCC–CZG/CACU–5;

(viii) Cardex File—Contraband Violations, PCC–CZG/CACU–6;

(ix) Seamen's Locator List, PCC–CZG/CACU–7;

(x) Driver's License Investigatory File, PCC–CZG/CALS–7;

(xi) Law Enforcement Case Report Files, PCC–CZG/CAPL–1;

(xii) Police Headquarters Confidential Files, PCC–CZG/CAPL–2;

(xiii) Detective Confidential Files, PCC–CZG/CAPL–3;

(xiv) Convict Files, PCC–CZG/CAPL–4;

(xv) Prisoner Record Cards, PCC–CZG/CAPL–5;

(xvi) Police Photo Files, PCC–CZG/CAPL–6;

(xvii) Fingerprint File, PCC–CZG/CAPL–7;

(xviii) Pending Detective Investigation Records, PCC–CZG/CAPL–8;

(xix) Informant Name File, PCC–CZG/CAPL–9;

(xx) Master Name File, PCC–CZG/CAPL–10;

(xxi) Youth Unit Drug Abuse File, PCC–CZG/CAPL–11;

(xxii) Youth Unit Name Index File, PCC–CZG/CAPL–12;

(xxiii) Probation and Parole Unit Child Custody Reports, PCC–CZG/CAPR–1;

(xxiv) Presentence and Pre-parole Investigative Reports, PCC–CZG/CAPR–2;

(xxv) Probation and Parole Unit Statistical File, PCC–CZG/CAPR–3;

(xxvi) Mail Covers, PCC–CZG/CAPS–1;

(xxvii) Claims Investigation Files, PCC–CZG/CAPS–2;

(xxviii) Personnel Investigation Records, PCC–CZG/CZPB–3;

(xxix) Embezzlements, Burglaries, and Cash Shortages, PCC–CZG/FVAC–1;

(xxx) Claims Files, PCC–CZG/FVAK–1;

(xxxi) Cash Audit Files, PCC–CZG/FVGA–1;

(xxxii) EEO Counselling and Investigation File, PCC–CZG/GVEO–2;

(xxxiii) Medical Administration System—Exempt, PCC–CZG/HL–2;

(xxxiv) Personnel Security Files, PCC–CZG/ISO–1;

(xxxv) Confidential Sources and Contacts, PCC–CZG/ISO–2;

(xxxvi) Card Index System, PCC–CZG/ISO–3;

(xxxvii) Index of Contractor Employees, PCC–CZG/ISO–4;

(xxxviii) Biographical Data Cards, PCC–CZG/ISO–5;

(xxxix) Biographical Data Files, PCC–CZG/ISO–6;

(xl) Housing Complaint File, PCC–CZG/SC–2.

(3) [Reserved]

(4) Systems used only for statistical research or reporting purposes and not used in making any determinations about identifiable individuals:

(i) Minority Group Designator Records, PCC–CZG/PR–11.

(5) Systems consisting of investigatory material compiled to determine suitability, eligibility or qualifications for employment, security clearance, or participation in Federal contracts, to the extent that disclosure would reveal the identity of confidential sources:

(i) Merit System Recruiting, Examining, and Placement Records, PCC–CZG/CZPB–1;

(ii) Appeals, Grievances, Complaints, and Requests for Assistance, PCC–CZG/CZPB–2;

(iii) Personnel Investigation Records, PCC–CZG/CZPB–3;

(iv) Embezzlements, Burglaries, and Cash Shortages, PCC–CZG/FVAC–1;

(v) Personnel Security Files, PCC–CZG/ISO–1;

(vi) Confidential Sources and Contacts, PCC–CZG/ISO–2;

(vii) Card Index System, PCC–CZG/ISO–3;

(viii) Index of Contractor Employees, PCC–CZG/ISO–4;

(ix) Biographical Data Files, PCC–CZG/ISO–6.

(6) Systems containing testing or examination material used to determine individual qualifications for appointment or promotion, the disclosure of which would compromise the objectivity or fairness of the testing or examination process:

(i) Board of Registration for Architects and Professional Engineers Reference Files, PCC–CZG/BRAE–1;

(ii) Merit System Recruiting, Examining, and Placement Records, PCC–CZG/CZPB–1;

(iii) Marine License Files, PCC–CZG/MRBLI–1;

(iv) Admeasurer Examination File, PCC–CZG/MRPA–1.

(b) Information in any other system of records which meets one or more of the criteria for exemption specified in paragraph (a) of this section or in subsection (k) of 5 U.S.C. 552a shall be deemed to be part of a system of records which is exempt from disclosure pursuant thereto.

(c) Information contained in a system of records listed under paragraph (a)(2) of this section which is used to deny to an individual any right, privilege, or benefit to which he would otherwise be entitled by law or for which he would otherwise be eligible shall be disclosed to such individual pursuant to §§ 10.5 or 10.6 except to the extent that such disclosure would reveal the identity of a confidential source.

APPENDIX A—GENERAL ROUTINE USES

Information pertaining to individuals which is maintained in any system of records under the control of the Panama Canal Company or Canal Zone Government is subject to disclosure, as a routine use of such information, to any of the following persons or agencies under the circumstances described:

1. Information indicating a violation or potential violation of law (whether civil, criminal, or regulatory in nature, and whether involving a statute or regulation or a rule or order issued pursuant thereto) may be referred to the federal, state, local, foreign, or international agency charged with investigating or prosecuting such violations or charged with implementing or enforcing the particular statute, or regulations, rule, or order, which is pertinent thereto.

2. Information which has a bearing on matters which may be in dispute may be disclosed in the course of presenting evidence or argument to a court or administrative tribunal, a judicial official, or counsel for a party in connection with litigation or administrative proceedings in which the agency, or its officers or employees, are or may become involved.

3. Information may be provided to persons or agencies from whom information is solicited, to the extent necessary to elicit facts which may be relevant to a financial audit or an agency decision to hire or retain an employee, issue a security clearance, award a contract, grant a license, or otherwise provide a benefit or incur an obligation.

4. Information may be disclosed to a federal agency, in response to its request in a particular case or in a category of cases, in connection with that agency's (a) decision in a personnel matter; (b) financial audits and accounting; (c) issuance of a security clearance; (d) investigation of an individual employed or formerly employed by the Panama Canal Company or Canal Zone Government; or (e) decision to award a contract, grant a license, or otherwise provide a benefit or incur an obligation.

