

WEDNESDAY, APRIL 20, 1977



highlights

"THE FEDERAL REGISTER—WHAT IT IS AND HOW TO USE IT"

Reservations for June are being accepted for the free weekly workshops on how to use the FEDERAL REGISTER. The sessions are held at 1100 L St. N.W., Washington, D.C. in Room 9409, from 9 to 11:30 a.m.

Each session includes a brief history of the FEDERAL REGISTER, the difference between legislation and regulations, the relationship of the FEDERAL REGISTER to the Code of Federal Regulations, the elements of a typical FEDERAL REGISTER document, and an introduction to the finding aids.

FOR RESERVATIONS call: Dean Smith, 202-523-5282.

OUT OF TOWN WORKSHOPS PREVIOUSLY ANNOUNCED

Denver, Colo., 5-19, 5-20.

(Details 42 FR 20208, 4-18-77)

For reservations call: Ida Martinez or Velita Bonney at 303-234-2216.

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The six-month trial period ended August 6. The program is being continued on a voluntary basis (see OFR notice, 41 FR 32914, August 6, 1976). The following agencies have agreed to remain in the program:

Monday	Tuesday	Wednesday	Thursday	Friday
NRC	USDA/ASCS		NRC	USDA/ASCS
DOT/COAST GUARD	USDA/APHIS		DOT/COAST GUARD	USDA/APHIS
DOT/NHTSA	USDA/FNS		DOT/NHTSA	USDA/FNS
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DOT/OHMO	CSC		DOT/OHMO	CSC
DOT/OPSO	LABOR		DOT/OPSO	LABOR
	HEW/FDA			HEW/FDA

Documents normally scheduled on a day that will be a Federal holiday will be published the next work day following the holiday.

Comments on this program are still invited. Comments should be submitted to the Day-of-the-Week Program Coordinator, Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408.

ATTENTION: For questions, corrections, or requests for information please see the list of telephone numbers appearing on opposite page.

federal register

Phone 523-5240



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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 Today

Note: There were no items eligible for inclusion in the list of RULES GOING INTO EFFECT TODAY.

Next Week's Deadlines for Comments On Proposed Rules

AGRICULTURE DEPARTMENT

Agricultural Marketing Service—

Frozen green beans and wax beans, U.S. grade standards; comments by 4-25-77 10849; 2-24-77
Onions grown in South Texas, handling; comments by 4-25-77. 18404; 4-7-77

Agricultural Stabilization and Conservation Service—

Beef Research and Information Orders, procedures for the conduct of referenda; comments by 4-30-77. 19885; 4-15-77

Cigar-binder tobacco; termination of marketing quotas for 1977-78 marketing year; comments by 4-28-77 16632; 3-29-77

Peanut price support program for 1976; determination of levels; comments by 4-27-77 16634; 3-29-77

Farmers Home Administration—

Farmer program guaranteed loans; comments by 4-27-77 16424; 3-28-77

Forest Service—

National Forest System Lands; amendments on wild free-roaming horse and burro management; comments by 4-30-77 12890; 3-7-77

Rural Electrification Administration—

Rural telephone program; specification for equipment for automatic number identification; comments by 4-28-77 16637; 3-29-77

CIVIL AERONAUTICS BOARD

Classification and exemption of Alaskan air carriers; reply comments by 4-26-77 11016; 2-25-77

COMMODITY FUTURES TRADING COMMISSION

Contract market disciplinary procedures; comments by 4-25-77 11142; 2-25-77

Policy on aggregation of accounts—controlled or discretionary; comments by 4-26-77 1150; 2-25-77

COST ACCOUNTING STANDARDS BOARD

Standards for adjustment and allocation of pension cost; comments by 4-25-77 6594; 2-3-77

DEFENSE DEPARTMENT

Army Department—
Freedom of Information; procedures and responsibilities; comments by 4-25-77 15924; 3-24-77

Engineers Corps—

Environmental considerations; policies and procedures; comments by 4-30-77 10782; 2-23-77

ENVIRONMENTAL PROTECTION AGENCY

Revision of Great Basin Unified Air Pollution Control District's Rules; comments by 4-25-77 15926; 3-24-77

FEDERAL COMMUNICATIONS COMMISSION

Amateur radio service, licensing and operation of complex systems; extending time for filing reply comments extended to 4-29-77. 18103; 4-5-77

Clear channel broadcasting in standard broadcast band; extension of time for comments; reply comments by 4-25-77 6854; 2-4-77

[First published at 41 FR 40503, Sept. 20, 1976]

FM broadcast stations in Gillette, Wyo.; comments extended to 4-27-77. 19160; 4-12-77

[First published at 42 FR 10858, Feb. 24, 1977]

International Telex Service with Domestic Telex and TWX Services, interface; comments by 4-25-77 13139; 3-9-77

Radio frequency devices; UHF television noise receiver figures; reply comments extended to 4-29-77 6854; 2-4-77

[First published at 41 FR 56210, Dec. 27, 1976]

Remote control and security devices; reply comments extended to 4-28-77 56677; 12-29-76

[First published at 41 FR 52705, Dec. 1, 1976]

FEDERAL ENERGY ADMINISTRATION

Reduction of entitlement obligations for lower tier crude oil produced in Calif. and Alaska; availability of preliminary economic impact evaluation; comments by 4-29-77 19499; 4-14-77

Weatherization assistance for low-income persons; comments by 4-25-77. 17470; 4-1-77

GENERAL SERVICES ADMINISTRATION

Word processing; program clarification and additions; comments by 4-29-77 17147; 3-31-77

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Education Office—

Financial assistance for the improvement of educational opportunities for adult Indians; comments by 4-25-77 16272; 3-25-77

Food and Drug Administration—

Bubble bath products; comments by 4-29-77 16159; 3-25-77

Whole blood and components intended for transfusion; donor classification labeling requirements; comments by 4-26-77. 11018; 2-25-77

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Federal Insurance Administration—

National Flood Insurance Program, insurance purchase requirement; comments by 4-25-77 16254; 3-25-77

Interstate Land Sales Registration Office—

Formal procedures and rules of practice; comments by 4-30-77. 5905; 1-31-77

Land registration; revision of exemption and disclosure regulations; comments by 4-30-77 5889; 1-31-77

INTERIOR DEPARTMENT

Mining Enforcement and Safety Administration—

Coal mine health and safety standards; revisions and additions; comments by 4-28-77 13840; 3-14-77

National Park Service—

Sale or distribution of printed matter; permit requirements; comments by 4-28-77 16639; 3-29-77

INTERSTATE COMMERCE COMMISSION

Establishment of adequate railroad revenue levels, standards and procedures; comments by 4-25-77 14740; 3-16-77

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Copyright Office—

Recordation and certification of coin operated phonorecord players; comments by 4-29-77 16838; 3-30-77

SECURITIES AND EXCHANGE COMMISSION

Securities; sale and resale; comments by 4-29-77 24729; 6-18-76

SMALL BUSINESS ADMINISTRATION

Small business size standards; comments by 4-25-77 16157; 3-25-77

STATE DEPARTMENT

Security information; international energy program-related material; comments by 4-29-77 17142; 3-31-77

TRANSPORTATION DEPARTMENT

Coast Guard—

Elimination of requirements for filling and sounding pipes for gasoline and diesel fuel tanks; comments by 4-28-77 14888; 3-17-77

Fox River, Wisconsin; drawbridge operation; comments by 4-26-77. 15341; 3-21-77

Kittery, Me.; navigation area; comments by 4-28-77 13841; 3-14-77

Manning of vessels; comments by 4-28-77 13844; 3-14-77

Safety zones; authorization for establishment; comments by 4-29-77. 14887; 3-17-77

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Federal Aviation Administration—

Alteration of transition area at Meridian, Miss. and revocation of transition area at Meridian, Miss. (OLF Bravo Field); comments by 4-25-77..... 13302; 3-10-77
Commercial motor vehicles; inter-agency study of post-1980 goals; comments by 4-29-77..... 5775; 1-31-77
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TREASURY DEPARTMENT

Alcohol, Tobacco and Firearms Bureau—
Labeling and advertising of wine; comments by 4-26-77..... 53055; 12-3-76

VETERANS ADMINISTRATION

Burial benefits, hearse charges for transporting bodies; comments by 4-29-77..... 16839; 3-30-77

Next Week's Meetings

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Shippers Advisory Committee, Lakeland, Fla. (open), 4-26-77. 17935; 4-4-77
State and Private Forestry Advisory Committee, Arlington, Va. (open), 4-26 and 4-27-77..... 18292; 4-6-77

CIVIL RIGHTS COMMISSION

Nebraska Advisory Committee, Omaha, Nebr. (open), 4-25-77..... 17508; 4-1-77
Nevada Advisory Committee, Las Vegas, Nev. (open), 4-30-77..... 18626; 4-8-77
Rhode Island Advisory Committee, Providence, R.I. (open), 4-26-77. 13574; 3-11-77
South Carolina Advisory Committee, Columbia, S.C. (open), 4-28-77. 16644; 3-29-77

COMMERCE DEPARTMENT

Census Bureau—
American Economic Association Census Advisory Committee, Suitland, Md. (open), 4-29-77..... 18626; 4-8-77
Domestic and International Business Administration—
President's Export Council; Subcommittee on Export Administration, Dallas, Tex. (partially closed), 4-28-77..... 17895; 4-4-77
National Fire Prevention and Control Administration—
Fire Training and Education Advisory Committee for the National Academy for Fire Prevention and Control, Arlington, Va. (open with restrictions), 4-25 and 4-26-77. 17509; 4-1-77

National Oceanic and Atmospheric Administration

New England Fishery Management Council's Scientific and Statistical Committee, Peabody, Mass. (open with restrictions), 4-26-77. 18298; 4-6-77

North Pacific Fishery Management Council Scientific and Statistical Committee Advisory Panel, Anchorage, Ala. (partially closed), 4-27 and 4-28-77..... 19171; 4-12-77
Pacific Fishery Management Council's Anchovy Advisory Panel, Long Beach, Calif. (open), 4-26-77. 18120; 4-5-77

South Atlantic Fishery Management, Scientific and Statistical Committee, North Brunswick, Ga., 4-26 through 4-28-77. 18120; 4-5-77
[First published at 42 FR 18130, Apr. 5, 1977]

COMMODITY FUTURES TRADING COMMISSION

Bona fide hedging transaction or position meetings, Washington, D.C. and New York, N.Y. (open), 4-25 and 4-28-77..... 16611; 3-28-77

DEFENSE DEPARTMENT

Air Force Department—
USAF Scientific Advisory Board, Langley Air Force Base, Va. (closed), 4-28-77..... 19173; 4-12-77

USAF Scientific Advisory Board, Washington, D.C. (closed), 4-25 and 4-26-77..... 16844; 3-30-77

Navy Department—

Secretary of the Navy Oceanographic Advisory Committee, Annapolis, Md. (partially closed), 4-27 and 4-28-77..... 16653; 3-29-77

Office of the Secretary—

Electron Devices Advisory Group, Working Group A (Mainly Microwave Devices), Monterey, Calif. (closed), 4-25-77..... 16653; 3-29-77

Wage Committee, Washington, D.C. (closed), 4-26-77..... 9200; 2-15-77

ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

General Advisory Committee, Los Alamos and Albuquerque, N. Mex. (open), 4-27 thru 4-29-77. 18884; 4-11-77

FEDERAL COMMUNICATIONS COMMISSION

1979 World Administrative Radio Conference, Washington, D.C. (open), 4-26-77..... 17517; 4-1-77

FEDERAL PREVAILING RATE ADVISORY COMMITTEE

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FINE ARTS COMMISSION

Meeting, Washington, D.C. (open), 4-26-77..... 16652; 3-29-77

FOREIGN CLAIMS SETTLEMENT COMMISSION

Meeting, Washington, D.C. (open), 4-27 and 4-28-77..... 18921; 4-11-77

GENERAL SERVICES ADMINISTRATION

Regional Public Advisory Panel on Architectural and Engineering Services, Denver, Colo. (open), 4-28 and 4-29-77..... 19400; 4-13-77

GOVERNMENT PRINTING OFFICE

Depository Library Council to Public Printer, Boulder, Colo. (open), 4-25 and 4-26-77..... 13602; 3-11-77

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Aging Federal Council—
Frail Elderly Task Force, Washington, D.C. (open), 4-25-77..... 17180; 3-31-77

Senior Services Committee, Washington, D.C. (open), 4-25 and 4-26-77..... 17180; 3-31-77

Education Office—
Accreditation and Institutional Eligibility Advisory Committee, Alexandria, Va. (open), 4-28 and 4-29-77..... 19234; 4-12-77
[First published at 42 FR 18130, Apr. 5, 1977]

Accreditation and Institutional Eligibility Advisory Committee, Alexandria, Va. (open), 4-29-77..... 18130; 4-5-77

Food and Drug Administration—
Clinical Chemistry Device Classification Panel, Washington, D.C. (open), 4-25 and 4-26-77. 14175; 3-15-77

Hemorrhoidal Panel, Rockville, Md. (open), 4-29 and 4-30-77. 14175; 3-15-77

Health Care Financing Administration—
Alternate Professional Standards Review Organizations, Chicago, Ill. (open), 4-28-77. 17525; 4-1-77

National Institutes of Health—
Advisory Committee to the Director, NIH, Bethesda, Md. (open), 4-28 and 4-29-77..... 12926; 3-7-77

Arteriosclerosis and Hypertension Advisory Committee, Bethesda, Md. (open with restrictions), 4-29 and 4-30-77..... 10899; 2-24-77

Commission for the Control of Huntington's Disease and its Consequences, Atlanta, Ga. (open), 4-24-77..... 16858; 3-30-77

Developmental Therapeutics Committee, Silver Spring, Md. (open and closed), 4-28-77. 13604; 3-11-77

High Blood Pressure Working Group, Bethesda, Md. (open with restrictions), 4-29-77..... 10902; 2-24-77

National Pancreatic Cancer Project Working Cadre, Bethesda, Md. (open and closed), 4-26 and 4-27-77..... 13604; 3-11-77

Periodontal Diseases Advisory Committee, Bethesda, Md. (open), 4-25 and 4-26-77..... 12264; 3-3-77

Virus Cancer Program Scientific Review Committee A, Bethesda, Md. (open and closed), 4-25 and 4-26-77..... 13604; 3-11-77

Office of the Secretary—
Pharmaceutical Reimbursement Advisory Committee, Washington, D.C., 4-27 and 4-28-77. 17182; 3-31-77
[First published at 42 FR 15140, Mar. 18, 1977]

Pharmaceutical Reimbursement Advisory Committee, Washington, D.C. (open), 4-27-77. 15140; 3-18-77

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HOUSING AND URBAN DEVELOPMENT DEPARTMENT

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INTERIOR DEPARTMENT

Land Management Bureau—
California Desert Conservation Area Advisory Committee, Barstow, Calif. (open), 4-29 and 4-30-77. 16194; 3-25-77

National Park Service—

Canaveral National Seashore Advisory Commission, Titusville, Fla. (open), 4-30-77..... 19930; 4-15-77

LABOR DEPARTMENT

Occupational Safety and Health Administration—
Construction Safety and Health Advisory Committee, Compliance Subcommittee, Kansas City, Mo. (open), 4-26 and 4-27-77. 18671; 4-8-77

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Space Program Advisory Council (SPAC) Applications Committee, Washington, D.C. (open), 4-27-77..... 15481; 3-22-77

Space Program Advisory Council, Applications Committee, Washington, D.C. (open with restrictions), 4-26-77. 18908; 4-11-77

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Federal Graphics Evaluation Advisory Panel, Washington, D.C. (partially open), 4-29-77..... 18456; 4-7-77

NATIONAL SCIENCE FOUNDATION

Chemistry Advisory Panel, Washington, D.C. (partially open), 4-28 and 4-29-77..... 18674; 4-8-77

Computer Science and Engineering Advisory Panel, Special Projects Program Ad Hoc Subcommittee, Washington, D.C. (partially open), 4-26 and 4-27-77..... 18674; 4-8-77

Electrical Sciences and Analysis Advisory Panel, Washington, D.C. (partially closed), 4-28 and 4-29-77. 19240; 4-12-77

Science Information Activities Task Force, Washington, D.C. (open), 4-25 and 4-26-77..... 19240; 4-12-77

NUCLEAR REGULATORY COMMISSION

Reactor Safeguards Advisory Committee, Ad Hoc Working Group of Subcommittee on Clinch River Breeder, Washington, D.C. (partially open), 4-27-77. 18909; 4-11-77

Reactor Safeguards Advisory Committee, Siting Evaluation Subcommittee, Washington, D.C. (open), 4-28-77. 18465; 4-7-77

SECURITIES AND EXCHANGE COMMISSION

Commission Meeting, Washington, D.C. (closed), 4-26-77..... 18510; 4-7-77
Meetings, Washington, D.C. (open), 4-27 and 4-28-77. 17580; 4-1-77