5. Information may be supplied in response to an inquiry from a Member of Congress on behalf of an individual or, at any stage of the legislative coordination and clearance process, to the Office of Management and Budget in connection with the review of private relief legislation.

6. Information which has a bearing on the qualifications of professional personnel (such as architects, attorneys, engineers, medical practitioners, pilots, and teachers) who have been employed by the agency or have had professional dealings with the agency may be provided to the appropriate authorities such as professional licensing and certifying boards and grievance committees.

Effective Date. These regulations shall be effective September 27, 1975.

(2 C.Z.C. §§ 33, 66, 76A Stat. 7, 11; 5 U.S.C. 552a)

Dated: August 26, 1975.

[SEAL] H. R. PARFITT,
Governor of the Canal Zone,
President, Panama Canal Company.

[FR Doc.75-23096 Filed 8-29-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

PRIVACY ACT OF 1974

Notice of Systems of Records; List of System Names

Following is a list of names of systems of records maintained by the Department of Transportation. The notices describing these systems appear in the August 27 FEDERAL REGISTER (40 FR 38803). The components of the Department of Transportation appear at the following pages:

Coast Guard (CG)—38806-38829.
Federal Aviation Administration (FAA)—38829-38839.
Federal Highway Administration (FHWA)—38839-38844.
Federal Railroad Administration (FRA)—38844-38851.
Office of the Secretary (OST)—38852; 38868-38886.
National Highway Traffic Safety Administration (NHTSA)—38852-38868.
Saint Lawrence Seaway Development Corporation (SLS)—38887-38895.
Transportation Systems Center (TSC)—38888-38895.
Urban Mass Transportation Administration (UMTA)—38895-38896.

Accounts Receivable	FHWA 217
Active Contract Run	NHTSA 403
Active Duty Military Pay	CG 525
Adjudication and Settlem	CG 526
Air Traffic Controller H	FAA 819
Aircraft Registration Sy	FAA 801
Airman Certification Sys	FAA 802
Alaska RR Security and P	FRA 102
Alaskan Railroad Examina	FRA 100
Alaskan Railroad Personn	FRA 101
Alcohol Safety Action Pr	NHTSA 404
Allegations of Infringem	OST 003
Allotment System	CG 527
Application for Operator	FRA 103
Application for U.S. Gov	FHWA 206
Appointment of Trustee o	CG 637
Automated Management Info	TSC 700
Automated Manpower Distr	TSC 707
Automated Payroll/Person	TSC 712
Automated Personnel Skil	TSC 705
Automated Planning Syste	TSC 706
Auxiliary Management Inf	CG 501
Aviation Medical Indentif	FAA 800
Basic Supervisory Person	CG 631
Bi-Weekly Personnel Stat	TSC 715
Biographical Files	SLS 150
Biographical Statement	CG 671
Blood Donor File	UMTA 176
Blood Donor Information	TSC 711
Board for Correction of	OST 004
Centralized Reserve Pay	CG 528
Chemical Transportation	CG 586
Citizens' Advisory Commi	OST 005
Civil Aviation Security	FAA 813
Civil Penalty Enforcemen	NHTSA 431
Civilian Payroll System	CG 529
Claimants Under Federal	SLS 151
Claims and Litigation	CG 508
Closed Out Military Pay	CG 530
Coast Guard Family Housi	CG 630
Coast Guard Military Dis	CG 516
Coast Guard Motor Vehicl	CG 686
Coast Guard Personnel Se	CG 633
Coast Guard Reserve Pers	CG 677
Coast Guard Supplement t	CG 507
Coast Guard Welfare	CG 635
Combined Federal Campaign	TSC 708
Complaints of Discrimina	CG 517
Confidential Statement o	FRA 104
Confidential Statement o	OST 006
Contract and Real Proper	CG 536
Contract Grievance Recor	NHTSA 436
Contract Information Sys	OST 007
Cost Effectiveness Study	NHTSA 443
Custody and Safekeeping	CG 531
D.C. Motor Vehicle Diagn	NHTSA 448
Data Automation Program	SLS 152
Debarred Bidderws List	NHTSA 405
Defense Mobilization Eme	FAA 817
Departmental Advisory Co	OST 008
Departmental Personnel M	OST 010
Diagnostic Demonstration	NHTSA 440
Diagnostic Inspection De	NHTSA 406
Discrimination Complaint	FAA 810
Discrimination Investiga	OST 011
Docket	NHTSA 401
Drinking Driver Tracking	NHTSA 447
Driver Accident Record C	FHWA 209
Driver Waiver File	FHWA 213
Drug and Alcohol Abuse P	CG 638
Dynamic sled tests of hu	NHTSA 407
EEO Counseling Program a	NHTSA 432
Employee Health Record S	FAA 811
Employee Management File	OST 013
Employee Payroll—Manpo	TSC 713
Employee Travel Records	FRA 105
Employee Travel Records	TSC 701
Employee Utilization	FHWA 219
Employee's Compensation	SLS 153
Employment Applications	OST 014
Enlisted Personnel Recor	CG 629
Enlisted Recruiting Reco	CG 627
Environmental Litigation	FAA 827
Equal Employment Opportu	FAA 814
Executive Team Cadre Lts	OST 050
Experts and Consultants	NHTSA 408
Fed. Motor Vehicle Safet	NHTSA 409
Federal Aviation Admin	FAA 806
Files Relating to Person	OST 012
Funds Management Record	OST 015
General Aviation Aircraf	FAA 804
General Aviation Medical	FAA 803
General Employee Records	OST 001
General Investigations R	OST 016
General Personnel Manage	OST 017
General Public Correspon	NHTSA 411
General Public Inquiries	NHTSA 410
Government Driver Licens	NHTSA 434
Habitual Offender Analys	NHTSA 446
Health Unit Employee Med	TSC 714
Highway Safety Lit. Pers	NHTSA 402
Idaho Traffic Records Sy	NHTSA 438
Identification Media Rec	OST 018
Impreat Fund System	FAA 808
In-depth Accident invest	NHTSA 441
Individual Personal Inte	OST 019
Information Systems Div	OST 020
Injuries, Illnesses, Mot	NHTSA 433
Intelligence & Security	CG 611
Investigations and Secur	NHTSA 435
Investigations Case File	FHWA 214
Investigative Rcord Sys	FAA 815
Legal Assistance Case Fi	CG 511
Legal Counsel Informatio	TSC 702
Legal Enforcement System	FAA 805
Litigation, Claims	FAA 821
Management personnel Fil	OST 031
Manpower Training File	NHTSA 412
Marine Pollution Case Fi	CG 563
Master Chief Petty Offic	CG 691
Medals of Honor File	FHWA 212
Medical Exemption	FAA 824
Medical Records and Rese	NHTSA 541
Memorandum of Monthly Pe	FHWA 218
Merchant Vessel Casualty	CG 590
Military Training and Ed	CG 622
Minority Information Fil	TSC 709
Minority Recruitment Fil	UMTA 178
Motor Carrier Accident F	FHWA 211
Motor Carrier Safety Pro	FHWA 204
Motor Vehicle Accident a	NHTSA 445
Motor Vehicle Defects	NHTSA 415
Motor Vehicle Operator/E	FAA 809
Motorboat Registration	CG 503
National Defense Executi	OST 022
National Driver Register	NHTSA 417
National Highway Safety	NHTSA 400
National Motor Vehicle S	NHTSA 418
Non-Judicial Punishment	CG 509
Nonappropriated Fund Sys	CG 535
Occupational Safety & He	TSC 703
Occupational Safety and	FHWA 210
Occupational Safety and	FRA 106
Odometer Rollback	NHTSA 413
Offerors Data Bank	NHTSA 416
Offerors Mailing List	NHTSA 424
Office of Chief Counsel	FRA 107
Office of Policy and Pro	FRA 117
Office of Research and D	FRA 108
Office of Safety Past Em	FRA 109
Office of Safety Perform	FRA 110
Office of Safety Personn	FRA 111
Officer Selection and Ap	CG 625
Officer, Enlisted, and R	CG 628
Official Coast Guard Res	CG 676
Official Officer Service	CG 626
Operating Management Per	OST 023
Outside Employment of Act	CG 640
Park Security Card Syste	CG 612
Parking Permit Applicati	OST 024
Parking Permit Managemen	OST 025
Payroll Administration	FHWA 220
Payroll Management Syste	OST 026
Pending Legislation	FAA 820
Personal Affairs	CG 636
Personnel and Pay Manage	FRA 112
Personnel Convenience Fi	OST 028
Personnel Convenience Fi	OST 047
Personnel Convenience Fi	SLS 154
Personnel Convenience Fi	UMTA 175
Personnel Data Convenien	OST 027
Personnel Management Con	OST 030
Personnel Management Con	TSC 710
Personnel Management Inf	CG 624
Personnel Management Ope	OST 032
Personnel Operating Mana	OST 033
Personnel Records	OST 034
Personnel Security Recor	OST 035
Petitions for Exemption	FAA 826
Petitions for Rulemaking	FAA 825
Physical Disability Sepa	CG 571
Planning Officials for E	OST 036
Police Warrant File and	FAA 807
Port Safety Reporting Sy	CG 561
Prisoners Log	CG 621
Puget Sound Vessel Traff	CG 562
Records of Confirmation	OST 037
Recreational Boating Law	CG 505
Regional Personnel Conve	FRA 113
Registered/Application P	CG 592
Request for Permission o	CG 639
Reserve Master Personnel	CG 678
Reserve Pay and Points S	CG 679
Restraint System Effecti	NHTSA 442
Retired Pay and Personne	CG 533
Safety Management INform	OST 039
Safety Related Defects I	NHTSA 450
Secretariate Inf. Retiev	OST 041
Security Management reco	OST 040
Special Adjudication for	NHTSA 452
Special, General and Sum	CG 510
Stand-By Personnel infor	TSC 704
Statement of Employment	CG 512
Statement of Employment	FAA 818
Statement of Employment	NHTSA 427
Subjects for Accident Av	NHTSA 439
Survey of Recreational V	NHTSA 421
System Error Reporting P	FAA 812
Technical Pipeline Safet	OST 042
Telephone Directory and	OST 043
Temporary Exemption Peti	NHTSA 422
Tort Claims and Personal	FAA 816
TRAIS	OST 048
Transportation Test Cent	FRA 114
Travel & Transportation M	OST 044
Travel Advance File	FHWA 215
Travel Advance Records	FRA 115
Travel and Transportatio	CG 534
Travel Voucher—Change	FHWA 216
Tris-on-lone	OST 049
U.S. Merchant Seamen's R	CG 589
U.S. Public Health Servi	CG 573
UMTA Sponsored Reports A	UMTA 177
Uniformed Services Ident	CG 632
Univ. and Industry Progr	FHWA 202
USCG Military Personnel	CG 572
Unsolicited Contract or R	OST 045
Vehicles Defect Program	NHTSA 449
Vendor Edit Table Listin	NHTSA 423
Visit Control Records Sy	OST 046
Volunteer Pool	NHTSA 444
Wage and Tax System	CG 532
Work Measurement System	FRA 116
Working Level Personnel	FAA 823
Youth Highway Safety Adv	NHTSA 414

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

PRIVACY ACT OF 1974

Notice of Systems of Records

Correction

In FR Doc. 75-22441 appearing at page 38803 in the issue for Wednesday, August 27, 1975, the signature "Jules B. duPeza, (Acting) Chief, Information Systems Division" should be deleted.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

PRIVACY ACT OF 1974

Systems of Records and Notice of Proposed Routine Uses Therefor

Correction

In FR Doc. 75-22353 appearing at page 38391 of the issue for Wednesday, August 27, 1975, the following changes should be made:

1. On page 38391 the date "September 26, 1975" should be inserted in the fifth line after the phrase "comments which are submitted in writing on or before".

2. The Appendices which appear at pages 38671-38683 should be inserted immediately after the last SSAZ system notice, on page 38557, above the line reading "SRS PLS".