SMALL BUSINESS ADMINISTRATION

Clarksburg District Advisory Council, Charlestown, W. Va. (open), 4-29-77. 16691; 3-29-77

Detroit District Advisory Council, Lansing, Mich. (open), 4-26-77. 17555; 4-1-77

Helena District Advisory Council, Helena, Mont. (open), 4-28-77..... 17555; 4-1-77

Kansas City and St. Louis District Advisory Councils, Jefferson City, Mo. (open), 4-26-77..... 17199; 3-31-77

New York District Advisory Council, New York, N.Y. (open), 4-27-77..... 17556; 4-1-77

Phoenix District Advisory Council, Glendale, Ariz. (open), 4-27-77..... 10380; 2-22-77

Salt Lake City District Advisory Council, North Logan, Utah (open), 4-29-77. 17199; 3-31-77

[First published at 42 FR 16011, Mar. 24, 1977]

STATE DEPARTMENT

International Education and Cultural Affairs U.S. Advisory Commission, Washington, D.C. (open with restrictions), 4-25-77..... 19410; 4-13-77

Law of the Sea Advisory Committee, Washington, D.C. (partially open), 4-25 and 4-26-77..... 18320; 4-6-77

[First published at 42 FR 14798, Mar. 16, 1977]

Shipping Coordinating Committee, Safety of Life at Sea Subcommittee, Washington, D.C. (open), 4-26-77. 18321; 4-6-77

Shipping Coordinating Committee, Subcommittee on Safety of Life at Sea, Washington, D.C. (open), (2 documents) 4-27-77..... 17556; 4-1-77

Agency for International Development—
Advisory Committee on Voluntary Foreign Aid, Washington, D.C. (open), 4-25-77..... 18172; 4-5-77

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Office of the Secretary—
Shipping Coordinating Committee, Subcommittee on Safety of Life at Sea, Washington, D.C. (open), 4-26-77..... 16204; 3-25-77

Study Groups 10 and 11 of U.S. National Committee for International Radio Consultative Committee, Washington, D.C. (open with restrictions), 4-28-77..... 18321; 4-6-77

TRANSPORTATION DEPARTMENT

Federal Aviation Administration—
Air Traffic Procedures Advisory Committee, Washington, D.C. (open), 4-26 thru 4-29-77..... 18471; 4-7-77

Radio Technical Commission for Aeronautics (RTCA) Special Committee 132—Airborne Audio Systems & Equipment, Washington, D.C. (open with restrictions), 4-27 and 4-28-77..... 17934; 4-4-77

TREASURY DEPARTMENT

Office of the Secretary—
Debt Management Advisory Committees, Washington, D.C. (closed), 4-26 and 4-27-77..... 17557; 4-1-77

UNITED STATES INFORMATION AGENCY

U.S. Advisory Commission on Information, Washington, D.C. (closed), 4-27-77..... 19411; 4-13-77

Next Week's Public Hearings

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Agricultural Marketing Service—
Irish potatoes; marketing agreements and order, Pocatello, Idaho, 4-28-77..... 19148; 4-12-77

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Education Office—
Vocational education, State programs and Commissioner's discretionary programs; Chicago, Ill. (open), 4-29-77..... 18584; 4-7-77

Vocational education, State programs and Commissioner's discretionary programs; Dallas, Tex. (open), 4-27-77..... 18584; 4-7-77

Vocational education, State programs and Commissioner's discretionary programs; Denver, Colo. (open), 4-25-77..... 18542; 4-7-77

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Vocational education, State programs and Commissioner's discretionary programs; Kansas City, Mo. (open), 4-28-77..... 18584; 4-7-77

Vocational education, State programs and Commissioner's discretionary programs; New York, N.Y. (open), 4-25-77..... 18542; 4-7-77

Women's Educational Equity Act; discussion of rules; Philadelphia, Atlanta, Kansas City, Mo., and Seattle, 4-29-77..... 19161; 4-12-77

Women's Educational Equity Act; discussion of rules; Dallas, Tex.; 4-28-77..... 19161; 4-12-77

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Copyright Office—
Compulsory license for making and distributing phonorecords; Arlington, Va. (open with restrictions), 4-26 and 4-27-77..... 16837; 3-30-77

TRANSPORTATION DEPARTMENT

National Highway Traffic Safety Administration—
Occupant crash protection; alternatives for passenger cars; 4-27-77. 15935; 3-24-77

TREASURY DEPARTMENT

Internal Revenue Service—
Individual income tax returns, Forms 1040 and 1040A, Boston, Mass., Oklahoma City, Okla., and Portland, Ore. (open), 4-28-77..... 16532; 3-28-77

List of Public Laws

NOTE: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's *LIST OF PUBLIC LAWS*.

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 12—Banks and Banking

CHAPTER II—FEDERAL RESERVE SYSTEM

SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

[Reg. Z; Docket No. R-0066]

PART 226—TRUTH IN LENDING

Amendment to § 226.6(a) of Regulation Z
Regarding Spanish Language Truth in
Lending Disclosures in the Commonwealth of Puerto Rico

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Final Rule.

SUMMARY: The Board hereby adopts an amendment to Regulation Z permitting the use of Spanish rather than English language Truth in Lending disclosures in the Commonwealth of Puerto Rico. English language disclosures must be provided to customers if they so request. The Board's action is based upon the fact that Spanish is the traditional and predominant language used in Puerto Rico. This amendment will permit creditors to provide more meaningful disclosures to customers in a more efficient and effective manner.

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

D. Edwin Schmelzer, Chief, Fair Credit Practices Section, Division of Consumer Affairs, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, 202-452-2412.

SUPPLEMENTARY INFORMATION: On December 6, 1976, the Board issued a proposed amendment to § 226.6(a) of Regulation Z which would permit the use of Spanish rather than English language Truth in Lending disclosures in Puerto Rico. The proposed amendment required that English language disclosures be provided upon the customer's request, either in substitution for the Spanish disclosures or as additional information in accordance with § 226.6(c).

The purpose of this proposal was to conform the Truth in Lending Act's disclosure requirements to language use in Puerto Rico where the pervasive and dominant language is Spanish. The proposal recognized the unique status of the Spanish language in Puerto Rico as reflected in the Board's examination of case and statutory law and statistical data derived from census materials. This proposal was published for comment on December 17, 1976 (41 FR 55198). Twenty-five comments were received. The comments supported the idea of providing Spanish language Truth in Lending disclosures.

Based upon the Board's independent analysis and upon the comments received, the Board has concluded that Spanish rather than English language disclosures may be furnished to customers in Puerto Rico.

Pursuant to the authority granted in 15 U.S.C. 1604 (1968), the Board amends 12 CFR Part 226 by adding a new paragraph to § 226.6(a) to read as follows:

§ 226.6 General disclosure requirements.

(a) *Disclosures; general rule.* * * * All disclosures required to be given by this Part shall be made in the English language except in the Commonwealth of Puerto Rico where disclosures may be made in the Spanish language with English language disclosures provided upon the customer's request, either in substitution for the Spanish disclosures or as additional information in accordance with § 226.6(c).

By order of the Board of Governors, April 11, 1977.

GRIFFITH L. GARWOOD,
Deputy Secretary of the Board.

[PR Doc. 77-11348 Filed 4-19-77; 8:45 am]

[Reg. Z; Docket No. R-0003]

PART 226—TRUTH IN LENDING

Amendment to Regulation Z Concerning Variable Interest Rates

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Final rule.

SUMMARY: This rule requires creditors to make certain additional disclosures when variable interest rate clauses are used in credit transactions. It requires disclosure of the fact that the annual percentage rate is subject to increase, the conditions under which an increase may occur, the manner in which an increase would be effected, and in some cases, information on the effect a rate increase would have on the payment amounts and/or maturity of the obligation. This rule was adopted in view of the increased use of variable rate clauses in credit contracts and the consumers' need for more information about them. It is intended to promote consumer understanding of the operation and effect of variable rate clauses.

EFFECTIVE DATE: October 10, 1977.

FOR FURTHER INFORMATION CONTACT:

D. Edwin Schmelzer, Chief, Fair Credit Practices Section, Division of Consumer Affairs, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, 202-452-2412.

SUPPLEMENTARY INFORMATION:

The Board of Governors of the Federal Reserve System has amended Regulation Z to require a creditor to disclose to customers, in advance of their becoming obligated on a credit contract, a variable interest rate clause if the contract, note, or other instrument evidencing the obligation so provides. The information that must be provided in all obligations in which the annual percentage rate is subject to increase includes the fact that the rate may increase, the conditions under which it may do so, any limitations on the increase, and the manner in which a rate increase may be effected, e.g., through an increase in the payment amount, number of payments or amount due at maturity. In addition, in certain types of transactions, examples must be provided showing the effect on the payment amount and/or the length of maturity that would be caused by a hypothetical immediate increase in the annual percentage rate of one quarter of one percentage point. The transactions for which these hypothetical examples must be given are those in which a security interest is taken in real property used or to be used as the customer's dwelling. If the obligations are repayable in substantially equal installments at substantially equal intervals. The hypothetical examples need not be provided for transactions primarily for agricultural purposes, transactions in which the substantially equal installments do not include repayments of principal, or certain optional insurance transactions.

If the rate should increase in accordance with the conditions and limitations so disclosed, such increase would not constitute a refinancing of the obligation and would not require new disclosures to be made at the time of the rate change.

When this amendment becomes effective, Board Interpretation § 226.810 concerning variable rate disclosures will be rescinded, inasmuch as the amendment makes the interpretation unnecessary.

On October 29, 1976, the Board published for comment in the **FEDERAL REGISTER** (41 FR 47497) a proposed amendment regarding variable interest rate disclosures. Two hundred and fifteen written comments on the proposal were received and analyzed. In light of the suggestions and comments made, the Board has revised the amendment as follows.

(1) The scope of the provision has been narrowed to apply only to those situations in which the annual percentage rate is prospectively subject to increase, rather than all those in which the rate is subject to change. This revision is in keeping with the Board's previous position that a reduction in the annual per-

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centage rate does not constitute a refinancing and does not require new disclosures. If a creditor wishes to show the effect of rate decreases, of course, this would be permissible as additional information under § 226.6(c) of the regulation. The complexity of the required disclosures would be substantially reduced by this change. Furthermore, since the amounts disclosed for decreases are within a few cents of the amounts shown for increases, little additional information would be provided to the consumer. This change also avoids application of the provision to certain transactions which were not intended to be covered, e.g., a series of sales in which the annual percentage rate on a purchase may be reduced when a subsequent purchase extends the term of repayment for the first purchase to coincide with that of the second. It also avoids misapprehension by creditors whose contracts provide only for rate increases that they would be required to show the effects of rate decreases.

It should be noted that the amendment by its terms applies to increases in the annual percentage rate rather than increases in the contract interest rate. Since interest is a component of the finance charge, increases in the interest rate would cause the annual percentage rate to increase.

(2) The scope of the provision has also been clarified by means of a footnote stating that it is not triggered by contracts permitting a higher rate of interest upon default, acceleration, late payment, assumption or transfer of property.

(3) The requirement of showing hypothetical examples of the effect of rate changes has been limited to transactions in which a security interest is taken in real property used or expected to be used as the customer's dwelling. This change is designed to provide information on the effect of rate changes in those transactions in which such information will most clearly be of the greatest importance. Typically, transactions involving a customer's dwelling are for large amounts and lengthy maturities. The requirement of giving the hypothetical examples has been deleted for three types of transactions: transactions primarily for agricultural purposes, transactions in which the substantially equal instalments do not include repayments of principal, and optional insurance agreements made pursuant to Board Interpretation § 226.814. Agricultural transactions would be excepted because of the additional burden these requirements would place on agricultural lenders who use variable rate loans quite extensively. (It should be noted that many agricultural transactions are already exempted from disclosing an annual percentage rate pursuant to § 226.8(p), a special section for certain agricultural purpose transactions, and therefore would not be affected at all by the variable rate proposal.)

The second class of transactions that would be expected from the requirement of disclosing hypothetical examples is

transactions in which the substantially equal instalments do not include repayments of principal. This technical change would avoid covering demand loans in which the periodic equal instalments consist of only interest, with the entire principal sum due on demand. These transactions were never intended by the Board to be covered, but they arguably would have been included under the language of the earlier version.

The third class of excepted transactions is insurance agreements entered subsequent to consummation with premiums added to the balance of the obligation. The Board believes this exclusion to be proper for two reasons: (1) These agreements are closely tied to the underlying obligation and the variable rate disclosures will already have been made for that obligation; and (2) the hypothetical changes in payment amount and maturity would be de minimis in this type of transaction.

It should be noted that in these three types of transactions, the hypothetical examples of § 226.8(b)(8)(iii) and (iv) need not be given, but there must still be disclosures of the fact that the rate is subject to increase, the conditions under which it may change, and the manner in which the change may be effected (§ 226.8(b)(8)(i) and (ii)).

(4) The October 1976 proposal would have required that the hypothetical examples of § 226.8(b)(8)(iii) and (iv) show the effect of the maximum amount of incremental change allowed by contract or, if there is no such limitation, a change of one quarter of one percentage point. The proposed amendment has been revised to require use of one quarter of one percentage point in all cases. Although use of the maximum allowed by contract might be of some value to the consumer in demonstrating the most extreme incremental change possible, it would have the undesirable effect of making a contract which sets limits appear less favorable than one in which the increases are unlimited. The Board believes it is preferable to have all creditors use the same measure and that one quarter of one percentage point is a realistic and manageable amount to use.

(5) In a minor change, § 226.8(b)(8)(ii) was revised to make it clearer that if rate changes can be effected in more than one manner (e.g., by increasing the payment and lengthening the maturity), this fact will be disclosed.

Accordingly, in consideration of the foregoing and pursuant to the authority granted in 15 U.S.C. 1604 (1968), the Board amends Regulation Z, 12 CFR Part 226, effective October 10, 1977, as follows:

1. Section 226.8(b) would be amended by the addition of subparagraph (8) as follows:

§ 226.8 Credit other than open end—
Specific Disclosures.

(b) * * *

(8) If the annual percentage rate as disclosed under § 226.8(b)(2) is prospectively subject to increase,^{10a} the following additional disclosures shall be made:

(i) The fact that the annual percentage rate is subject to increase and the conditions under which such rate may increase, including: (A) Identification of the index, if any, with respect to which such increase in annual percentage rate is tied; and (B) any limitation on such increase;

(ii) The manner(s) (such as an increase in payment amounts, number of scheduled periodic payments, or in the amount due at maturity) in which any increase in the annual percentage rate may be effected;

(iii) If the obligation is repayable in substantially equal instalments at substantially equal intervals (including those obligations providing for "balloon" payments), and the increase could be effected by an increase in the periodic payment amount, a statement of the estimated increase in the amount of the payment caused by a hypothetical immediate increase of one quarter of one percentage point, based upon the number of scheduled periodic payments and original amount financed disclosed at consummation;

(iv) If the obligation is repayable in substantially equal instalments at substantially equal intervals (including those obligations providing for "balloon" payments) and the increase could be effected by an increase in the number of periodic payments, a statement of the estimated increase in the number of periodic payments caused by a hypothetical immediate increase of one quarter of one percentage point, based upon the periodic payment amount and the original amount financed disclosed at consummation.

Any increase in the annual percentage rate within the conditions or limitations disclosed in accordance with this paragraph is a subsequent occurrence under § 226.8(g) and is not a refinancing under § 226.8(j).

The disclosures required under § 226.8(b)(8)(iii) and (iv) need be made only in transactions in which a security interest is taken in real property used or expected to be used as the customer's dwelling, and they need not be made in transactions primarily for agricultural purposes, transactions in which the obligation is repayable in substantially equal instalments which do not include repayments of principal, or transactions in which disclosures are made pursuant to § 226.814.

§ 226.810 [Rescinded]

2. Interpretation § 226.810, previously issued by the Board, is rescinded effective

^{10a} For this purpose, the phrase "prospectively subject to increase" does not apply to increases in the annual percentage rate upon such occurrences as default, acceleration, late payment, assumption or transfer of property.

October 10, 1977, inasmuch as the amendment to § 226.8(b) of the Regulation makes this interpretation unnecessary.

By order of the Board of Governors,
April 11, 1977.

GRIFFITH L. GARWOOD,
Deputy Secretary of the Board.

[FR Doc. 77-11410 Filed 4-19-77; 8:45 am]

CHAPTER VI—FARM CREDIT ADMINISTRATION

PART 614—LOAN POLICIES AND OPERATIONS

PART 619—DEFINITIONS

AGENCY: Farm Credit Administration.

ACTION: Final Rule.

SUMMARY. This rule amends the regulations governing loss sharing agreements which Farm Credit banks and associations may enter into with other institutions of the Farm Credit System, and the lending limits established for banks for cooperatives. The amendments to the loss sharing agreement provisions are being made to distinguish between general loss sharing authority and specific authority for loss sharing to protect against capital impairment. The amendment to the regulations covering lending limits for banks for cooperatives is being made as a result of a task force study which pointed up the need for a clearer definition of "single credit exposure" which would be generally applicable to the lending operations of the banks for cooperatives.