NUCLEAR REGULATORY COMMISSION

PRIVACY ACT OF 1974

Notices of Systems of Records—Proposed Routine Uses

Correction

In FR Doc. 75-22428, appearing at page 38997, in the issue for Wednesday, August 27, 1975, the file line and the last portion of the preamble were inadvertently omitted. The file line should read: "[FR Doc. 75-22428 Filed 8-27-75; 8:45 am]". The omitted material should appear immediately following page 38997 as set forth below.

PREFATORY STATEMENT OF GENERAL ROUTINE USES

The following routine uses apply to each system of records notice set forth below which specifically references this Prefatory Statement.

1. In the event that a system of records maintained by the NRC to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

2. A record from this system of records may be disclosed, as a routine use, to a Federal, State or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a NRC decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

3. A record from this system of records may be disclosed, as a routine use, to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

4. A record from this system of records may be disclosed as a routine use, in the course of discovery and in presenting evidence to a court, magistrate or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

OFFICE OF MANAGEMENT AND BUDGET

PRIVACY ACT OF 1974

Proposed Notices of Systems of Records

Notice is hereby given that the Office of Management and Budget proposes to adopt the following notices of the existence and character of the systems of records which it maintains which contain information about individuals. Public comment is invited on these notices on or before September 28, 1975, addressed to the Assistant to the Director for Administration, Office of Management and Budget, 17th and Pennsylvania Avenue, NW., Washington, D.C. 20503.

Velma N. Baldwin
Assistant to the Director for Administration

TABLE OF CONTENTS

Library Circulation System
Payroll and Leave Records
Personnel Summary
Private Relief Legislation
Researcher Request File
Staff Directory Card
Staff Parking Application File
Staff Travel Records
Veterans Education and Training Load Model

Velma N. Baldwin
Certifying Officer

OMB/LIBRY/01

System name: Library Circulation System

Security classification: None

System location: Office of Management and Budget Library, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Employees of the Executive Office of the President.

Categories of records in the system: These records contain titles and other identifying data on materials borrowed from the OMB Library; name, room number, organization, and telephone number of borrower; and the return date for each item borrowed.

Authority for maintenance of the system: Federal Property and Administrative Services Act, Title II, Sec. 202(b)(1), 40 U.S.C. 483(b)(1).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Except for disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') there are no routine uses.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: These records are stored at the circulation desk of the OMB Library.

Retrievability: Records are arranged alphabetically by last name of borrower, by title of item borrowed, by organization to which borrower belongs, and by order of input into the system.

Safeguards: Access to records is under constant surveillance by Head of Reference and Loan Section during normal working hours. Secured in locked room after work hours.

Retention and disposal: Records are retained on individual library loans only until the item is returned to the Library. Reports on the status of loans are generated daily; current and preceding day's reports are retained.

System manager(s) and address: Librarian, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Requests to be notified whether or not the system contains a record pertaining to an individual should be addressed to Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. (See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations (40 F.R. 34165).)

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Information obtained from individual to whom it pertains and from physical examination of materials borrowed.

Systems exempted from certain provisions of the act: Not applicable.

OMB/BUDGO/01

System name: Payroll and Leave Records

Security classification: None

System location: Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Former and current employees of the Office of Management and Budget, the Domestic Council, and the Council of Economic Advisers.

Categories of records in the system: These records contain information relating to the individuals name, Social Security number, age, sex, marital status, appointment, tenure, employment status, and occupation series. These records also contain data as of the year to date and the most recent pay period with regard to leave earned, used, and balances, withholdings, and allotments to financial institutions.

Authority for maintenance of the system: 5 U.S.C. 301, 31 U.S.C. 66a, 44 U.S.C. 3101, 3309.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In addition to disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') the routine uses and category of users for each are as follows:

(a) To a Federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of any employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent the information is relevant and necessary to the requesting agency's decision on the matter.

(b) To a Federal, State, or local agency maintaining civil, criminal, or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an OMB decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant, or other benefit.

(c) To the appropriate agency, whether Federal, State, local, or foreign, that is charged with the responsibility of investigating or prosecuting violations or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto, when the system of records maintained by OMB to carry out its functions indicates a violation or potential violation, whether arising by general statute or particular program statute, or by regulation, rule, or order issued pursuant thereto.

(d) To the Treasury Department, Internal Revenue Service and those States and municipalities that are signatories to an agreement with the Federal Government regarding tax withholding data.

(e) To the Civil Service Commission concerning pay, benefits, retirement deductions, and other information necessary for the Commission to carry out is government-wide personnel management functions.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Records are filed in a file cabinet in the Payroll Office or in Federal Records Center Boxes in the OMB Records Depository.

Retrievability: Records are filed in chronological order by calendar year and by name. Access is limited to the staff of the Budget and Management Office and the Records Unit, and the appropriate supervisory officials, the Assistant to the Director for Administration, the Deputy Director, and the Director.

Safeguards: Only Budget and Management Office staff and the Records Unit staff have access on a regular basis. Both the Budget and Management Office and the Records Depository are locked during nonworking hours and under visual surveillance during working hours.

Retention and disposal: Temporary records subject to General Accounting Office audit are retained until completion of the audit which generally occurs every 2-4 years. Permanent records, Comprehensive Listing of Employee Master File (Form TUS 404), are retired to National Archives after 6 years.

System manager(s) and address: Budget and Management Officer, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Requests to be notified whether or not the system contains a record pertaining to an individual should be addressed to Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. (See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations (40 F.R. 34165).)

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Information obtained from employees application for employment, and withholding statements prepared by the employee.

Systems exempted from certain provisions of the act: Not applicable.

OMB/BUDGO/03

System name: Personnel Summary

Security classification: None

System location: Budget and Management Office, Office of Management and Budget, New Executive Office Building, Washington, D.C. 20503.

Categories of individuals covered by the system: Current employees of the Office of Management and Budget, regardless of their type of appointment. A record of the employment as of the end of the preceding fiscal year is also maintained.

Categories of records in the system: These records contain the following information on each employee: (a) name, (b) date of birth, (c) sex, (d) minority status, (e) degree, (f) date employee entered on duty with OMB or BOB, (g) type of appointment, (h) status of employment, (i) division and branch where employed, (j) occupational classification, (k) professional or nonprofessional identification, (l) grade and step, (m) annual salary, (n) daily rate, (o) service computation date, (p) date of last promotion, and (q) person years of employment.

Authority for maintenance of the system: 5 U.S.C. 301 and 44 U.S.C. 3101

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Except for disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') there are no routine uses.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Record is maintained on a computer from a commercial time-sharing firm under contract with OMB.

Retrievability: Access from the computer is restricted by an access code and is limited to two employees in the Budget and Management Office. The record, which is updated monthly is distributed to the Assistant to the Director for Administration and the staffs of the Budget and Management Office and the Personnel Office. Upon request a copy is made available to OMB's Equal Employment Opportunity Officer or his/her designee.

Safeguards: Access and distribution is limited as described above. In addition the terminals by which access can be obtained are located in the Budget and Management Office which is locked during nonworking hours. Copies of the record that are distributed internally as specified above are secured in a locked room or locked file cabinet during nonworking hours.

Retention and disposal: The record covering the most recent pay period and a record as of the end of the fiscal year are maintained. Prior copies are destroyed.

System manager(s) and address: Budget and Management Officer, Office of Management and Budget, New Executive Office Building, Washington, D.C. 20503.

Notification procedure: Requests to be notified whether or not the system contains a record pertaining to an individual should be addressed to Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. Must provide building pass or some other form of verification that the individual is current or former employee of OMB. (See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations, (40 F.R. 34165).)

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Information is obtained from employees application (SF 171) and subsequent Notification of Personnel Actions (SF 50).

Systems exempted from certain provisions of the act: Not applicable.

OMB/LEGIS/01

System name: Private Relief Legislation

Security classification: Generally none.

System location: Legislative Information Center, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Individuals who are the subject of proposed or enacted private relief legislation.

Categories of records in the system: The information contained in these records consists of only those private relief bills requiring Office of Management and Budget review as specified in OMB Circular No. A-19, Revised. The information maintained may include copies of a draft bill proposed by an agency as defined in the Circular, copies of bills introduced in the Congress, and, if applicable, Congressional committee reports, agency memorandums and letters, OMB memorandums and letters, and other documents as may be needed in connection with the legislative coordination and clearance process. Certain individual records may also contain correspondence from and to the individual about whom the information is maintained.

Authority for maintenance of the system: Office of Management and Budget Circular No. A-19, Revised July 31, 1972.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In addition to internal uses in connection with the performance of official business (see 'Retrievability') the routine uses and categories of users are as follows:

The information may be disclosed to the appropriate officials of any executive branch agency in order to obtain their views in connection with the legislative coordination and clearance process as set forth in OMB Circular No. A-19.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: The records are stored in an electronically powered rotary file.

Retrievability: Information is retrieved by name of individual, bill number, or private law number. Access is limited to the Director, Deputy Director, General Counsel, staff of the Legislative Reference Division, OMB program analysts and their supervisors.

Safeguards: Rotary power file is locked during nonworking hours and under visual surveillance during working hours.

Retention and disposal: Permanent records are maintained on private relief bills introduced during the current and prior two sessions of Congress and then transferred to the National Archives.

System manager(s) and address: Supervisor, Legislative Information Center, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. (See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations (40 F.R. 34165). State name, date of birth, private relief bill number, if known, or the approximate date the bill was introduced and a general statement of the relief requested or granted.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: See item 06.

Systems exempted from certain provisions of the act: Not applicable.

OMB/PERSL/01

System name: Recruiting and Applicant Records.

Security classification: None

System location: Personnel Office, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Persons who have applied for employment consideration or otherwise seeking an association with the Office of Management and Budget; individuals referred for consideration by a variety of organizations and persons; and current and former college or university students exploring placement opportunities with the Office.

Categories of records in the system: These records contain information relating to the education and training; employment history and earnings; appraisal of past performance; convictions for offenses against the law; results of written tests; appraisal of potential; honors, awards, or fellowships; military service, veterans preference, birthplace; birth date; social security number; names of relatives who are employed in the Federal service; legal residence; and home address of persons who have applied for employment with the Office of Management and Budget or have been referred for employment consideration by the Office of Management and Budget.

Authority for maintenance of the system: Title 5 U.S.C., Section 3109, 3301, 3302, 3304, 3309, 3318, 3319, and Executive Orders 10577 and 11103.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In addition to disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') the routine uses and category of users for each are as follows:

(a) To refer applicants to officials of Federal government agencies or to State and local governments with permission of an applicant for the purpose of employment consideration.

(b) To provide information or disclose to a Federal agency, in response to its request, in connection with the hiring or consideration of an applicant, the letting of a contract, or issuance of a license, grant or other benefit by the requesting agency to the extent that the information is relevant and necessary to the requesting agency's decision on that matter.

(c) For litigation in a Federal court by the Civil Service Commission or an agency.

(d) To respond to requests from Members of Congress regarding applicants' status and prospects for employment with the Office of Management and Budget.

(e) To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

(f) To request information from a Federal, State, or local agency maintaining civil, criminal, or other relevant enforcement or other pertinent information, such as licenses, if necessary to obtain relevant information to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant, or other benefit.

(g) To provide an educational institution with information on an appointment of a recent graduate at certain grade levels.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Records are maintained in file folders and on cards, lists, and forms.

Retrievability: Records are indexed by the names of the individuals on whom they are maintained.

Safeguards: Access to and use of these records are limited to those persons whose official duties require such access. Personnel screening is employed to prevent unauthorized disclosure. Applications are located in metal file cabinets in a secured room.

Retention and disposal: The records are maintained in the Personnel Office up to two years and are retired to the Records Section for retention for three additional years and then disposed under the GSA general records schedule 1.

System manager(s) and address: Personnel Officer, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Individuals should contact the Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. (See also Chapter III, Part 1302 of Title 5 Code of Federal Regulations (40 F.R. 34165).) The request should be made in writing, giving full name, date of birth, social security number, the approximate date of most recent application, or when and where contact with an OMB representative was most recently made, if appropriate.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Information in this system of records either comes from the individual to whom it applies or is derived from information he or she supplied, except reports from medical personnel on physical qualifications; results of examination which are made known to applicants and vouchers supplied by references.

Systems exempted from certain provisions of the act: None.

OMB/RECDS/01

System name: Researcher Request File

Security classification: None

System location: Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Persons who have requested to examine official records or reference materials prepared by the Bureau of the Budget or the Office of Management and Budget.