EFFECTIVE DATE: April 6, 1977.

FOR FURTHER INFORMATION CONTACT:

Jon F. Greeneisen, Deputy Governor, Office of Administration, Farm Credit Administration, 490 L'Enfant Plaza SW., Washington, D.C. 20578. (202-755-2181).

SUPPLEMENTARY INFORMATION: The Farm Credit Administration, by its Federal Farm Credit Board, took final action on amendments to its regulations which would: (1) Specify the types of loss sharing agreements which may be entered into by Farm Credit banks and associations; (2) specify the type of guaranty agreement which may be entered into by Farm Credit banks and associations; (3) specify the factors which are relevant to a determination of single versus separate credit exposures; and (4) redefine loss sharing agreements.

By a notice published in the **FEDERAL REGISTER** on March 3, 1977, interested persons were afforded the opportunity to file written comments or suggestions on these amendments. No comments were received and the Federal Farm Credit Board therefore adopted without change the regulations published on March 3, 1977.

KENNETH J. AUBERGER,
Acting Governor,
Farm Credit Administration.

Chapter VI of Title 12 of the Code of Federal Regulations is amended by revising §§ 614.4340, 614.4345, 614.4354(e), and 619.9200 as follows:

§ 614.4340 General.

With approval of the boards of directors of the respective banks, Farm Credit banks and associations may enter into agreements to share losses as provided in paragraph (a) and (b) of this section. The loss sharing agreements shall cover, but not be limited to, definition of terms, terms and conditions for activation, determination of assessment formulas, limitation on assessments, reimbursements, administration, arbitration, and provisions for amendment and termination. All loss sharing agreements shall be subject to Farm Credit Administration approval.

(a) Loss sharing agreements to protect against the impairment of capital stock and participation certificates may, unless otherwise authorized by the Farm Credit Administration, be entered into by:

- (1) The 12 Federal land banks;
- (2) The 12 Federal intermediate credit banks;
- (3) The 12 district banks for cooperatives; and
- (4) The 37 Farm Credit banks.

(b) Loss sharing agreements other than those provided for in paragraph (a) of this section may be entered into:

(1) By a Federal land bank with Federal land bank associations in its district for sharing the gain or losses on loans or on security held therefor or acquired in liquidation thereof;

(2) With the approval of the supervising bank, by a Federal land bank association with other like associations in its district for sharing losses on loans endorsed by each association that is a party to such agreement;

(3) By a Federal intermediate credit bank with production credit associations in its district, and with other Federal intermediate credit banks;

(4) With the approval of the supervising bank, by a production credit association with other like associations in its district.

§ 614.4345 Guaranty agreements.

With approval of the Farm Credit Administration, guaranty agreements under which a percentage of the risk associated with specific loans is assumed may be entered into: (a) By those parties authorized to enter into loss sharing agreements in § 614.4340(b), and (b) by banks for cooperatives.

§ 614.4354 Banks for cooperatives.

(e) The term "one borrower" is generally defined as a cooperative organization and, if any, its affiliated organizations which are controlled by a common directorate or management, or wherein such primary organization owns in excess of 50 percent of the net worth or voting stock of an affiliated organization; *Provided, however, That any such affiliated organization shall be defined as a sepa-*

rate borrower under certain conditions, subject to prior approval by the Farm Credit Administration. Such definition shall be based primarily on the conclusion that the affiliated organization would be viable in the event of the demise of the other organization. Particular consideration should be given to, but not limited to, the following items:

- (1) Composition and independence of directorate and management.
- (2) Independence and control of operations and funds flow.
- (3) Strength and diversity of other equity holders.
- (4) Ability to generate and to retain earnings and cash flow.
- (5) Diversity of product or service.

§ 619.9200 Loss sharing agreements.

A contractual arrangement under which the parties agree to share losses associated with loans or otherwise, as may be provided for in the agreement. (Secs. 5.9, 5.12, 5.18, 85 Stat. 619, 620, 621.)

DONALD E. WILKINSON,
Governor,
Farm Credit Administration.

[FR Doc. 77-11392 Filed 4-19-77; 8:45 am]

Title 13—Business Credit and Assistance

CHAPTER I—SMALL BUSINESS ADMINISTRATION

[Revision 13, Amdt. 13]

PART 121—SMALL BUSINESS SIZE STANDARDS

Definition of Small Business for SBA Loans—Correction

AGENCY: Small Business Administration.

ACTION: Correction.

SUMMARY: This action corrects the wording of the procedures set forth in § 121.3-10, Definitions of small business for SBA loans, for determining the small business eligibility of a concern primarily engaged in one industry but with external-operating affiliates primarily engaged in an industry subject to a different size standard.

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Harvey D. Bronstein (202-653-6373).

SUPPLEMENTARY INFORMATION: In Part 121 appearing in the **Federal Register** dated December 24, 1974 (39 FR 44423), the fourth sentence of § 121.3-10, Definition of small business for SBA loans, contained a typographical error which clouds its meaning. Accordingly, the fourth sentence of § 121.3-10 is hereby corrected to read as follows:

§ 121.3-10 Definition of small business for SBA loans.

* * * If an applicant for an SBA loan has external-operating affiliates (i.e., affiliates which are primarily engaged in selling to the general public or to concerns other than the applicant concern or an affiliate thereof) and such external-operating affiliates are engaged in

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industries subject to size standards different than that of the applicant concern, the applicant concern's size status shall be determined by computing the percentage that the size of the applicant concern including any internal-operating affiliates (i.e., affiliates primarily engaged in selling to the applicant or an affiliate thereof) is of the size standard for the industry in which the applicant together with its internal-operating affiliates is primarily engaged; and adding to it the percentage that the size of each of its external-operating affiliates is of the size standard for the industry in which each such external-operating affiliate is primarily engaged.

Dated: April 14, 1977.

ROGER H. JONES,
Acting Administrator.

[FR Doc. 77-11468 Filed 4-19-77 8:45 am]

Title 14—Aeronautics and Space

**CHAPTER II—CIVIL AERONAUTICS
BOARD**

SUBCHAPTER A—ECONOMIC REGULATIONS

[Reg. ER-995, Amdt. 35]

PART 221—CONSTRUCTION, PUBLICATION, FILING AND POSTING OF TARIFFS OF AIR CARRIERS AND FOREIGN AIR CARRIERS

Limited Liability For Baggage

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: This amendment of Civil Aeronautics Board regulations will modify the language prescribed for signs giving notice of limited baggage liability. The Board has recently increased the standard domestic baggage liability limit to \$750. Under the within amendment, carriers will be required to reflect this fact in notices placed on signs at ticket offices.

DATES:

Effective: May 20, 1977.

Adopted: April 15, 1977.

FOR FURTHER INFORMATION CONTACT:

Richard Juhnke, Rates and Agreements Division, Civil Aeronautics Board, 1825 Connecticut Ave. NW, Washington, D.C. 20428 (202-673-5436).

SUPPLEMENTARY INFORMATION: Part 221 of the Civil Aeronautics Board's Economic Regulations (14 CFR Part 221) contains provisions, in Section 221.176, which require air carriers and foreign air carriers availing themselves of limitations on liability to passengers for loss of, damage to, or delay in delivery of passenger baggage, to give notification of such limitations in the form of ticket and sign notices. At the present time, the stated liability for travel wholly between U.S. points is \$500 per passenger. However, by Order 77-2-9 in the Domestic Baggage Liability Rules Investigation, Docket 27589, the Board has or-

dered an increase in the standard domestic baggage liability limitation to \$750. Order 77-4-73, issued contemporaneously herewith, denies petitions for reconsideration of Order 77-2-9, as well as a motion to stay its effective date. Accordingly, the new \$750 liability limit becomes effective April 19, 1977. The within amendment modifies § 221.176(a) so that the new limit will be indicated on signs posted by the carriers at ticket counters.

However, we have determined not to amend § 221.176(b), which requires a similar notice of limited liability in ticket stock at this time. As indicated in Order 75-3-18, the Board is considering modification of existing tariff rules regarding liability for fragile and perishable items. If the proposed rules are made final, we would expect to revise or eliminate the ticket notice disclaiming liability for such items. Therefore, rather than require carriers to undertake the expense of replacing their ticket stock twice, we will defer requiring modification on the ticket notices until we have acted on these issues.

However, all air carriers are requested to indicate the \$750 limit on all new ticket stock purchased after this date. Accordingly, we hereby waive the requirements of § 221.176(b) of the Economic Regulations to allow carriers to issue tickets containing a notice limiting liability for passenger baggage to \$750. In addition, we anticipate that all carriers will make every effort to minimize any confusion or inconvenience to passengers, informing all passengers with baggage claims that the liability limit has been increased and posting the new signs as soon after April 19 as feasible.¹

The within amendment makes one further change. Since Order 77-2-9 has extended the \$750 baggage liability limit to all certificated air carriers § 221.176(c) is now superfluous. We have therefore determined to eliminate it. The remaining paragraphs will be redesignated and revised accordingly. Since this amendment merely reflects changes in the carriers' tariffs, we find that notice and public procedure hereon are unnecessary.

Accordingly, the Civil Aeronautics Board hereby amends § 221.176 of its Economic Regulations (14 CFR 221.176) effective May 20, 1977, as set forth below:

§ 221.176 Notice of limited liability for baggage; alternative consolidated notice of liability limitations.

(a) Each air carrier and foreign air carrier which, to any extent, avails itself of limitations on liability for loss of, damage to, or delay in delivery of baggage shall cause to be displayed continuously in a conspicuous public place at each desk, station, and position in the United States which is in the charge of

¹ This rule becomes effective 30 days after its publication in the **FEDERAL REGISTER**. Therefore, the new notice will not be mandatory until some days after the new tariffs are in place.

a person employed exclusively by it or by it jointly with another person, or by any agent employed by such air carrier or foreign air carrier to sell tickets to persons or accept baggage for checking, a sign which shall have printed thereon the following statement.

NOTICE OF LIMITED LIABILITY FOR BAGGAGE

Liability for loss, delay, or damage to baggage is limited as follows unless a higher value is declared and an extra charge is paid: (1) For most international travel (including domestic portions of international journeys) to approximately \$9.07 per pound for checked baggage and \$400 per passenger for uncheck baggage; (2) for travel wholly between U.S. points, to \$750 per passenger on most carriers. Special rules may apply to valuables. Consult your carrier for details.

Provided, however, That an air carrier or foreign air carrier which provides a higher limitation of liability for death or personal injury than that set forth in the Warsaw Convention and has signed a counterpart of the agreement approved by the Board by Order E-23680, dated May 13, 1966 (31 FR 7302, May 19, 1966), may use the following notice in full compliance with the posting requirements of this paragraph and of § 221.175(b):

ADVICE TO PASSENGERS ON LIMITATIONS OF LIABILITY

Airline liability for death or personal injury may be limited by the Warsaw Convention and tariff provisions in the case of travel to or from a foreign country.

Liability for loss, delay or damage to baggage is limited as follows unless a higher value is declared and an extra charge is paid: (1) For most international travel (including domestic portions of international journeys) to approximately \$9.07 per pound for checked baggage and \$400 per passenger for uncheck baggage; (2) for travel wholly between U.S. points, to \$750 per passenger on most carriers. Special rules may apply to valuable articles.

See the notice with your tickets or consult your airline or travel agent for further information.

Provided, further, That carriers may include in the notice the parenthetical phrase "(\$20.00 per kilo)" after the phrase "9.07 per pound" in referring to the baggage liability limitation for most international travel. Such statements shall be printed in bold-face type at least one-fourth of an inch high and shall be so located as to be clearly visible and clearly readable to the traveling public.

(c) It shall be the responsibility of each carrier to insure that travel agents authorized to sell air transportation for such carrier comply with the notice provisions of paragraphs (a) and (b) of this section.

(d) Any air carrier or foreign air carrier subject to the provisions of this section which wishes to use a notice of limited liability for baggage of its own wording, but containing the substance of the language prescribed in paragraphs (a) and (b) of this section may substitute a notice of its own wording upon approval by the Board.

(e) The requirements as to the time and method of delivery of the notice (including the size of type) specified in paragraphs (a) and (b) of this section may be waived by the Board upon application and a showing by the carrier that special and unusual circumstances rendered the enforcement of the regulation impractical and unduly burdensome and that adequate alternative means of giving notice are employed.

(f) Applications for relief under paragraphs (d) and (e) of this section shall be filed with the Board (Attention: Director, Bureau of Economics) not later than 15 days prior to the date on which such relief is requested to become effective.

(g) Notwithstanding any other provisions of this section, no air taxi operator subject to Part 298 of this subchapter shall be required to give the notices prescribed in this section, either in its capacity as an air carrier or in its capacity as an agent for an air carrier or foreign air carrier.

(Secs. 204(a), 403 and 416 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743, 758 and 771, as amended; 49 U.S.C. 1324, 1373 and 1386.)

By the Civil Aeronautics Board.

PHYLLIS T. KAYLOR,
Secretary.

[FR Doc. 77-11471 Filed 4-19-77; 8:45 am]

Title 18—Conservation of Power and Water Resources

CHAPTER I—FEDERAL POWER COMMISSION

[Docket No. RM77-15; Order No. 584]

PART 3c—STANDARDS OF CONDUCT INFORMATION AND REQUESTS

Changes in Description of Organization and in Statement of General Course and Method of Operation; Correction

APRIL 18, 1977.

AGENCY: Federal Power Commission.
ACTION: Correction.

SUMMARY: This Document corrects a final rule that appeared at page 17448 in the FEDERAL REGISTER of Friday, April 1, 1977, (FR Doc. 77-9937).

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Terry Angelo, Office of the Comptroller (202-275-4849).

Order amending Part 3 and establishing Part 3c of the Commission's general rules; issued March 30, 1977.

(A) On page 14, Subpart B—Standards of Conduct for Special Government Employees—revise § 3c.111 to read:

§ 3c.111 Disciplinary and other remedial action.

(a) *Disciplinary action.* Violation of the provisions of this Subpart D by any special Government employee may be cause for appropriate disciplinary action which may be in addition to any penalty prescribed by law. Appropriate disciplinary action shall be effected in accord-

ance with applicable laws, executive orders, and regulations and may include one or more of the following: Removal, suspension, reduction in grade. The disciplinary action taken will depend upon the seriousness of the violation and pertinent conditions and circumstances. In instances where criminal violation is indicated, the matter will be referred by the Commission to the Department of Justice for appropriate action.

(b) *Other remedial action.* Other remedial action shall be effected in accordance with the applicable laws, executive orders, and regulations and may include:

(1) Divestment by the special Government employee of his conflicting interest.

(2) Changes in assigned duties.

(3) Disqualification for a particular assignment.

(c) *Procedure.* (1) Except as provided in subparagraph (c) (2) of this section, after receipt from the Agency Counselor of the conflicts of interest report prepared by the Director, Office of Personnel Programs, in accordance with the provisions of §§ 3.208(B) (2) (d) and 3.230(D), and after consideration of the explanation provided by the special Government employee, the Chairman shall take such appropriate disciplinary or other remedial action as may be required. If the Chairman concludes that there is no actual or apparent conflict of interest or if no disciplinary or other remedial action is required, the Chairman shall so inform the special Government employee.

(2) In the case of personnel employed in the immediate office of a Commissioner other than the Chairman, that Commissioner shall execute the provisions of subparagraph (1) of this paragraph. Any Commissioner may, in his discretion, refer the matter to another Commissioner or to the Commission for resolution.

(B) Also on page 14, Subpart B, add a new § 3c.112 to read:

§ 3c.112 Miscellaneous statutes and regulations.

Each special Government employee shall acquaint himself with the following statutes and regulations relating to ethical conduct. The full texts of these statutes and regulations are available in the offices of the Agency Counselor, and Director, Office of Personnel Programs.

(a) *General.* (1) House Concurrent Resolution 175, 85th Congress, 2nd Session, 72 Stat. B12, the "Code of Ethics for Government Service," and Federal Power Commission Administrative Order No. 66, July 23, 1958, setting forth canons of conduct based on H. Con. Res. 175.

(2) Executive Order 11222, May 8, 1965, Prescribing Standards of Ethical Conduct for Government Officers and Employees, 30 FR 6469, as amended by Executive Order 11590 of April 23, 1971, 36 FR 7831, and the implementing regulations issued by the Civil Service Commission, 30 FR 12529, 5 CFR Part 735.

(3) Violation of any law, rule, or regulation, administered by the Civil Service

Commission, or failure to adhere to established policies, regulations, standards, and instructions on personnel management subject to the jurisdiction of the Commission. (Civil Service Rule 5.4, 5 CFR 5.4)

(4) Refusal to furnish testimony or information to authorized representatives of the Civil Service Commission in regard to matters inquired of arising under the laws, rules, and regulations administered by the Commission. (Civil Service Regulations 731.201(d), 5 CFR 731.201(d))

(5) Executive Order 10927, March 18, 1961, 26 FR 2383, Abolishing the President's Committee on Fundraising within the Federal Service and providing for the conduct of fundraising activities.

(6) The prohibitions relating to gifts to superiors. (5 U.S.C. 7351)

(b) *Personal conduct.* (1) The provision relating to the habitual use of intoxicants to excess. (5 U.S.C. 7352)

(2) The prohibition against criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct. (Civil Service Regulations 731.201(d), 5 CFR 731.201(d))

(c) *Disloyalty and striking.* (1) The prohibitions against disloyalty and striking. (5 U.S.C. 7311, 18 U.S.C. 1918)¹

(2) The prohibition against the employment of a member of a Communist organization. (50 U.S.C. 784)²

(d) *Foreign Governments.* (1) The prohibition against accepting a gift, present, decoration, or any other thing from a foreign government unless authorized by Congress as provided by the Constitution and Pub. L. 89-673, 80 Stat. 952.

(2) The prohibition against serving while on annual leave or leave without pay with or without remuneration, for any foreign government, corporation, partnership or individual that is in competition with American industry. (Executive Order 5221, November 11, 1929)

(3) The prohibition against an employee acting as the agent of a foreign principal registered under the Foreign Agents Registration Act. (18 U.S.C. 219)

(e) *Political activities.* (1) The prohibitions against political activities (the former Hatch Act) in subchapter III of chapter 73 of Title 5, U.S.C. and 18 U.S.C. 602, 603, 607, and 608. The prohibitions, and exemptions therefrom, with respect to Government employees holding state, territorial or municipal offices. (Civil Service Regulations, 5 CFR Part 733)

(2) The prohibition against lobbying with appropriated funds. (18 U.S.C. 1913)

No part of the money appropriated by an enactment of Congress shall, in absence of express authorization by Congress, be used directly or indirectly, to pay for any per-

¹ NOTE.—An employee who advocates the overthrow of our constitutional form of government, or is a member of an organization knowing it so advocates, shall be dismissed. Strikes against the Government are forbidden as well as membership in government employee organizations which assert the right to strike against any federal department or agency.

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sonal services, advertisement, telegram, telephone, letter, printed or written matter, or other device, intended or designed to influence in any manner a member of Congress to favor or oppose, by vote or otherwise, any legislation or appropriation by Congress, whether before or after the introduction of any bill or resolution proposing such legislation or appropriation; but this shall not prevent officers or special Government employees of the United States or of its departments or agencies from communicating to Members of Congress on the request of any Member or to Congress, through the proper official channels, requests for legislation or appropriations which they deem necessary for the efficient conduct of the public business.

The penalty for violation includes fine or imprisonment and removal.

(f) *Disclosure of information.* (1) Section 301(b) (16 U.S.C. 825b) of the Federal Power Act and Section 8(b) (15 U.S.C. 717g) of the Natural Gas Act forbid employees, in the absence of Commission or court direction, from divulging information gained in examining books or accounts.

(2) Section 1.36 of the Federal Power Commission's Rules of Practice and Procedure (18 CFR 1.36) outlines what is public information and what is not.

(3) Section 1.4(d) of the Federal Power Commission's Rules of Practice and Procedure (18 CFR 1.4(d)) describes the prohibitions against ex parte communications.

(4) Federal Power Commission Administrative Order No. 56, July 11, 1956, describes standards of conduct relating to "Official Staff Contacts Outside the Commission."

(g) The prohibitions against: (1) the disclosure of classified information (18 U.S.C. 798, 50 U.S.C. 783); and (2) the disclosure of confidential information (18 U.S.C. 1905).

(h) *Bribery, graft, and conflicts of interest.* (1) Chapter 11 of Title 18, United States Code, especially:

- 201 Bribery of public officials and witnesses.
- 202 Definitions.
- 203 and 209 Outside compensation in matters affecting the government.
- 205 Activities in claims against and other matters affecting the government.
- 207 Disqualification of former officers and employees in matters connected with former duties.
- 208 Acts affecting personal financial interests.
- 210 Offer to procure appointive public office.
- 211 Acceptance or solicitation to obtain appointive public office.

(2) Section 1.4(c) of the Federal Power Commission's Rules of Practice and Procedure (18 CFR 1.4(c)) states the restrictions against appearances by former employees.

(I) *Fraud and deceit, embezzlement, extortion.* (1) The prohibitions against the use of deceit in an examination or personnel action in connection with the government employment (18 U.S.C. 1917). The prohibition against intentional false statements or deception or fraud in examination for appointment (Civil Service Regulation 731.201(c), 5 CFR 731.201(c)). The prohibition

against influencing another to withdraw from competition for any position in the competitive service for the purpose of either improving or injuring the prospects of any applicant for appointment. (Civil Service Rule 4.3, 5 CFR 4.3)

(2) The prohibition against fraud or false statements in a government matter. (18 U.S.C. 1001)

(3) The prohibition against counterfeiting and forging transportation requests. (18 U.S.C. 508)

(4) The prohibitions against (a) embezzlement of government money or property (18 U.S.C. 641); (b) failure to account for public money (18 U.S.C. 643); and (c) embezzlement of the money or property of another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

(5) The prohibition against extortion. (18 U.S.C. 872)

(6) Misuse of government property.

(7) The prohibition against the misuse of a government vehicle. (31 U.S.C. 638a(c))

(8) The prohibition against the misuse of the franking privilege. (18 U.S.C. 1719)

(9) The prohibition against mutilating or destroying a public record. (18 U.S.C. 2071)

(10) The prohibition against unauthorized use of documents relating to claims from or by the government. (18 U.S.C. 285) (Order 319, 31 FR 4118, March 9, 1966, as amended by Order 353, 32 FR 15239, 15240, November 3, 1967)

KENNETH F. PLUMBS,
Secretary.

[FIR Doc.77-11533 Filed 4-19-77:8:45 am]

Title 22—Foreign Relations

CHAPTER X—INTER-AMERICAN FOUNDATION

PART 1004—RULES FOR IMPLEMENTING OPEN MEETINGS WITHIN THE INTER-AMERICAN FOUNDATION

AGENCY: Inter-American Foundation.

ACTION: Final rules.

SUMMARY: The Inter-American Foundation is adopting regulations for conducting meetings as required by the Government in the Sunshine Act.

EFFECTIVE DATE: April 20, 1977.

ADDRESS: Inter-American Foundation, 1515 Wilson Blvd., Rosslyn, Va. 22209.

FOR INFORMATION CONTACT:

Elizabeth Veatch, 703-841-3864.

SUPPLEMENTARY INFORMATION: Pursuant to provisions of the "Government in Sunshine Act" (Pub. L. 94-409, 5 U.S.C. 552b, September 13, 1976) the Inter-American Foundation published in the FEDERAL REGISTER (Vol. 41, No. 252, December 30, 1976), its proposed regulations implementing that Act. Interested parties were encouraged to submit comments on these proposed regulations.

The only party who filed comments was the Honorable Jack Brooks, M.C. in his capacity as chairman of the House Committee on Government Operations

on behalf of that Committee. Mr. Brooks had four suggestions to offer.

Mr. Brooks first suggests that § 1004.4 be amended so that it is made clear there are two distinct steps in a decision to close a meeting to public observation: (1) The Board of Directors determines if the discussion will fall under a specific exemption; and (2) if the discussion is determined to be exempt, the Board has to decide whether the public interest still requires the meeting be open. Mr. Brooks states:

Consideration of the public interest is not optional, but is mandatory in each instance where the Board determines that a discussion comes within a specific exemption.

We agree with Mr. Brooks view of the requirements of the Act.

Therefore, we have adopted modifications to our proposed regulations. We have amended § 1004.6 to read:

§ 1004.6 Procedures for closing meetings

(a) The closing of a meeting shall occur only when:

1. A majority of the membership of the IAF Board votes to take such action.

That vote shall determine whether or not any portion or portions of a meeting or portion or portions of a series of meetings may be closed to public observation for any of the reasons provided in § 1004.4 and whether or not the public interest nevertheless requires that portion of the meeting or meetings remain open. A single vote may be taken with respect to a series of meetings, portion or portions of which are proposed to be closed to the public, or with respect to any information concerning such series of meetings, so long as each meeting in such series involves the same particular matters and is scheduled to be held no more than thirty days after the initial meeting in such series. The vote of each Board member participating in such vote shall be recorded and no proxies shall be allowed. (New material italicized.)

2. Whenever any person whose interests may be directly affected by a portion of a meeting requests that IAF close such portion to the public for any of the reasons referred to in § 1004.4 (e), (f), or (g), the IAF, upon request of any one of its Board members shall take a recorded vote, whether to close such portion of the meeting, and to determine whether or not the public interest requires that nevertheless that portion shall be open. (New material italicized.)

Mr. Brooks next suggests that § 1004.4(h) and § 1004.4(j) appear to duplicate each other and that they be combined into one. We agree and are thus eliminating section § 1004.4(j).

The third suggestion of Mr. Brooks was that our procedure for public announcements of IAF meetings is inadequate. He says we provide for public announcements only through publications in the FEDERAL REGISTER. We agree and are adding to § 1004.5 the following:

§ 1004.5 Procedures for announcing meetings

(c) The Foundation shall also make public the announcement in publications whose readers may have an interest in IAF operations.

(d) At least seven days before the meeting, the IAF shall send the announcements to those on a mailing list maintained for those desiring to receive such notices.

Finally Mr. Brooks felt that § 1004.6(d) did not make clear that for each closed meeting, the General Counsel must publicly certify that in his or her opinion the meeting may be properly closed to the public before the meeting be closed.

Therefore we add the following to § 1004.6(d):

(d) For every closed meeting, the General Counsel of the IAF shall publicly certify *prior to a Board of Directors vote on closing the meeting*, that in his or her opinion, the meeting may be closed to the public and shall state each relevant exemptive provision. A copy of such certification, together with a statement from the presiding officer of the meeting setting forth the time and place of the meeting, and the persons present, shall be retained by the IAF. (New material italicized.)

Finally, the Inter-American Foundation is adding a new definition (d) under § 1004.2:

"Public Observation" means attendance at any meeting but does not include participation, or attempted participation, in such meeting in any matter.

WILLIAM M. DYAL, Jr.,
President.

APRIL 4, 1977.

Accordingly, 22 CFR is amended by adding new Part 1004 to read as set forth below:

Sec.
1004.1 General policies.
1004.2 Definitions.
1004.3 Requirement of open meetings.
1004.4 Grounds on which meetings may be closed.
1004.5 Procedures for announcing meetings.
1004.6 Procedures for closing meetings.
1004.7 Reconsideration of opening or closing a meeting.
1004.8 Transcripts, recordings of closed meetings.

AUTHORITY: Pub. L. 91-175, 83 Stat. 821 (22 U.S.C. 2005f).

§ 1004.1 General policies.

The Inter-American Foundation will provide the public with the fullest practical information regarding its decision-making processes while protecting the rights of individuals and its abilities to carry out its responsibilities.

§ 1004.2 Definitions.

The following definitions apply:

(a) The term "agency" includes any executive department, military department, government corporation, government controlled corporation or other establishment in the executive branch of the government (including the Executive Office of the President) or any independent regulatory agency, and is headed by a collegial body composed of two or more individual members, a majority of whom are appointed to such position by the President with the advice and consent of the Senate, and any subdivision thereof authorized to act on behalf of the agency. The Inter-American Foundation is a government corporation headed by a 7-member Board of Directors, all of whom are appointed by the President with the advice and con-

sent of the Senate, and is therefore an "agency" under these terms.

(b) The term "meeting" means the deliberation of this Board of Directors where such deliberations determine or result in the joint conduct or disposition of official IAF business.

(c) The term "member" means an individual who belongs to the IAF Board of Directors.

(d) "Public Observation" means attendance at any meeting but does not include participation, or attempted participation, in such meeting in any matter.

§ 1004.3 Requirement of open meetings.

Members shall not jointly conduct or dispose of agency business other than in accordance with this section. Except as provided in § 1004.4 every portion of every meeting of the agency shall be open to public observation.

§ 1004.4 Grounds on which meetings may be closed.

The IAF shall open every portion of every meeting of the agency for public observation except where the agency determines that such portion or portions of its meeting or the disclosure of such information is likely to:

(a) Disclose matters that are:

(1) Specifically authorized under criteria established by an Executive order to be kept secret in the interests of national defense or foreign policy and

(2) In fact properly classified pursuant to such Executive order;

(b) Relate solely to the internal personnel rules and practice of the agency;

(c) Disclose matters specifically exempted from disclosure by statute, provided that such statute:

(1) Requires that the matters be withheld from the public in such manner as to leave no discretion on the issue, or

(2) Established practical criteria for withholding or refers to particular types of matters to be withheld;

(d) Disclose trade secrets and commercial or financial information obtained from a person and privileged or confidential;

(e) Involve accusing any person of a crime, or formally censuring any person;

(f) Disclose information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(g) Disclose investigatory records compiled for law enforcement purposes, or information which if written would be contained in such records, but only to the extent that the production of such records or information would:

(1) Interfere with enforcement proceedings,

(2) Deprive a person of a right to a fair trial of an impartial adjudication,

(3) Constitute an unwarranted invasion of personal privacy.

(4) Disclose the identity of a confidential source and, in the case of a record compiled by a criminal law enforcement authority in the course of a criminal in-

vestigation, or by an agency conducting a lawful national security intelligence investigation, confidential source.

(5) Disclose investigative techniques and procedures, or

(6) Endanger the life or physical safety of law enforcement personnel;

(h) Disclose information the premature disclosure of which would be likely to significantly guarantee implementation of a proposed agency action. This shall not apply in any instance where the IAF has already disclosed to the public the content or nature of its proposed action or where the IAF is required by law to make such disclosure on its own initiative prior to taking final IAF action on such proposal;

(i) Specifically concern the IAF's issuance of a subpoena, or the IAF's participation in a civil action or proceeding, an action in a foreign court or international tribunal, or an arbitration, or the initiation, conduct, or disposition by the IAF of a particular case of formal agency adjudication pursuant to the procedures in section 554, of this title or otherwise involving a determination on the record after opportunity for a hearing.

§ 1004.5 Procedures for announcing meetings.

(a) In the case of each meeting, the IAF shall make public, at least one week before the meeting, of the time, place and subject matter of the meeting, whether it is to be open or closed to the public, and the name and phone number of the official designated by the IAF to respond to requests for information about the meeting. Such announcement shall be made unless a majority of the Board of Directors of the IAF determines by a recorded vote that the IAF requires that such a meeting be called at an earlier date, in which case the IAF shall make public announcement of the time, place and subject matter of such meeting and whether open or closed to the public, at the earliest practical time.

(b) Immediately following the public announcement, the IAF will publish it in the FEDERAL REGISTER.

(c) The Foundation shall also make public the announcement in publications whose readers may have an interest in IAF operations.

(d) At least seven days before the meeting, the IAF shall send the announcements to those on a mailing list maintained for those desiring to receive such notices.

§ 1004.6 Procedures for closing meetings.

(a) The closing of a meeting shall occur only when:

(1) A majority of the membership of the IAF Board votes to take such action. That vote shall determine whether or not any portion or portions of a meeting or portions of a series of meetings may be closed to public observation for any of the reasons provided in § 1004.4 and whether or not the public interest nevertheless requires that portion of the meeting or meetings remain open. A single

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vote may be taken with respect to a series of meetings, a portion or portions of which are proposed to be closed to the public, or with respect to any information concerning such series of meetings, so long as each meeting in such series involves the same particular matters and is scheduled to be held no more than thirty days after the initial meeting in such series. The vote of each Board member participating in such vote shall be recorded and no proxies shall be allowed.

(2) Whenever any person whose interests may be directly affected by a portion of a meeting requests that the IAF close such portion to the public for any of the reasons referred to in § 1004.4 (e), (f) or (g), the IAF, upon request of any one of its Board members, shall take a recorded vote, whether to close such portion of the meeting.

(b) Within one day of any vote taken, the IAF shall make publicly available a written copy of such vote reflecting the vote of each member on the question and full written explanation of its action closing the entire or portion of the meeting together with a list of persons expected to attend the meeting and their affiliation.

(c) The IAF shall announce the time, place and subject matter of the meeting at least 8 days before the meeting.

(d) For every closed meeting, the General Counsel of the IAF shall publicly certify prior to a Board of Directors' vote on closing the meeting, that, in his or her opinion, the meeting may be closed to the public and shall state each relevant exemptive provision. A copy of such certification, together with a statement from the presiding officer of the meeting setting forth the time and place of the meeting, and the persons present, shall be retained by the IAF.

§ 1004.7. Reconsideration of opening or closing a meeting.

The time or place of a Board meeting may be changed following the public announcement only if the IAF publicly announces such change at the earliest practicable time. The subject matter of a meeting, or the determination of the agency to open or close a meeting, or portion of meeting, to the public, may be changed following the public announcement only if a majority of the Board of Directors determines by a recorded vote that IAF business so requires and that no earlier announcement of the change was possible, and the IAF publicly announces such change and the vote of each member upon such change at the earliest practicable time.