Categories of records in the system: This system of records contains the initial letter submitted by individuals asking to examine the official agency records, including a statement as to the nature and purposes of the research, their present occupation, home and/or place of employment. Brief descriptions and locations of the records reviewed, examined and copied are also maintained in the file.

Authority for maintenance of the system: 5 U.S.C. 301, Title 44, U.S.C. 3101-3103, 3105, 3106.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In addition to disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') the routine uses and category of users for each are as follows:

(a) To respond to requests from Committees of the Congress for statistical reports relating to requests received by OMB under 5 U.S.C. 552 (Freedom of Information Act).

(b) To prepare statistical reports for declassification of specific records under Executive Order 11652.

(c) To respond to researchers inquiries on record descriptions for citing reference and record sources.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: These records are maintained in file folders and on index cards located in the OMB Records Depository.

Retrievability: The records are indexed and alphabetically arranged by names of individuals and cross-referenced by record or research subject. Access is restricted to the Assistant to the Director for Administration and the Records Unit.

Safeguards: Records Depository is locked during nonworking hours and is under the visual surveillance of Records Unit staff during working hours.

Retention and disposal: Files are retained for a period of eight years and then destroyed.

System manager(s) and address: Records Officer, Office of Management and Budget, 726 Jackson Place, Washington, D.C. 20503.

Notification procedure: Requests to be notified whether or not the system contains a record pertaining to an individual should be addressed to Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations (40 F.R. 34165).

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Personal information is received only from the individual. No additional data concerning the individual is added to the file.

Systems exempted from certain provisions of the act: Not applicable.

OMB/ADSER/01

System name: Staff Directory Card

Security classification: None.

System location: Administrative Services, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Current OMB employees.

Categories of records in the system: This system of records contains information on each employee consisting of name, address, person to notify in an emergency, home address, residence telephone number, office room number, Division or unit symbol, and office telephone extension.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3101

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In addition to disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') the routine uses and category of users for each are as follows:

To provide the Executive Office of the President switchboard with current office telephone extension numbers of OMB staff in order to properly direct incoming calls.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Forms are maintained in a metal file cabinet specially adapted for directory cards.

Retrievability: Records are filed in alphabetical order. Access to the record is restricted to Administrative Services Office and Budget and Management Office employees. In emergency situations, the records may be accessed by the employee's supervisor.

Safeguards: The Administrative Services Office is locked during nonoffice hours.

Retention and disposal: Record is destroyed when employee terminates employment with OMB.

System manager(s) and address: Administrative Services Officer, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations (40 F.R. 34165). Supply name and building pass.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Information contained in the system is obtained from the employee.

Systems exempted from certain provisions of the act: Not applicable.

OMB/ADSER/02

System name: Staff Parking Application File

Security classification: None

System location: Administrative Services, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: OMB employees who have applied for parking permits during the previous year and individuals employed by other agencies and private concerns who are riders in their carpools.

Categories of records in the system: The system contains completed OMB Forms 73 submitted by OMB employees who desire a parking permit. The form contains the following information on person making the application: name, GS grade, office or divison, room number, telephone extension, years of Federal service, home address, home telephone number, zip code, make of car and for each rider, name, home address, employer, and years of Federal service, if applicable.

Authority for maintenance of the system: General Services Administration Federal Management Circular 74-1, Suppl. 2 dated November 15, 1974 and Office of Management and Budget Office Memorandum No. 75-23.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Except for disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') there are no routine uses.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Forms are maintained in a three-ring binder.

Retrievability: Records are kept in numerical order by parking permit number and by name. Access is limited to the Assistant to the Director for Administration, staff of the Administrative Services Office, and upon request, the individual to which the information pertains.

Safeguards: Administrative Services Office is locked during nonworking hours.

Retention and disposal: The file is maintained for one year following the close of the parking year (March 1).

System manager(s) and address: Administrative Services Officer, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. (See also Chapter III, Part 1302 of Title 5 Code of Federal Regulations (40 F.R. 34165).)

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Information contained in the system was obtained from the individual to whom record pertains.

Systems exempted from certain provisions of the act: Not applicable.

OMB/BUDGO/02

System name: Staff Travel Records

Security classification: None.

System location: Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Employees (current and former) of the Office of Management and Budget, the Domestic Council, and the Council of Economic Advisers regardless of type of appointment, and other individuals, who have performed travel at government expense on official business.

Categories of records in the system: These records contain the approved travel authorization, the travel vouchers submitted by the individual, memos of approval for special conveyance or actual subsistence, and receipts as may be required by the Federal Travel Regulations (FPMR 101-7).

Authority for maintenance of the system: 31 U.S.C. 66a, 44 U.S.C. 3101, 3102, 3301, 3309, and General Accounting Office Policy and Procedures Manual for Guidance of Federal Agencies, Title 8, Chapter 2, Sections 4 and 5.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In addition to disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see 'Retrievability') the routine uses and category of users for each are as follows:

To refer to the appropriate agency, whether Federal, State, local, or foreign, that is charged with the responsibility of investigating or prosecuting violations or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto, when the system of records maintained by OMB to carry out its functions indicates a violation or potential violation, whether arising by general statute or particular program statute, or by regulation, rule, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Current records are maintained in folders in metal file cabinets. Noncurrent records are filed in Federal Records Center Boxes in the OMB Records Depository.

Retrievability: Records are alphabetically arranged by name according to fiscal year. Access to the records described herein is restricted to staff of the Budget and Management Office, the appropriate supervisory officials, the Assistant to the Director for Administration, the General Counsel, or his designee, the Deputy Director, Director, Executive Director, Domestic Council, and Chairman, Council of Economic Advisers.

Safeguards: Only Budget and Management Office staff and the Records Unit staff have access on a regular basis. Both the Budget and Management Office and the Records Depository are locked during nonworking hours and under visual surveillance during working hours.

Retention and disposal: Current records are maintained in the Budget and Management Office until they have been audited by the General Accounting Office. Noncurrent records are maintained by the Records Unit for 6 years following which time they are disposed of in accordance with the Records Disposition Schedules established by the General Services Administration General Schedule No. 9.

System manager(s) and address: Budget and Management Officer, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Requests to be notified whether or not the system contains a record pertaining to an individual should be addressed to Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, Washington, D.C. 20503. (See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations, (40 F.R. 34165).)