§ 1004.8. Transcripts, recording of closed meetings.

(a) The IAF shall maintain a complete transcript or electronic recording adequate to record fully the proceedings of each meeting, or portion of a meeting, closed to the public.

(b) The IAF, after review by the General Counsel shall make promptly available to the public in a place easily accessible to the public, the transcript or electronic recording of the discussion of any time on the agenda, or any item of

the testimony of any witness received at the Board meeting, except for such item or items of such discussion or testimony as the IAF determines to contain information which may be withheld under § 1004.4. Copies of such transcript, or a transcription of such recording disclosing the identity of each speaker, shall be furnished to any person at the actual cost of duplication or transcription. The IAF shall maintain a complete verbatim copy of the transcript or a complete electronic recording of each meeting, or portion of a meeting, closed to the public, for a period of at least two years after such meeting, or until one year after the conclusion of any IAF proceeding with respect to which the meeting or portion was held, whichever occurs later.

[FR Doc. 77-11407 Filed 4-19-77; 8:45 am]

Title 36—Forests, and Public Property
CHAPTER I—NATIONAL PARK SERVICE, DEPARTMENT OF THE INTERIOR
PART 7—SPECIAL REGULATIONS, AREAS OF THE NATIONAL PARK SYSTEM

Devils Tower National Monument, Wyoming: Climbing

AGENCY: National Park Service.

ACTION: Final rule.

SUMMARY: The purpose of this regulation is to establish restrictions on persons climbing Devils Tower. This has become necessary in order to adequately protect climbers on the tower and other nonclimbing monument visitors walking near the tower's base.

EFFECTIVE DATE: May 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Homer A. Robinson, Superintendent, Devils Tower National Monument, Devils Tower, Wyoming 82714. (307-467-5370).

SUPPLEMENTARY INFORMATION: Devils Tower National Monument contains, as its central feature, a near vertical volcanic plug rising more than 800 feet above the surrounding terrain. Many climbers make technical ascents of the tower each year.

In an attempt to better protect the climbers and other visiting publics, a registration requirement was proposed.

No objections to the proposed rulemaking were received during the 30 day comment period which was provided. A letter was received from a representative of the American Alpine Club requesting an extension of the review period. An extension was granted for an additional 20 days.

The only other comment received requested that hard hats not be required for a climb of Devils Tower. Since hard hats are not required for climbing the tower this comment was not considered applicable to this regulation.

Originator: Robert D. Dunnagan, Resource Management Specialist, Rocky Mountain Regional Office, National Park Service, P.O. Box 25287, Denver, Colorado 80225.

Previous publications: A Notice of Proposed Rulemaking was published in the **FEDERAL REGISTER** of January 19, 1977 (42 FR 3655), proposing a regulation identical to the regulation set forth below.

No modifications have been made from the wording used in the proposed rulemaking.

In consideration of the foregoing § 7.30 of 36 CFR will read as follows:

§ 7.30 Devils Tower National Monument.

(a) **Climbing.** Registration with a park ranger is required prior to any climbing above the talus slopes on Devils Tower. The registrant is also required to sign in immediately upon completion of a climb in a manner specified by the registering ranger.

LYNN H. THOMPSON,
Regional Director,
Rocky Mountain Region.

MARCH 22, 1977.

[FR Doc. 77-11495 Filed 4-19-77; 8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

[FRL 714-5]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Administrative Revisions To The Texas Plan
AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: This rule approves administrative revisions to the Texas State Implementation Plan (SIP). This action is being taken as a result of the need to continually update the SIP to reflect organizational changes, new methods of operation and procedures, and changes in manpower and financial resources available to the State agency. This action will allow the SIP to reflect a more current picture of the State's overall air pollution control program.

EFFECTIVE DATE: May 23, 1977.

FOR FURTHER INFORMATION CONTACT:

Oscar Cabra, Jr., Air Program Branch, Environmental Protection Agency, Region VI, Dallas, Texas 75270, 214-749-3837.

SUPPLEMENTARY INFORMATION: On January 28, 1972, the Governor of Texas submitted the State Implementation Plan (SIP) for attainment and maintenance of the national ambient air quality standards. With specific exceptions, the Administrator approved the plan on May 31, 1972 (37 FR 10895). The SIP is considered a dynamic instrument in that it must be changed periodically to reflect new administrative procedures, pollutant emissions, air quality, and control methods. Specific SIP revision requirements are provided by § 51.6 of 40 CFR Part 51. Any revisions not covered by §§ 51.6(a) and 51.6(d) may be sub-

mitted in the semiannual report required by § 51.7(b).

Administrative revisions to a SIP such as reformating parts of the SIP, making changes to the agency organizational structure, and correcting typographical and grammatical errors, are considered types of revisions which may be submitted with the semiannual report. Such revisions may be submitted by the State air pollution control agency, and they need not be subjected to public hearing.

The Texas Air Control Board (TACB), in accordance with §§ 51.6 and 51.7 of 40 CFR Part 51, submitted administrative revisions to the SIP with the semiannual reports in 1974, and 1975. The specific portions of the SIP which are affected are described below.

Section I—Introduction. The revision of this portion of the SIP includes a new organizational chart for the TACB, and revised descriptions of the various offices within the TACB. Descriptions of several AQCRs in Texas were revised to reflect more recent information such as the industrial development of an area, compliance status of industry in general, and industrial and population growth trends. The revisions of Section I are being approved in this action.

Section II—Regional Classification. The revision to this section submitted with the semiannual report in 1974, included the addition of a table which shows the national ambient air quality standards, the criteria for AQCR priority classification, and the priority classifications for each AQCR. The regional classification table on page 11-1 was revised to reflect the changes in priority classification for nitrogen dioxide promulgated in the *FEDERAL REGISTER* on May 8, 1974 (39 FR 16347). Additional revisions of these two tables were submitted with the semiannual report in 1975. These later revisions do not reflect approved priority classifications, and therefore, are not being approved in this action. The 1974 revision to Section II is being approved in this action.

Section III—Public Hearings. In the original SIP, section III consisted of three pages. Page III-2 was an attachment which listed the newspapers in which the hearing notice was printed, and page III-3 was a copy of the notice. In the revised section III, the public hearing statement and list of newspapers appear on page III-1, and the newspaper list is no longer an attachment. The copy of the notice was unchanged. The revision to section III is being approved in this action.

Section IV—Preliminary Review. In the original SIP, section IV was included on the first page of section III. The revision consists of putting section IV on a separate page. The revision to section IV is being approved in this action.

Section XI—Source Surveillance. Revisions to this section submitted with the semiannual report in 1974 included an update of administrative procedures.

complaint handling procedures, and a format change of the surveillance investigation report. An update of the TACB regional office personnel and their locations was submitted with the semiannual report in 1975. This later revision supersedes a 1974 submittal. Paragraph C.3 on page XI-3 was added to reflect source recordkeeping and reporting requirements, which were approved in the *FEDERAL REGISTER* on October 28, 1972 (37 FR 23092). The revision to section XI is being approved in this action.

Section XII—Resources. A revision of the entire section was submitted with the semiannual report in 1975. The revision includes the addition of an impact statement for fiscal year 1973 funding and changes to the man-year and funding projections. The man-year projections for 1973 and 1975 were eliminated. Man-year data for 1975 now reflect actual manpower, and the projections for fiscal year 1977 have been revised. Man-year projections for fiscal years 1979 and 1980 have been added. Similar changes were made in the fund projections. The revision to section XII is being approved in this action.

Section XIII—Intergovernmental Cooperation. Revisions to this section include the addition of local agencies which will be included in the State's program as funds become available, and an update of the air quality and source data exchanges between the TACB and agencies from neighboring states. The revision to section XIII is being approved in this action.

All revisions included in this approval notice are considered administrative and minor in substance and as such, are routine updates of the Texas SIP. Therefore, the Administrator finds that these revisions should be approved without proposal.

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

Dated: April 13, 1977.

DOUGLAS M. COSTLE,
Administrator.

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

Subpart SS—Texas

I. In § 52.2270, paragraph (c) is amended by adding paragraph (II) as follows:

§ 52.2270 Identification of plan.

(c) * * *

(II) Administrative revisions were submitted by the Texas Air Control Board with the semiannual report in 1974 for sections I, II, III, IV, XI, and XIII, and with the semiannual report in 1975 for sections I, II, XI, and XII. The revision to section II submitted in 1975 is disapproved. (Non-regulatory.)

[FR Doc.77-11357 Filed 4-19-77; 8:45 am]

[FRL 704-4]

PART 86—CONTROL OF AIR POLLUTION FROM NEW MOTOR VEHICLES AND NEW MOTOR VEHICLE ENGINES: CERTIFICATION AND TEST PROCEDURES

Sale of High-Altitude Vehicles; Clarification of Designated High-Altitude Locations

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The attached regulation amendment concerns EPA's high-altitude motor vehicle emission requirements. It is needed because of the uncertainty expressed by automobile dealers concerning the definition of locations where the regulations apply. The amendment is intended to more clearly identify those counties designated as high altitude, but does not change the scope of the regulations as originally promulgated. This is achieved by amending the definition of the locations covered by the regulations and publishing a list of applicable counties.

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Charles N. Freed, Chief, Manufacturers Programs Branch, Mobile Source Enforcement Division (EN-340), Office of Enforcement, Environmental Protection Agency, Washington, D.C. 20460, 202-755-0297.

SUPPLEMENTARY INFORMATION: On October 18, 1974, April 30, 1975, and March 8, 1976, the Environmental Protection Agency promulgated regulations (39 FR 37300, 40 FR 18778, and 41 FR 9878, respectively) requiring manufacturers of light-duty vehicles and light-duty trucks to obtain certification that their 1977 and subsequent model vehicles to be sold for use at high altitude comply with emission standards when tested at high altitude. Vehicles which are not so certified could not be legally sold in certain high-altitude locations. The third of these three publications dealt specifically with the identification of the high-altitude locations.

The purpose of this publication is to amend the wording of 40 CFR 86.077-30 (a) (5) to more accurately reflect the intention of EPA in identifying the counties listed as high-altitude locations. Previously the term "designated high-altitude location" was defined as "any county that is wholly situated above 1219 meters (4,000 feet) * * *." The determination of designated high-altitude location was made using the U.S. Geological Survey topographical maps of the United States with a scale of 1:500,000. This definition led to misunderstandings as to the manner in which "wholly situated above 1219 meters * * *" was intended to be interpreted.

It was brought to EPA's attention by various persons affected by the regulations that some of the counties identified as designated high-altitude locations

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contain small, relatively uninhabited regions, such as riverbeds and canyons, which are located slightly below the 1219 meter (4,000 feet) elevation line. The situation raised the question as to whether it would be illegal to sell low-altitude vehicles for use in the designated high-altitude counties with small areas below 4,000 feet.

It was not the intention of EPA to exclude counties from these regulations when virtually all of the population and land area in those counties are located above 4,000 feet, because it was presumed that most new vehicles in such counties would be principally used above 4,000 feet. In fact, the March 8, 1976, amendment specifically referred to the "167 designated high-altitude counties" which EPA intended to cover by the wording of the regulation. Lists of these counties have been provided to all foreign and domestic manufacturers and their dealers. Thus, there has been widespread notice of EPA's intent. In order to correct any misunderstanding which may exist as to these counties, the 166 counties identified as designated high-altitude locations (a correction to the earlier list of 167) have been listed in 40 CFR 86.077-30(a)(5). In addition, the wording has been changed to indicate that a "designated high-altitude location" is a county which has substantially all of its area above 4,000 feet in elevation.

The Agency finds that good cause exists for omitting as unnecessary a notice of proposed rulemaking in the issuance of this amendment in that (1) the amendment simply clarifies the existing regulations and (2) it imposes no new burden on the regulated industry. For the same reasons, the Agency finds good cause for making the amendment effective immediately.

This amendment is issued under the authority of sections 206 and 301 of the Clean Air Act, as amended (42 U.S.C. 1857f-5, 1857g).

The EPA has determined that this document does not contain a major regulation requiring preparation of an Economic Impact Statement under Executive Order 11821 as amended by Executive Order 11949 and OMB Circular A-107.

Dated: April 1, 1977.

DOUGLAS M. COSTLE,
Administrator.

In 40 CFR 86.077-03, paragraph (a)(5) is revised to read as follows:

§ 86.077-30 Certification.

(a) * * *

(5) For the purpose of paragraph (a) of this section, "designated high-altitude location" is any county which has substantially all of its area located above 1219 meters (4,000 feet) and which is identified below.

COUNTIES LOCATED SUBSTANTIALLY ABOVE 1,219 METERS (4,000 FEET) IN ELEVATION

STATE OF ARIZONA

Apache
Navajo

STATE OF COLORADO

Adams	Jefferson
Alamosa	Lake
Arapahoe	La Plata
Archuleta	Larimer
Boulder	Las Animas
Chaffee	Lincoln
Clear Creek	Mesa
Conejos	Mineral
Costilla	Moffat
Crowley	Montezuma
Custer	Montrose
Dolores	Morgan
Delta	Ouray
Denver	Park
Douglas	Pitkin
Eagle	Pueblo
Elbert	Rio Blanco
El Paso	Rio Grande
Fremont	Routt
Garfield	Saguache
Gilpin	San Juan
Grand	San Miguel
Gunnison	Summit
Hinsdale	Teller
Huerfano	Washington
Jackson	Weld

STATE OF IDAHO

Bannock	Custer
Bear Lake	Franklin
Bingham	Fremont
Blaine	Jefferson
Bonneville	Madison
Butte	Minidoka
Camas	Oneida
Caribou	Power
Cassia	Teton
Clark	Valley

STATE OF MONTANA

Beaverhead	Madison
Deer Lodge	Meagher
Gallatin	Park
Jefferson	Silver Bow

STATE OF NEBRASKA

Banner	Sioux
Kimball	

STATE OF NEVADA

Carson City	Lander
Douglas	Lyon
Elko	Mineral
Esmeralda	Storey
Eureka	White Pine
Humboldt	

STATE OF NEW MEXICO

Bernalillo	Mora
Catron	Rio Arriba
Colfax	Sandoval
Curry	San Juan
De Baca	San Miguel
Grant	Santa Fe
Guadalupe	Sierra
Lincoln	Socorro
Harding	Taos
Lincoln	Torrance
Los Alamos	Union
Luna	Valencia
McKinley	
Lake	

STATE OF UTAH

Beaver	Piute
Box Elder	Rich
Cache	Salt Lake
Carbon	San Juan
Daggett	Sanpete
Davis	Sevier
Duchesne	Summit
Emery	Tooele
Grand	Uintah
Iron	Utah
Juab	Wasatch
Kane	Wayne
Millard	Weber
Morgan	

STATE OF WYOMING

Albany	Natrona
Carbon	Niobrara
Converse	Park
Fremont	Platte
Goshen	Sublette
Hot Springs	Sweetwater
Johnson	Teton
Laramie	Uinta
Lincoln	Weston

[FIR Doc.77-11356 Filed 4-19-77;8:45 am]

Title 41—Public Contracts and Property Management

CHAPTER 4—DEPARTMENT OF AGRICULTURE

PART 4-12—LABOR

Procurement; Miscellaneous Amendments

AGENCY: Department of Agriculture.

ACTION: Final rule.

SUMMARY: This rule amends the Agriculture Procurement Regulations by deleting section covering Labor Standards in Construction Contracts and transferring it to another section to conform to the Federal Procurement Regulation's numbering system; and by making various editorial and organizational name changes.

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Douglas I. Metzger, Procurement, Grants and Agreements Management Staff, Office of Operations, U.S. Department of Agriculture, Washington, D.C. 20250, 202-447-7527.

SUPPLEMENTARY INFORMATION: This amendment involves matters relating to agency management and contracting and, while not subject by law to the notice and public procedure requirements for rule making under 5 U.S.C. 553, is subject to the Secretary's Statement of Policy (36 FR 13804). The amendment corrects or clarifies existing policy. No useful purpose would be served by public participation, and it is found upon good cause, in accordance with the Secretary's Policy Statement, that notice and other public procedures with respect

to the amendment are impracticable and unnecessary.

1. The Table of Contents of Part 4-12 is amended as follows:

a. Section 4-12.202 is deleted.

b. Subpart 4-12.3 is changed to read Contract Work Hours and Safety Standards Act (Other Than Construction Contracts).

c. Section 4-12.302 is deleted.

d. Subpart 4-12.4, Labor Standards in Construction Contracts, is deleted from Part 4-12 and redesignated as Subpart 4-18.7.

e. Section 4-12.604 is corrected to read Responsibility of Contracting Officers.

f. Subpart 4-12.9, Service Contract Act of 1965, is deleted.

2. Section 4-12.150 is revised to read as follows:

§ 4-12.150 Unauthorized contract provisions.

Labor standards provisions going beyond the requirements of the Federal Procurement Regulations may not be incorporated in Government contracts.

3. Section 4-12.153 is revised to read as follows:

§ 4-12.153 Report of violations, underpayments, or contract terminations.

Reports required by §§ 5.6 and 5.7 of the regulations of the Secretary of Labor (29 CFR 5.6, 5.7) will be made through the Director, Office of Operations.

§ 4-12.202 [Deleted]

4. Section 4-12.202 is deleted.

§ 4-12.250 [Amended]

5. In § 4-12.250 the reference reading "(18 U.S.C. 396a)" is changed to read "(18 U.S.C. 1761)."

Subpart 4-12.3—Contract Work Hours and Safety Standards Act (Other Than Construction Contracts)

6. The heading under Subpart 4-12.3 is changed to read "Contract Work Hours and Safety Standards Act (Other Than Construction Contracts)."

§ 4-12.302 [Deleted]

7. Section 4-12.302 is deleted.

8. Section 4-12.303 is revised to read as follows:

§ 4-12.303 Contract clause.

The contract clause set forth in § 12.303 shall be physically included in applicable contracts. Incorporation by reference is not in compliance with the Act. This clause is included in General Provisions forms SF-32 (Supply Contract) and AD-377 (Service Contract).

§ 4-12.304 [Amended]

9. In § 4-12.304, first sentence, "Contract Work Hours Standards Act" is changed to read "Contract Work Hours and Safety Standards Act," and in the last sentence, "Office of Plant and Operations" is changed to read "Director, Office of Operations."

10. Section 4-12.350 is revised to read as follows:

§ 4-12.350 Deductions from contract payments for violations.

The contracting officer shall be responsible for determining the amount of unpaid wages and liquidated damages due under the provisions of the Act. He shall also take such other actions as required by the Act and the regulations of the Secretary of Labor pursuant thereto, in connection with any violation, including making appropriate adjustments in such liquidated damages or relieving the contractor or subcontractor of liability for liquidated damages, where the amount of damages is \$100 or less. Any recommendations to the Secretary of Labor shall be made through the Director, Office of Operations.

Subpart 4-18.7

11. Subpart 4-12.4 is deleted from Part 4-12 and redesignated as 4-18.7.

§ 4-12.602-3 [Amended]

12. In § 4-12.602-3, the "Wage and Hour and Public Contracts Division" is changed to read "Wage and Hour Division."

13. In § 4-12.604 the heading is corrected to read "Responsibility of Contracting Officers" and the text is revised to read as follows:

§ 4-12.604 Responsibility of Contracting Officers.

Submission of protests to the Department of Labor for final determination as to whether or not a bidder is a manufacturer or regular dealer, and reports of Walsh-Healey Act violations shall be made through the Office of Operations. The poster "Notice to Employees Working on Government Contracts—Service Contract Act or Public Contracts Act" (WH Publication 1313), and "Minimum Wage Determinations Under the Walsh-Healey Public Contracts Act" (WH Publication 1232), should be obtained directly from the Department of Labor at the address in § 4-12.602-3. Report of award on Standard Form 99 shall be submitted directly to that office. If award is based on location of the contractor in a labor surplus area, pursuant to subpart 1-1.8 or § 1-2.407-6, the SF-99 shall be stamped "Preference Award" in the upper right corner.

§ 4-12.650 [Amended]

14. In § 4-12.650, the "Office of Plant and Operations" is changed to read "Director, Office of Operations."

Subpart 4-12.9 [Deleted]

15. Subpart 4-12.9, Service Contract Act of 1965, is deleted.

§ 4-12.5003 [Amended]

16. In § 4-12.5003 the "Office of Plant and Operations" is changed to read "Office of Operations."

AUTHORITY: 5 U.S.C. 301, 40 U.S.C. 486(c).

Done at Washington, D.C., this 11th day of April 1977.

E. ALVAREZ,
Director,
Office of Operations.

[FR Doc. 77-11492 Filed 4-19-77; 8:45 am]

PART 4-18—PROCUREMENT OF CONSTRUCTION

Miscellaneous Amendments

AGENCY: Department of Agriculture.

ACTION: Final rule.

SUMMARY: This rule amends the Agriculture Procurement Regulations by adding new section, Lead-Based Paint Prohibition. This new section implements regulations of the Department of Housing and Urban Development prohibiting the use of lead-based paint in Federal or federally-assisted residential construction or rehabilitation, as required by the Lead-Based Paint Poisoning Prevention Act, as amended by the National Consumer Health Information and Health Promotion Act of 1976.

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Louis Perrygo, Procurement, Grants and Agreements Management Staff, Office of Operations, U.S. Department of Agriculture, Washington, D.C. 20250. (202-447-7527).

SUPPLEMENTARY INFORMATION: This amendment involves matters relating to agency management and contracting and, while not subject by law to the notice and public procedure requirements for rule making under 5 U.S.C. 553, is subject to the Secretary's Statement of Policy (38 FR 13804). The amendment corrects or clarifies existing policy. No useful purpose would be served by public participation, and it is found upon good cause, in accordance with the Secretary's Policy Statement, that notice and other public procedures with respect to the amendment are impractical and unnecessary.

1. The Table of Contents is amended by adding the following new Section: Sec.

4-18.150 Lead-based paint prohibition.

2. Section 4-18.150 is added as follows:

§ 4-18.150 Lead-based paint prohibition.

(a) **Authority.** Section 401 of the Lead-Based Paint Poisoning Prevention Act as amended by the National Consumer Health Information and Health Promotion Act of 1976, Pub. L. 94-317, prohibits the use of lead-based paint in Federal and Federally-Assisted construction or rehabilitation of residential structures (42 U.S.C. 4831).

(b) **Action.** Contracting Officers shall include the following provision prohibiting the use of lead-based paint in all contracts and subcontracts for construction or rehabilitation of residential structures:

LEAD-BASED PAINT PROHIBITION

No lead-based paint containing more than 5 of 1 percentum lead by weight (calculated as lead metal) in the total nonvolatile content of the paint, or the equivalent measure of lead in the dried film of paint already applied, or both, or with respect to paint man-

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ufactured after June 22, 1977, no lead-based paint containing more than .06 of 1 per centum lead by weight (calculated as lead metal) in the total nonvolatile content of the paint, or the equivalent measure of lead in the dried film of paint already applied, or both, shall be used in the construction or rehabilitation of residential structures under this contract or any subsequent subcontracts.

(5 U.S.C. 301, 40 U.S.C. 486(c).)

Done at Washington, D.C. this 11th day of April, 1977.

E. ALVAREZ.

Director Office of Operations.

[FR Doc. 77-11494 Filed 4-19-77; 8:45 am]

PART 4-18—PROCUREMENT OF CONSTRUCTION

Procurement; Miscellaneous Amendments

AGENCY: Department of Agriculture.

ACTION: Final rule.

SUMMARY: This rule amends the Agriculture Procurement Regulations by adding new section covering Labor Standards in Construction Contracts. This section has been transferred from another section to conform to the Federal Procurement Regulation's numbering system; and by making various editorial and organizational name changes.

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Douglas L. Metzger, Procurement, Grants and Agreements Management Staff, Office of Operations, U.S. Department of Agriculture, Washington, D.C. 20250, 202-447-7527.

SUPPLEMENTARY INFORMATION: This amendment involves matters relating to agency management and contracting and, while not subject by law to the notice and public procedure requirements for rule making under 5 U.S.C. 553, is subject to the Secretary's Statement of Policy (36 FR 13804). The amendment corrects or clarifies existing policy. No useful purpose would be served by public participation, and it is found upon good cause, in accordance with the Secretary's Policy Statement, that notice and other public procedures with respect to the amendment are impractical and unnecessary.

1. The Table of Contents is amended by adding Subpart 4-18.7 as follows:

Subpart 4-18.7—Labor Standards for Contracts involving Construction

4-18.701	Applicability.
4-18.701-2	Supply, service, maintenance, or other contracts involving construction.
4-18.702	Statutory and regulatory requirements.
4-18.702-1	Davis-Bacon Act.
4-18.702-2	Copeland Act.
4-18.702-3	Contract Work Hours and Safety Standards Act.
4-18.702-4	Department of Labor regulations.
4-18.704	Wage determinations.
4-18.705	Administration and enforcement.
4-18.705-1	Policy.
4-18.705-6	Payrolls and statements.
4-18.705-8	Investigations.

4-18.705-9	Suspensions and deductions of contract payments.
4-18.705-10	Reports.
4-18.705-13	Review of recommendations for an appropriate adjustment in liquidated damages under the Contract Work Hours and Safety Standards Act.
4-18.750	Irregularities and withholdings under the Davis-Bacon Act.
4-18.751	Instructions regarding labor provisions.

2. Section 4-18.203-2, paragraph (b), is revised to read as follows:

§ 4-18.203-2 Distribution of invitations for bids.

(b) *Mailing lists of prospective bidders.* Those agencies regularly engaged in construction work should assemble a list of prospective bidders classified by specialties, bonding capacity and location of operations. The state office of the Associated General Contractors of America, Inc., is an excellent source of help in contacting and listing contractors, and in most cases information on equipment ownership, financial standing and general reputation can be secured.

3. Section 4-18.203-50 is revised to read as follows:

§ 4-18.203-50 Plans and drawings.

Plans and drawings should be clearly identifiable by sheet numbers and titles and be so identified in the bid invitation and contract. For general information regarding building codes and standards of design, see § 104-17.451 of the Agriculture Property Management Regulations.

4. Section 4-18.208 is amended to read as follows:

§ 4-18.208 Award.

(b) *Wage rate determinations.* Notice of award must be given before the wage determination expires or a new wage determination must be requested and the solicitation amended accordingly, before a contract can be awarded (see § 1-18-704-5 of this title). The expiration date of "project area" and "individual" wage determinations is 120 days after the date of initial issue, unless the determination is extended in accordance with 29 CFR 5.4. General or area wage determinations contain no expiration date and are modified as required.

(c) *Instructions regarding labor provisions.* (1) Upon award of the contract the successful bidder shall be furnished with a copy of Form AD-372, "Regulations of the Secretary of Labor Applicable to Contracts covering Federally Financed and Assisted Construction and Other Contracts Subject to the Contract Work Hours and Safety Standards Act." Form AD-372 is available from the Central Supply Branch.

(d) *Equal opportunity provision.* Upon award of the contract, the contractor shall be furnished posters and directions for their use in accordance with § 1-12-805-3 and § 4-12.805-3 of this title.

5. Subpart 4-18.7, formerly 4-12.4, is revised and added as follows:

Subpart 4-18.7—Labor Standards for Contracts Involving Construction

§ 4-18.701 Applicability.

§ 4-18.701-2 Supply, service, maintenance, or other contracts involving construction.

If the proposed contract includes installation of equipment which involves a substantial amount of work, the contracting officer should determine whether the installation portion of the contract work is subject to the provisions of the Davis-Bacon Act. If the proposed contract includes installations classified as incidental to the purchase, such items will not be subject to labor standards provisions applicable to construction, but will be subject to the applicable labor standards provisions for supply and service contracts.

§ 4-18.702 Statutory and regulatory requirements.

§ 4-18.702-1 Davis-Bacon Act.

Text of the Act is reproduced in § 4-52.203, et seq.

§ 4-18.702-2 Copeland Act.

Text of the Act is reproduced in § 4-52.174.

§ 4-18.702-3 Contract Work Hours and Safety Standards Act.

Text of the Act is reproduced in § 4-52.211, et seq.

§ 4-18.702-4 Department of Labor regulations.

The subject regulations are reproduced at § 4-52.502 and copies may also be obtained from the Central Supply Branch, Office of Operations, as Form AD-372.

§ 4-18.704 Wage determinations.

(a) *Requests for wage determinations.* Wage determinations shall be requested by submitting form SF-308, Request for Determination and Response to Request, to the applicable Employment Standards Administration Regional Office shown in § 1-18.704-3 of this title. Form SF-308 is available from the Central Supply Branch. In completing Form SF-308 the description of work should clearly identify the exact nature of the project to be constructed. For example, when proposing to build a house or housing project, "residential building construction" rates should be requested rather than just "building construction" rates, as the rates for residential construction are sometimes different than those for commercial building construction.

§ 4-18.705 Administration and enforcement.

§ 4-18.705-1 Policy.

(a) Agencies will be guided by §§ 1-18-702 and 4-18-702 and by the Regulations of the Secretary of Labor (see § 4-52.502) in the enforcement of labor standards. In addition, certain interpretative issuances of the Department of Labor are reproduced in Subpart 4-52.7.

(b) Except as otherwise provided in this subpart, all reports and information submitted to the General Accounting Office and to the Department of Labor on labor standards shall be forwarded through the Office of Operations.

§ 4-18.705-6 Payrolls and statements.

(a) *Weekly submission of copies of payrolls.* Contractors are required, by the labor standards provisions of the contract, to submit weekly to the contracting agency copies of all payrolls together with a statement that the payrolls are correct and complete, that the wage rates contained therein are not less than those determined by the Secretary of Labor, and that the classification set forth for each laborer or mechanic conforms with the work he performed. The payrolls and statements should be examined to assure compliance with the labor standards provisions of the contract. The Secretary of Labor has developed payroll form WH-347, Payroll (For Contractor's Optional Use), and WH-348, Statement of Compliance, for use by contractors and subcontractors on construction contracts subject to the Davis-Bacon and related Acts. These payroll forms, when properly filled out, meet all of the requirements of the Department of Labor regulations (29 CFR Parts 3 and 5), as to payrolls submitted in connection with contracts subject to the Davis-Bacon and related Acts. Also, no other certification or statement other than that appearing on payroll forms WH-347 and WH-348 is necessary as a prerequisite to partial or progress payments or payment in full to the contractor. See § 4-52.502 of this chapter for regulations of the Secretary of Labor setting forth the requirements for examinations, investigations, and reports that may be required.

(b) *Statement of Compliance.* No payment, advance, grant, loan, or guarantee of funds shall be approved unless there is on file with the agency a statement by the contractor that the labor standards provisions of the contract have been complied with, or that there is a substantial dispute with respect thereto. (See § 5.6 of regulations of the Secretary of Labor, 29 CFR Part 5, and § 4-52.502 of this chapter.) Form WH-347, properly completed, meets all requirements of this section. When a contractor elects to use his own payroll form, that form must contain or be accompanied by a statement of compliance with the Copeland Regulations. The Secretary of Labor has developed form WH-348, Statement of Compliance, to meet this need. When a contractor uses any payroll form other than WH-347, the compliance statement must be on the payroll form or attached to it.

(c) *Obtaining forms.* Forms WH-347 (Payroll) and WH-348 (Statement of Compliance) are available from the Central Supply Branch.

§ 4-18.705-8 Investigations.

(a) The "Investigation and Enforcement Manual With Respect to Labor Standards Provisions Applicable to Con-

tracts Covering Federally Financed and Assisted Construction Pursuant to Regulations, Part 5, of the Secretary of Labor (Title 29, Subtitle A, Code of Fed. Regs.)," shall be followed where applicable in investigations to assure compliance with labor standards requirements. Copies can be obtained by contacting the Department of Labor, Wage and Hour Division, Washington, D.C. 20210.

(b) To the extent feasible, agencies shall utilize the investigative services available from the Office of Investigation in accordance with 8 AR 2. Such services shall be confined to gathering and evaluating information and evidence, and making recommendations, where appropriate, to the Contracting Officer, who retains full responsibility for the reports required by this Part 4-18. Requests for such services are to be addressed to the appropriate OI Regional Office. See 8 AR 12 for listing of the regional offices.

§ 4-18.705-9 Suspensions and deductions of contract payments.

See § 4-18.750 and Title 7 of the Administrative Regulations for Department procedure on disposition of amounts withheld.

§ 4-18.705-8 Investigations.

Reports of violations required by § 1-18.705-10(b) shall be made through the Office of Operations. Semi-annual enforcement reports required by § 1-18.705-10(a) shall be made directly to the Department of Labor by each agency which has taken enforcement measures during a reporting period. Negative reports are not required. A copy of each such report shall be furnished to the Office of Operations.

§ 4-18.705-13 Review of recommendations for an appropriate adjustment in liquidated damages under the Contract Work Hours and Safety Standards Act.

The Contracting Officer shall take such action as required by the Act and the Regulations of the Secretary of Labor pursuant thereto in connection with any violation, including making appropriate adjustments in liquidated damages assessed, or in relieving the contractor or subcontractor of liability for liquidated damages, where the amount of the damages is \$100 or less. Any recommendations to the Secretary of Labor shall be made through the Office of Operations.

§ 4-18.750 Irregularities and withholdings under the Davis-Bacon Act.

(a) *Purpose.* (1) The General Accounting Office is responsible for the following junctions in connection with irregularities and withholdings under the Davis-Bacon Act.

(i) For determining whether or not violations occurred in a sense that requires debarment.

(ii) For paying aggrieved employees amounts to which they are entitled when funds have been withheld from a contractor to cover such wage underpayment.

(iii) To settle claims of contractors based upon the amount which may have been withheld.

(2) In determining the propriety of debarment action, the General Accounting Office must distinguish between technical and substantial violations:

(i) "Technical violations" are those which have resulted from inadvertence or legitimate disagreements concerning classification.