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Content of records is obtained from the individual to whom the information pertains. Additional information may be added by the Budget and Management Office staff as a result of an internal audit.

Systems exempted from certain provisions of the act: Not applicable.

OMB/CAVAD/01

System name: Veterans Education and Training Load Model

Security classification: None

System location: Office of Management and Budget Computer Center, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Categories of individuals covered by the system: Veterans and other eligibles using VA GI Bill education benefits.

Categories of records in the system: These records contain beneficiary name, address, identification number, as well as the name and address of the training institution, type of training, amount of training, and number of dependents, date of separation from the armed forces, remaining eligibility, remaining entitlement, and other accounting data.

Authority for maintenance of the system: Budget and Accounting Act, 1921 (31 U.S.C. 1-24)

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In addition to disclosures to officers or employees of OMB in connection with the performance of their official duties for the agency (see "Retrievability") the routine uses and category of users for each are as follows:

These records are not disclosed within the agency in identifiable form. They are only used to provide a capability to extract nonpersonal data on a random sample basis, aggregated and arrayed to portray and education training load for statistical analysis.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: These records are on magnetic tape, provided by the VA, and when not being used on the computer for the extract run, are in a tape storage area.

Retrievability: Records are arranged in numerical sequence by identification number, usually Social Security number.

Safeguards: Data is on tape, therefore there is no direct access. The tapes are locked in the computer room when not actually being used by the machine and are accessible only to one computer job. The tapes are removed from NEOB back to VA when the job is completed.

Retention and disposal: Upon completion of the extract run, the tapes are returned to the VA.

System manager(s) and address: Veterans Unit, CVA Division, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503.

Notification procedure: Since this file is only a duplicate of the VA Master Education File, no changes can be made at this site which will affect the utility of any of the records. For notification of whether the system contains data on a particular individual, inquiry should be made to the Assistant to the Director for Administration, Office of Management and Budget, Old Executive Office Building, 17th & Pennsylvania Avenue, N.W., Washington, D.C. 20503. (See also Chapter III, Part 1302 of Title 5, Code of Federal Regulations (40 F.R. 34165).)

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Information obtained from individual applicant for training, the training institution, and the appropriate branch of the armed services.

Systems exempted from certain provisions of the act: Not applicable. /*

[FR Doc.75-23097 Filed 8-29-75;8:45 am]

PENSION BENEFIT GUARANTY CORPORATION

PRIVACY ACT OF 1974

Notices of Systems of Records

The Privacy Act of 1974, Pub. L. 93-479, amends Title 5, United States Code, by adding after §552a, effective September 27, 1975. 5 U.S.C. 552a(e)(4) requires that each agency publish at least annually a notice of the existence and character of each 'system of records,' as that term is defined in 5 U.S.C. 552a(a)(5), which it maintains, such notice to contain, inter alia, a description of each routine use of the records contained in the system. 5 U.S.C. 552a(e)(11) requires that each agency, at least 30 days prior to publication of a new routine use description, publish notice of such new use and allow opportunity for public comment thereon.

Accordingly, interested persons are invited to submit written data, views, or arguments on the routine uses proposed in these notices to the Office of the General Counsel, Pension Benefit Guaranty Corporation, Post Office Box 7119, Washington, D.C. 20044. Each person submitting comments should include his name and address, identify this notice, and give reasons for any recommendations. Comments must be submitted within 30 days after the publication of these notices and will be considered before the routine uses are made final. Copies of written comments will be available for examination by interested persons in the Office of Communications of the Pension Benefit Guaranty Corporation, Room No. 1431, 8757 Georgia Avenue, Silver Spring, Maryland.

These notices have been prepared pursuant to the recommendations for implementation of the Privacy Act published by the Office of Management and Budget (49 FR 28949, July 9, 1975).

Issued in Washington, D.C., this 27th day of August 1975.

JOHN T. DUNLOP
Chairman, Board of Directors Pension Benefit Guaranty Corporation.

ALPHABETICAL LIST OF SYSTEM NAMES MAINTAINED BY THE PENSION BENEFIT GUARANTY CORPORATION ("PBGC")

1. Correspondence between PBGC and persons outside PBGC—PBGC.
2. Disbursements—PBGC.
3. Employee payroll and leave and attendance records—PBGC.
4. Employee travel records—PBGC.
5. Personnel records—PBGC.
6. Plan participant and beneficiary data—PBGC.

PREFATORY STATEMENT OF GENERAL ROUTINE USES

The following routine uses, except for number 3,apply to and are incorporated by reference into each system of records set forth below. Routine use number 3 applies to and is incorporated by reference into systems 1-5 set forth below.

1. *Routine Use—Law Enforcement.*

In the event that a system of records maintained by the PBGC to carry out its functions indicates a violation or potential violation of law, whether criminal, civilor regulatory in nature, and whether arising by general statute or particular program pursuant thereto, the relevant records in the system of records may be referred to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

2. *Routine Use—Disclosure When Requesting Information.*

A record from this system of records may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, if necessary to obtain information relevant to a PBGC decision concerning the hiring or retention of an employee, the issuance of a security clearance, or the letting of a contract.

3. *Routine Use—Disclosure of Requested Information.*

A record from this system of records may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

4. *Routine Use—Disclosure During Litigation.*

A cecord from this system of records may be disclosed in the course of presenting evidence to a court, magistrate or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

5. *Routine Use—Disclosure to OMB.*

A record contained in this system of records will be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

PBGC—1

System name: Correspondence between PBGC and persons outside PBGC—PBGC.

Security classification:

System location: Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Categories of individuals covered by the system: Individuals receiving replies in response to their correspondence with the PBGC.

Categories of records in the system: Correspondence containing the name, address and other information relevant to an individual's eligibility for coverage under Title IV of the Employee Retirement Income Security Act of 1974.

Authority for maintenance of the system: 29 U.S.C. 1302.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used for regulatory purposes including use in evidence in proceedings before the PBGC and the courts.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Records are maintained manually in file folders.

Retrievability: Indexed by name.

Safeguards: Records are kept in lockable file cabinets in areas of restricted access which are locked after office hours.