(ii) "Substantial violations" are those the intentional nature of which is demonstrated by bad faith or gross carelessness in observing obligations to employees with respect to the minimum wage provisions of the Act.

(3) The General Accounting Office bases its decision on written evidence; most of which is supplied by the agency having charge of the contract. Therefore, it is important that precise and complete records be maintained. In addition, the General Accounting Office gives careful consideration to the administrative determinations and recommendations made by the agencies.

(b) *Procedure or processing cases.* The following procedures and suggestions, which are designed to achieve greater efficiency in processing Davis-Bacon Act cases, shall be adhered to:

(1) In every instance where disregard of obligations to employees has been found, a comprehensive report, describing the nature and extent of irregularities, and presenting the evidence relied upon to establish their existence, is required. The essentials of such a report include (i) a chronological narration of the facts; (ii) a copy of any investigative report and exhibits, including payrolls submitted to the Government and other pertinent documentary evidence; (iii) copies of correspondence showing administrative action with respect to the exactation of compliance and actions taken or explanations proffered by offenders; and (iv) any additional information, evidence, or recommendations believed to be useful in reaching a determination.

(2) Such comprehensive reports are necessary in all instances, and they should be forwarded to the Office of Operations for transmittal to the Department of Labor and GAO Claims Division. Failure to withhold monies for wage underpayments, or the fact that wage underpayments have been corrected, does not obviate furnishing factual reports.

(3) Reports should give definite information as to the finality of administrative determinations with respect to wage underpayments and as to contractors' compliance therewith. Until it can be demonstrated that administrative determinations of wage underpayments have become final in the sense that a contractor has acquiesced in them or has no further recourse through appeal, Federal payments to employees out of funds collected from a contractor not only would be hazardous but might result in improper payments. Also, an incurrence of expense to make such disbursements clearly would be inappropriate in any

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instance where Federal intervention might not actually be necessary to discharge the obligation imposed primarily upon contractors and subcontractors. In other words, the General Accounting Office should be advised as to how a determination of underpayment becomes finally binding upon a contractor and in what manner it is evident that a contractor thereafter refused to comply.

(4) Should wage underpayments be corrected by contractors or subcontractors to the satisfaction of the agency in charge of a contract, evidence of such corrective payments need not be furnished. An appropriate certification that adjustments have been verified will be satisfactory for purposes of the report.

(c) *Deductions for underpayment.* Where the contractor or subcontractor fails or refuses to pay employees the rate of wages as established in the contract, the contracting officer shall take action to suspend the payment of funds to such contractor until the violation is discontinued and/or until sufficient funds have been withheld to compensate the employees for the wages to which they are entitled. (For fiscal accounting reports required in connection with this § 4-18.750, see Title 7 of the Administrative Regulations).

§ 4-18.751 Instructions regarding labor provisions.

The provisions contained in 29 CFR, Part 5a, Labor Standards for Ratios of Apprentices and Trainees to Journeymen on Federal and Federally Assisted Construction, and 29 CFR, Part 5, § 5.5 (1) (ii), (2), and (4), shall be included (either physically or by reference) in every invitation for bids, or request for proposals, for a Federal or federally assisted construction contract estimated to exceed \$10,000 and to every such contract entered into on the basis of such invitation or negotiation. The provisions of Part 5a and those applicable sections of Part 5 have been added to Form AD-372.

Upon award of a construction contract, the successful bidder shall be furnished a copy of Form AD-372, Regulations of the Secretary of Labor Applicable to Contracts Covering Federally Financed and Assisted Construction and Other Contracts Subject to the Contract Work Hours and Safety Standards Act. The Contracting Officer or his representative shall explain the requirements and the procedures for enforcement which will be followed by Government personnel. Attention shall particularly be called to the requirement (a) that the contractor shall make a "diligent effort" to provide training opportunities consistent with the apprentice and trainee employment requirements, and (b) for weekly submission of payrolls and statements of compliance. If there is a representative of the Contracting Officer on the job site, responsibility for securing these documents may be delegated to him; otherwise, the contractor shall be required to mail these directly to the Contracting Officer.

6. Section 4-18.5001 is amended to read as follows:

§ 4-18.5001 Rates of wages.

(a) *Davis-Bacon Act applicability.* The Davis-Bacon Act (40 U.S.C. 276a) requires that the advertised specifications for every contract in excess of \$2,000 for the construction, alteration or repair of public buildings or works, including painting or decorating buildings, shall contain a provision stating the minimum wages and fringe benefits to be paid laborers and mechanics. Applicability of the provisions of the Davis-Bacon law is dependent upon the actual contract price and not upon estimates. Even though the provisions were included in a contract estimated to exceed \$2,000, and later awarded at a price below the statutory minimum, there is no requirement for compliance, because public officers do not have legal authority to include provisions contrary to law. Whenever it is believed the contract amount may exceed \$2,000, provision should be made in the invitation for bids for compliance with the Act. The labor standards provisions of Standard Form 19A are sufficient to require such compliance.

(b) *Requesting wage determinations.* Agencies shall request wage determinations in accordance with § 1-18.704-3. Requests for wage determinations shall be initiated at least 30 calendar days before advertisement of the specifications or the beginning of negotiations for the contract for which the determinations are sought. The Department of Labor has indicated that exceptions to this requirement will be made only in unusual cases upon a proper showing of need.

(c) *Inclusion of rates in specifications.* Minimum wage rates thus obtained shall be included in the advertised specifications of each invitation when issued. If circumstances require issuance of an invitation prior to availability of the wage determination, a notice shall be included that the applicable wage rates will be furnished by an amendment. Such amendment shall be issued not less than 14 calendar days prior to the bid opening date, which date shall be extended if necessary to cover the 14-day period.

§ 4-18.5002 [Amended]

7. In § 4-18.5002, the reference reading "(See 19 Comp. Gen. 576)" is deleted.

8. Section 4-18.5003 is revised to read as follows:

§ 4-18.5003 Contract Work Hours and Safety Standards Act.

The Contract Work Hours and Safety Standards Act (40 U.S.C. 327-333) relates to the 8-hour day, 40-hour week, overtime compensation of laborers and mechanics employed by contractors. The required contract provision is stated in Clause 2 of Standard Form 19A.

9. Section 4-18.5101 is revised to read as follows:

§ 4-18.5101 Performance and payment bonds.

(a) When performance and payment bonds are received, they should be administratively approved as to form and sufficiency by the Contracting Officer. See § 4-10.152 of this title for instructions on approval and filing of bonds.

(b) If the contractor fails to furnish acceptable performance and payment bonds, the contract is subject to termination for default. (See § 1-18.803 of this title.) (See also §§ 1-10.104-1(d) and 1-10.105-1(d) of this title.)

AUTHORITY: 5 U.S.C. 301, 40 U.S.C. 486(c).

Done at Washington, D.C., this 11th day of April, 1977.

E. ALVAREZ,

Director, Office of Operations.

[FR Doc. 77-11493 Filed 4-19-77; 8:45 am]

Title 45—Public Welfare

CHAPTER X—COMMUNITY SERVICES ADMINISTRATION

[CSA Instruction 6802-7]

PART 1068—GRANTEE FINANCIAL MANAGEMENT

Subpart—Criteria for Waiver of Non-Federal Share; Disaster Relief

AGENCY: Community Services Administration.

ACTION: Final rule.

SUMMARY: The Community Services Administration is publishing new non-Federal share waiver criteria providing that grants made for disaster relief may provide 100% Federal funding. CSA grantees are frequently involved in disaster relief activities which, by their very nature, are not "planned" activities but require immediate action. CSA has recognized that requiring a non-Federal share is inconsistent with legislative intent. This rule will make it possible for grantees to carry out these disaster relief activities without diverting resources to fulfill a grant requirement.

DATES: This regulation is effective April 20, 1977. Comments on or before May 20, 1977.

ADDRESS: Address all comments to:

Mary Ann Robinson, Community Services Administration, Office of Operations, 1200 19th Street NW., Washington, D.C. 20506.

FOR FURTHER INFORMATION CONTACT:

Mary Ann Robinson, 202-254-5276.

SUPPLEMENTARY INFORMATION: Section 225(c) and 714 of the Economic Opportunity Act of 1964 as amended require a non-Federal share contribution for grants made under certain sections of Titles II and VII. One of the major objectives of non-Federal share is to provide local resources for and to encourage involvement at the local level in the operating programs of CSA grantees. How-

ever, to require non-Federal share contributions for grants awarded to provide crisis intervention assistance to communities affected by natural disasters, e.g., floods, tornadoes, over which there is no control, is inconsistent with the major intent of the legislation. Consequently, the Director is exercising his authority under section 225(c) and 714 of the Economic Opportunity Act of 1964 as amended to develop objective criteria under which part or all of the non-Federal share may be waived.

This regulation is effective immediately since there are current grants carrying a non-Federal share requirement and it is to their benefit to promulgate this rule immediately. However, CSA welcomes comments, which should be received on or before May 20, 1977, and will revise the rule if comments so warrant.

Effective date: April 20, 1977.

(Sec. 602, 78 Stat. 530; 42 U.S.C. 2942)

ROBERT C. CHASE,
Acting Director.

45 CFR 1068 is amended by adding the following:

Sec.
1068.24-1 Applicability.
1068.24-2 Policy.
1068.24-3 Procedures.

§ 1068.24-1 Applicability.

This subpart is applicable to all grants funded under Title II, sections 221 and 222(a) and Title VII, section 712 of the Economic Opportunity Act of 1964 as amended if the assistance is administered by the Community Services Administration.

§ 1068.24-2 Policy.

Any grantee funded under Title II, sections 221 and 222 and Title VII, section 712 that receives a grant to provide crisis relief as a result of a natural disaster will not be required to meet the non-Federal share requirement. This waiver policy is retroactive for all such current grants that contain a non-Federal share requirement.

§ 1068.24-3 Procedures.

This waiver is automatic and does not require a grantee request for waiver.

[PR Doc. 77-11415 Filed 4-19-77; 8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 20123; RM-2622; FCC 77-253]

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

PART 87—AVIATION SERVICES

Utilization and Assignment of the Aeronautical Advisory and Aeronautical Multicom Frequencies

AGENCY: Federal Communications Commission.

ACTION: Report and Order Changing the Frequencies available for Aeronautical Advisory and Multicom Stations.

SUMMARY: There has been only one frequency (122.8 MHz) available for aeronautical advisory stations at airports without control towers. This has resulted in extreme congestion. This rule change transfers additional frequencies from other aeronautical usage to aeronautical advisory and multicom usage. In addition other changes have been made in frequencies already available to aeronautical advisory and multicom stations.

EFFECTIVE DATE: May 20, 1977.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT:

Richard E. Hallowell, Aviation and Marine Division, Safety and Special Radio Services Bureau, 202-632-7197.

SUPPLEMENTARY INFORMATION:

Adopted: April 5, 1977.

Released: April 15, 1977.

1. In July of 1974 the Commission undertook a study of problems relating to the growing congestion on the frequency 122.8 MHz assigned to aeronautical advisory stations (called unicoms) at uncontrolled airports. On July 31st a notice of inquiry was adopted which discussed the present use of the band from 122.8—123.075 MHz and invited comments and suggestions on a solution to this congestion problem.

2. Based upon replies received, further discussions with interested groups and agencies and a petition by Aircraft Owners and Pilots Association (RM-2622), a notice of proposed rulemaking (NPRM) was released on May 26, 1976, proposing specific changes to Part 87 of the Commission's rules. The period for comments and reply comments has passed.

3. There were 24 comments received in response to the NPRM. There were no reply comments received. Nineteen of the twenty-four supported the NPRM in its entirety. Those supporting the NPRM were General Motors Corporation, National Association of State Aviation Officials, McCreary Tire and Rubber Company, Commuter Airline Association of America, Aeronautical Radio, Incorporated, Aircraft Owners and Pilots Association, Dave Stern, I. E. Sommermeyer, Arthur G. Holland, City of Ann Arbor, Michigan, Linda E. Katz, Shakstad Electric and Machine Works, Santa Maria Public Airport, R. O. Noyer, Glen Jackson, S. K. McCauley, Donald R. Goss, John Weisinger and L. S. Henebison, Jr.

4. In addition, Mr. Don Caliendo supported all facets of the NPRM except the stress on implementing 25 kHz channels now and in the future. He also felt that 123.6 MHz was useful in its present capacity. As pointed out in the NPRM the disposition of 123.6 MHz is not considered a part of this docket. With regard to future use of 25 kHz channels it now appears that if the FCC is to satisfy the many legitimate requests for frequencies

in an environment which does not have prohibitive interference, the use of the 25 kHz channels will be necessary. In order that they be usable from a practical and economic point of view, some form of phased implementation seems necessary. Consequently this rule making contains added usage of 25 kHz channels. Further, we intend to take additional steps in the future to increase 25 kHz channel utilization.

5. The City of Modesto, California suggested that unicoms at controlled airports be allowed to stay on 123.0 MHz and that a 50 kHz frequency be used instead for an additional frequency for uncontrolled airports. They noted that this would make unnecessary the expenditure of an estimated \$15,000 for the frequency change for these stations. We are aware that there will be a cost incurred in changing from 123.0 to 122.95 MHz, however, the cost which must be borne by each licensee is not great. Further, uncontrolled airports utilize aeronautical advisory for safety related communications, whereas at controlled airfields advisory communications are mainly for cost saving and convenience. Therefore, uncontrolled airports must be given priority for the more universally usable frequency 123.0 MHz.

6. The Air Taxi and Commercial Pilots Association disagreed with using 122.700 and 122.750 MHz for unicom/multicom use. They provided a plan which retained those frequencies for use by Flight Service Stations. There were many similarities between their plan and the one proposed in our Notice of Proposed Rule Making. One basic difference was that they proposed a 50 kHz spaced channel for use at uncontrolled airports in congested areas. Based upon nearly all comments received to date the use of a 100 kHz channel for unicoms at uncontrolled airports is highly desirable. This allows the maximum number of aircraft to be able to obtain airport advisories.

7. Mr. Howard Shryock took exception to the NPRM. He indicated that he felt that the use of frequencies by Flight Service Stations is far more important than for unicoms. We have not addressed this point. We have, however, made a detailed study of the assignments throughout the band from 122.0—123.075 MHz. It was with this background and in cooperation with general aviation representatives that the present plan was devised. In the NPRM we recognized that the removal of 122.7 and 122.75 MHz from use by Flight Service Stations would increase (1) the possibility of interference on the other FSS frequencies and (2) the number of other 50 kHz FSS assignments. In spite of these possibilities there has been almost universal support by the using public for the plan as presented in the NPRM. Further, it should be noted that FAA, the agency operating Flight Service Stations, has agreed to move its stations from 122.7 and 122.75 MHz.

8. We therefore, are adopting the frequency plan for the band from 122.6875 to 123.0875 MHz as presented

¹ See 41 FR 23723.

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in the NPRM. It is presented below and discussed in detail in subsequent paragraphs.

MHz AA: Aeronautical advisory

122.700	AA—uncontrolled fields.
122.725	AA—private airports not open to the public.
122.750	AA—private airports not open to the public and air-to-air communications.
122.775	Future AA or multicom use.
122.800	AA—uncontrolled airports.
122.825	Future AA or multicom use.
122.850	Multicom.
122.875	Future AA or multicom use.
122.900	Multicom.
122.925	Multicom-Natural Resources.
122.950	AA—Airports with a control tower.
122.975	AA—high altitude.
123.000	AA—uncontrolled airports.
123.025	Future AA or multicom use.
123.050	AA—Heliports.
123.075	AA—Heliports.

9. As proposed in the NPRM we are changing the rules to utilize the frequencies between 122.6875 and 122.7875 MHz for aeronautical advisory and multicom functions. This includes the two Flight Service Station (FSS) frequencies, 122.700 and 122.750 MHz. Where these two frequencies have been assigned, the FAA has begun reassigning other FSS frequencies. It is anticipated that this frequency change will be accomplished by January 1, 1978. Therefore general use of these frequencies cannot be made until that time. The frequency 122.700 MHz may be assigned selectively after concurrence by FAA during the period preceding January 1, 1978. This is further discussed in paragraph 14. The availability of the frequency 122.750 MHz is

10. We are redesignating the 25 kHz channels between 122.7 and 123.1 MHz for aeronautical advisory or multicom for either present or future use. They have previously been designated as Air Traffic Control channels, however, the FAA has indicated no planned usage for this function of these frequencies.

11. In the NPRM we discussed the two frequencies (122.850 and 122.950 MHz) which have been used for aeronautical advisory stations serving aircraft at altitudes greater than 10,000 feet above the field elevation. We noted that there were far fewer assignments on these frequencies than on other aeronautical advisory frequencies. We proposed that one frequency was adequate for this function and further that it be a 25 kHz channel. This is consistent with the present implementation schedule of 25 kHz channels by FAA for high altitude enroute control. As listed in the table in paragraph 8 we are designating 122.975 MHz for unicoms serving aircraft at high altitude.