Retention and disposal: Records will be retained for such periods of time and disposed of in the manner to be prescribed by the PBGC's program of management authorized by the General Services Administration.

System manager(s) and address: Office Directors, Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Notification procedure: Procedures are detailed in PBGC proposed regulations: Part 2607, Chapter XXVI, Title 29, Code of Federal Regulations, September 25, 1975.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individuals writing to the PBGC and the PBGC responses.

PBGC—2

System name: Disbursements—PBGC

Security classification:

System location: Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Categories of individuals covered by the system: Consultants and vendors to PBGC.

Categories of records in the system: Payment vouchers, including SF 1081.

Authority for maintenance of the system: 29 U.S.C. 1302.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Transmittal of data to United States Department of Treasury to effect payments to consultants and vendors.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Records are maintained manually in file folders.

Retrievability: Indexed by name.

Safeguards: Records are kept in lockable file cabinets in areas of restricted access which are locked after office hours.

Retention and disposal: Records will be retained for such periods of time and disposed of in the manner to be prescribed by the PBGC's program of management authorized by the General Services Administration.

System manager(s) and address: Chief, Division of Accounting, Office of Finance and Administration, Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Notification procedure: Procedures are detailed in PBGC proposed regulations: Part 2607, Chapter XXVI, Title 29, Code of Federal Regulations, September 25, 1975.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Subject consultant or vendor.

System name: Employee payroll and leave and attendance records—PBGC.

Security classification:

System location: Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Categories of individuals covered by the system: Employees of PBGC.

Categories of records in the system: Name; address; social security number and employee number; earnings records; leave status and data; jury duty data; military leave data; time and attendance records, including number of regular, overtime, holiday, Sunday, and other hours worked; co-owner and/or beneficiary of bonds, marital status and number of dependents; and "Notification of Personnel Action". The individual records listed herein are included only as pertinent or applicable to the individual employee.

Authority for maintenance of the system: 29 U.S.C. 1302.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Transmittal of data to United States Department of Labor to effect issuance of paychecks to employees and distribution of pay according to employee directions for savings bonds, allotments, financial institutions, and other authorized purposes and to effect tax withholdings and other authorized deductions.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Manual and machine readable.

Retrievability: Indexed by name and/or employee or social security number.

Safeguards: Records are kept in lockable file cabinets in areas of restricted access which are locked after office hours.

Retention and disposal: Records will be retained for such periods of time and disposed of in the manner to be prescribed by the PBGC's program of management authorized by the General Services Administration.

System manager(s) and address: Chief, Division of Accounting, Office of Finance and Administration, Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Notification procedure: Procedures are detailed in PBGC proposed regulations: Part 2607, Chapter XXVI, Title 29, Code of Federal Regulations, September 25, 1975.

Record access procedures: Same as above.

Contesting record procedures: Same as above

Record source categories: Subject individual and Civil Service Commission.

PBGC—4

System name: Employee travel records—PBGC.

Security classification:

System location: Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Categories of individuals covered by the system: Employees of PBGC who have filed travel vouchers and related documents.

Categories of records in the system: Travel vouchers and related documents filed by employees of PBGC.

Authority for maintenance of the system: 29 U.S.C. 1302.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Transmittal of data to United States Department of Treasury to effect reimbursement to employees for travel expenses.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Records are maintained manually in file folders.

Retrievability: Indexed by name.

Safeguards: Records are kept in lockable file cabinets in areas of restricted access which are locked after office hours.

Retention and disposal: Records will be retained for such periods of time and disposed of in the manner to be prescribed by the PBGC's program of management authorized by the General Services Administration.

System manager(s) and address: Chief, Division of Accounting, Office of Finance and Administration, Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Notification procedure: Procedures are detailed in PBGC proposed regulations: Part 2607, Chapter XXVI, Title 29, Code of Federal Regulationsn September 25, 1975.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: PBGC employees executing vouchers.

PBGC—5

System name: Personnel records—PBGC.

Security classification:

System location: Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Categories of individuals covered by the system: Employees and Applicants for employment with PBGC.

Categories of records in the system: Personnel records that the PBGC maintains.

Authority for maintenance of the system: 29 U.S.C. 1302.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records are used to carry out authorized personnel programs.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Records are maintained manually in file folders.

Retrievability: Indexed by name.

Safeguards: Records are kept in lockable file cabinets in areas of restricted access which are locked after office hours.

Retention and disposal: Records will be retailed for such periods of time and disposed of in the manner to be prescribed by the PBGC's program of management authorized by the General Services Administration.

System manager(s) and address: Director, Office of Finance and Administration, Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Notification procedure: Procedures are detailed in PBGC proposed regulations: Part 2607, Chapter XXVI, Title 29, Code of Federal Regulations, September 25, 1975.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Subject individuals; present and prior employers; references given by subject individuals; and responses to security investigations.

PBGC—6

System name: Plan participant and beneficiary data—PBGC.

Security classification:

System location: Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Categories of individuals covered by the system: Participants and beneficiaries in terminated pension plans covered by Title IV of the Employee Retirement Income Security Act of 1974.

Categories of records in the system: Name; address; sex; social security number and other social security data; date of birth; date of hire; salary; marital status; time of plan participation; participant status; pay status; benefit data; health data; insurance information where plan benefits are guaranteed by private insurers. The individual records listed herein are included only as pertinent or applicable to the individual plan or participant.

Authority for maintenance of the system: 29 U.S.C. 1302, 1322 and 1341.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Disclosed to third parties, such as banks, insurance companies or trustees, for the purpose of paying benefits to plan participants and beneficiaries.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

Storage: Records are maintained manually in file folders.

Retrievability: Indexed by plan and participant name.

Safeguards: Records are kept in lockable file cabinets in areas of restricted access which are locked after office hours.

Retention and disposal: Records will be retained for such periods of time and disposed of in the manner to be prescribed by the PBGC's program of management authorized by the General Services Administration.

System manager(s) and address: Director, Office of Program Operations, Pension Benefit Guaranty Corporation, 2020 K Street, N.W., Washington, D.C. 20006.

Notification procedure: Procedures are detailed in PBGC proposed regulations: Part 2607, Chapter XXVI, Title 29, Code of Federal Regulations, September 25, 1975.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Plan administrators and Social Security Administration.

[FR Doc.75-23127 Filed 8-29-75;8:45 am]