12. In the NPRM we noted that many comments had been received suggesting that a larger percentage of the aircraft using controlled airports had 50 kHz equipment than those aircraft using uncontrolled airports. Further, it has been noted that the nature of communications on unicom stations at uncontrolled airports is more safely related than at controlled airports. Therefore, as proposed

in the NPRM we are designating 122.950 MHz for unicom use at controlled airports and making 123.000 MHz available for assignment at uncontrolled airports.

13. As mentioned above, we are making three 100 kHz channels available for use at uncontrolled airports. These are 122.700, 122.800 and 123.000 MHz. The frequency 123.000 MHz comes from its former use at controlled airports. The frequency 122.800 MHz is retained as formerly used and 122.700 MHz comes from its former use as an FSS frequency. Aeronautical advisory stations at uncontrolled airports will be assigned one of the above frequencies. There is no need for an applicant to specify a frequency for assignment at the landing area. However, applicants may state a preference for one of the above frequencies and this will be taken into consideration when the assignment is made.

14. As noted in paragraphs 9 and 13, the frequency 122.700 MHz has been, and is currently used at certain FSS's. The FAA has indicated that it will have all FSS's moved from 122.700 MHz to other lower frequencies by January 1, 1978. Therefore, we will coordinate the assignment of this frequency with the FAA until that date.

15. The FAA is also moving to vacate the frequency 122.750 MHz. However, as with 122.700 MHz, time is required to make these changes. They have indicated that all changes will be completed by January 1, 1978. We are making this frequency available for assignment to private airfields. However, we will coordinate any assignments on this frequency with FAA until January 1, 1978, to insure compatibility with the FSS's using that frequency during the interim period. We are also going to make this frequency (122.750 MHz) available after January 1, 1978, for private aircraft in air-to-air communications for formation flying, group flights or other air-to-air usage by general aviation not specifically authorized elsewhere in Part 87 of the rules. However, such air-to-air communications on this frequency shall be limited to those directly related to the operation of the aircraft. We emphasize that this frequency is not authorized for air-to-air use until January 1, 1978.

16. As discussed in the NPRM we are making the frequency 122.725 MHz available for assignment at private airports which are not open to the public.

17. We have noted, by applications received at the Commission, an increasing need for multicom spectrum in addition to that which is presently available. We are, therefore, as proposed in the NPRM, retaining 122.900 MHz for general multicom purposes and 122.925 MHz for multicom uses associated with programs of Federal and state natural resources agencies. In addition, we are making 122.850 MHz available for assignment for general multicom use.

18. The frequencies 121.950, 123.3 and 123.5 MHz remain available for assignment to aviation instructional stations and for the coordination between gliders and ground stations and the promotion

of safety of life and property. AOPA, in their petition, noted that there was a need for coordination between gliders and their tow aircraft. Accordingly, we proposed that this function be included in the authorized communications for these frequencies. Therefore, by this Report and Order we are extending the authorized communications to include coordination between gliders, tow aircraft and ground stations.

19. Helicopter users noted, in their response to the Notice of Inquiry that 123.050 MHz was already becoming congested in some locations. Accordingly, we are making 123.075 MHz available as an additional frequency for assignment at heliports.

20. We recognize that these amendments involve frequency changes by many ground stations. We will accomplish this over approximately a 2 year period. All licenses granted or renewed during the period until January 31, 1979, will be assigned a frequency in accordance with paragraph 8, at the time of the grant, renewal, or modification. Licenses which expire after January 31, 1979, will be amended by a supplementary authorization in time to make the mandatory frequency change by February 1, 1979.

21. As discussed and proposed in the NPRM, we are changing the definition of aeronautical advisory station to include the term unicom because of the popular usage of the term. We will treat the two terms interchangeably henceforth.

22. As proposed in the NPRM we are changing paragraph 87.271(a) of the rules to delete the requirement that usage of 122.900 MHz cause no interference to the Aeronautical Advisory Service.

23. In addition, the following administrative changes are being made:

(a) Footnote 1 to § 87.65(a) is reworded to clearly express the original intent of the rule making. It was intended that the transmitters first type accepted after January 4, 1974, meet the 0.002 percent tolerance. Similarly, it was intended that those types of transmitters meeting a tolerance of 0.005 percent which were type accepted before January 1, 1966, and those types of transmitters meeting tolerance of 0.003 percent first type accepted during the period January 1, 1966, to January 1, 1974, may continue to operate with the exception of the stated carrier offset restriction. The use of the date of type acceptance as a criterion was stated in the Report and Order in Docket No. 19647, and this interpretation has been used to date.

(b) Footnote 2 to § 87.65(a) is reworded along the same lines as Footnote 1 in paragraph (a) above.

(c) The intent of §§ 87.2533(a) and 87.253(d) is not to require someone to provide service, but rather to require the use of a particular frequency when providing service. We are, therefore, changing the wording to more clearly reflect this intent.

(d) Footnote US29 in § 2.106 is no longer current and is being deleted.

(e) In the Table of Frequency Allocations in Part 2 of the rules, the Aviation Instructional frequency 121.950 MHz is being moved to the next higher frequency table along with other private aircraft frequencies.

24. Accordingly, it is ordered, That Parts 2 and 87 of the rules are amended as indicated below effective May 20, 1977. Authority for these amendments is contained in sections 4(i), 303 (b), (c), (f) and (r) of the Communications Act of 1934, as amended.

25. It is further ordered, That this proceeding is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082 (47 U.S.C. 154, 303).)

FEDERAL COMMUNICATIONS
COMMISSION,
VINCENT J. MULLINS,
Secretary.

Parts 2 and 87 of Chapter I of Title 47 of the Code of Federal Regulations are amended as follows:

A. Part 2 is amended as follows:

In § 2.106 the table is amended by changing the frequency band in columns 5 and 7 from 117.975—121.9625 MHz to 117.975—121.9375 MHz; in the frequency band 117.975—121.9625 MHz, under column 10, the frequency 121.950 MHz (NG67) is deleted, and in column 11 directly opposite, the service "Aviation instructional" is deleted. Under columns 5 and 7, the frequency bank 121.9625—123.0875 MHz is changed to read 121.9375—123.0875 MHz; Footnote US29 is deleted; in column 10, 121.950 MHz (NG67) is added immediately before 121.975—123.075 MHz (NG67); in column 11, it is listed as "Aviation instructional". The table of Footnotes is amended by deleting US29 and modifying US30 and US31 to read as follows:

§ 2.106 Table of frequency allocations.

Band (MHz)	Band (MHz)	Frequency (MHz)	Nature of services of stations	10	11
5	7				
117.975— 121.9375 (US26)	117.975— 121.9625 (US28) (US88)	118.000— 121.400 (NG67) 121.500	AIRDOME control. AERONAUTICAL MOBILE. Maritime search and rescue.		
121.9375— 123.0875 (US30) (US31) (US88) (US89) (US85) (US102) (US213)	121.9375— 123.0875 (NG67)	121.950 (NG67) 121.975— 123.075 (NG67)	Aviation instructional. Private aircraft.	121.950 (NG67)	Aviation instructional.

FOOTNOTES.

U.S. FOOTNOTES

US29 (Delete).

US30 The band 121.9375—123.0875 MHz is available to FAA aircraft for communications pursuant to flight inspection functions in accordance with the Federal Aviation Act of 1968.

US31 Except as provided below the band 121.9375—123.0875 MHz is for use by private aircraft stations.

The frequencies 122.700, 122.725, 122.750, 122.800, 122.900, 122.975, 123.000, 123.050 and 123.075 MHz may be assigned to aeronautical advisory stations.

The frequency 122.850, 122.900 and 122.925 MHz may be assigned to aeronautical multicom stations. In the case of 122.925 MHz, US213 applies.

Air carrier aircraft stations may use 122.000 MHz for communication with aeronautical stations of the Federal Aviation Administration and 122.700, 122.800 and 123.0 MHz for communications pertaining to safety of flight with and in the vicinity of landing areas not served by a control tower.

Frequencies in the band 121.9375—122.6875 MHz may be used by aeronautical stations of the Federal Aviation Administration for communication with private aircraft stations only, except that 122.0 MHz may also be used for communication with air carrier aircraft stations concerning weather information.

B. Part 87 is amended as follows:

1. In § 87.5 the definition of Aeronautical Advisory Station is amended as follows:

§ 87.5 Definition of terms.

Aeronautical advisory station. An aeronautical station used for advisory and civil defense communications primarily with private aircraft stations. Also called unicom station.

2. Section 87.183(g) is amended and (m) is added as follows:

§ 87.183 Frequencies available.

(g) 122.9 and 123.1 MHz: When engaged in search and rescue activities in accordance with Subpart K of this part, these frequencies may be used by aircraft for:

(1) Air-to-air communications with other aircraft engaged in search and rescue activities.

(2) Air-to-ground communications with aeronautical search and rescue stations.

(m) After January 1, 1978, the frequency 122.750 MHz is authorized for use by private aircraft in air-to-air communications for formation flying, group flights or other air-to-air usage by general aviation not specifically authorized elsewhere in this part of the rules. Provided, however, that communications on this frequency shall be limited to those directly related to the operation of the aircraft.

3. Section 87.195(f) is amended to read as follows:

§ 87.195 Frequencies available.

(f) The frequencies 122.700, 122.800 and 123.000 MHz are available to air carrier aircraft for communications pertaining to safety of flight in the vi-

cinity of landing areas not served by an airdrome control station. Such communications are permitted with aeronautical advisory stations in accordance with Subpart C of this part.

4. In § 87.201, paragraphs (b), (c) and (d) are amended, and paragraphs (e) and (f) are deleted and reserved to read as follows:

§ 87.201 Frequencies available.

(b) These frequencies are available to private aircraft for air traffic control operations:

MHz	MHz
121.975	122.350
122.000	122.375
122.025	122.400
122.050	122.425
122.075	122.450
122.100	122.475
122.125	122.500
122.150	122.525
122.175	122.550
122.200	122.575
122.225	122.600
122.250	122.625
122.275	122.650
122.300	122.675
122.325	122.675

(c) These frequencies are available to private aircraft stations for communications with aeronautical advisory stations in accordance with Subpart C of this part.

122.700, 122.725, 122.750, 122.800, 122.975, 123.000, 123.050 and 123.075 MHz.

In addition, brief keyed RF signals may be transmitted on these frequencies for the control of airport lights from aircraft on the condition that no harmful interference is caused to authorized voice communications.

(d) 122.850, 122.900, and 122.925 MHz, 6A3 emission: Private aircraft stations to aeronautical multicom stations and to Government stations in accordance with Subpart D of the rules. Between private aircraft stations, and between private aircraft stations and Government aircraft stations while in flight for communications pertaining to safety; agricultural, ranching and conservation activities; forest fire fighting; aerial application; aerial advertising; and parachute jumping.

(e) [Reserved].

(f) [Reserved].

5. Section 87.253, paragraphs (a), (b), (c) and (d) are amended to read as follows:

§ 87.253 Frequency assignment.

(a) Aeronautical advisory stations at landing areas open to the public, upon application will be assigned a frequency in accordance with the paragraph below. Where more than one frequency is available, the applicant need not specify a frequency as the Commission will make the determination. However, applicants may state a preference for a particular

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frequency and this will be taken into consideration when the assignment is made.

(1) Landing area other than a heliport, where there is not a control tower: 122.700, 122.800 or 123.000 MHz;

(2) Landing area other than a heliport, where there is a control tower: 122.950 MHz;

(3) Landing area that is used exclusively as a heliport: 123.050 or 123.075 MHz.

(b) Upon a showing of need, stations authorized to operate on 123.050 or 123.075 MHz also may be assigned 122.700, 122.800 or 123.000 MHz for communications primarily with fixed wing aircraft, and stations authorized use of 122.700, 122.800, 122.950 or 123.000 MHz may also be assigned 123.050 or 123.075 MHz for communications primarily with helicopters.

(c) Stations at landing areas not open to the public normally will be assigned a frequency in accordance with the provision of paragraph (a) of this section. An alternate frequency of 122.725 or 122.750 MHz may be authorized upon request.

(d) Stations authorized to provide service on 122.700, 122.800, 122.950 or 123.000 MHz may be assigned the additional frequency 122.975 MHz when such frequency is requested for communication with aircraft at altitudes greater than 10,000 feet above the elevation of the landing area.

6. Section 87.257 is amended by changing paragraph (d) (4) as follows:

§ 87.257 Scope of service.

(d) * * *

(4) When assigned in accordance with 87.253(d), 122.975 MHz may be used for communication only with aircraft at altitudes greater than 10,000 feet above the elevation of the landing area.

7. Section 87.271 is amended by changing paragraph (a) as follows:

§ 87.271 Frequencies available.

(a) 122.850 or 122.900 MHz. 6A3 emission.

8. In § 87.277, paragraph (a) and the introductory paragraph of (b) are amended as follows:

§ 87.277 Scope of service.

(a) Except as provided in paragraph (b) of this section, communications by an aeronautical multicom station shall pertain to activities of a temporary, seasonal or emergency nature which depend upon an aircraft in flight for the successful or safe conduct of the activity. Such communications shall be limited to

the directing of ground activities from the air, the directing of aerial activities from the ground, and air-to-air communications where such communications are directly connected with the air-to-ground or ground-to-air activity herein authorized: *Provided, however,* That communications by a multicom station may not include those air/ground communications provided for elsewhere in this part.

(b) Where advisory service is not authorized at a landing area and an applicant is unable to meet the special requirements for an aeronautical advisory station under § 87.251, the Commission, upon a proper showing by the applicant, and until such time as an aeronautical advisory station is established at the landing area, may authorize service at such landing area on 122.850 or 122.900 MHz, in accordance with the following provisions:

* * * * * 9. Section 87.345 is amended as follows:

§ 87.345 Scope of service.

Communications shall be limited to the necessities of pilot training, coordination of soaring activities between gliders, tow aircraft and ground stations and the promotion of safety of life and property.

[FR Doc. 77-11326 Filed 4-19-77; 8:45 am]

[Docket No. 20639; FCC 77-254]

PART 15—RADIO FREQUENCY DEVICES

Television Broadcast Receiver Antennas

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Reconsideration of the method of applying the effective date has been granted in Docket No. 20639, which amended FCC regulations to require that a UHF antenna be provided when a VHF antenna is provided and to affix the UHF antenna if the VHF antenna is affixed. The rule required all receivers "marketed" after July 15, 1978 to comply. Because of inventory problems which might exist, the word "manufactured" has been substituted. This will also avoid any problems of interpretation with respect to wholly owned distributors which could be regarded as being the same as the manufacturer.

EFFECTIVE DATE: May 20, 1977.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT:

Don Olmstead, RF Devices & Experimental Branch, Office of Chief Engineer (202-632-7095).

SUPPLEMENTARY INFORMATION: agency supply

Adopted: April 5, 1977.

Released: April 13, 1977.

In the matter of amendment of Part 15 of the Commission's rules relating to television broadcast receiver antennas.

1. The Commission has received a timely filed petition requesting reconsideration of the rules adopted December 15, 1976, by Report and Order in the above described proceeding. The petition was filed by the Consumer Electronics Group of the Electronics Industries Association (EIA/CEG). Comments were received from the Council for UHF Broadcasting (CUB).

2. EIA/CEG requests that the Commission reconsider the language concerning the effective date for compliance with the rule changes adopted in the Report and Order in Docket No. 20639. These changes involved amendment of Section 15.65 of the rules to require manufacturers to provide a UHF antenna when VHF antenna is supplied and to affix the UHF antenna if the VHF antenna is affixed. The Report and Order required that all receivers "marketed" after July 15, 1978 comply.

3. Petitioner requests that we change the word "marketed" to "manufactured". As pointed out in the comments, the lead time for the required tooling and shipping changes is between 14 and 18 months. The lead time provided in the new rules was eighteen and a half months. Thus, practically all of this lead time will be consumed in making necessary tooling changes and will leave no time for receivers to be cleared from the manufacturer's inventory prior to the effective date. An additional problem would arise where the manufacturers have wholly owned distributors which could be regarded as being the same as the manufacturer. In this case the manufacturer-distributor would have little, if any, time to clear the inventory. It is also noted that television manufacturers do not generally come out with new receiver models each year; that certain receivers may remain in inventory for some months, and this is not entirely within the control of the manufacturer due to unpredictable factors such as the state of the economy, particular needs of major purchasers, etc., which influence the rate of inventory turnover.

4. Comments filed by CUB stated that they did not oppose the requested change since achieving its goal of full comparability of UHF and VHF broadcasting requires the cooperative efforts of all parties involved, and, that there is no desire on their part to disrupt the orderly implementation of the new rules by the manufacturers. Since we agree with this position and since the word "marketing" is subject to different interpretations, especially with respect to manufacturer-owned distributors, we will grant the relief requested.

¹ 42 FR 1231; January 6, 1977.

² The Council for UHF Broadcasting was the original petitioner in this proceeding.

5. In consideration of the foregoing, the Commission finds that amendment of the rules as below is in the public interest. Authority for this rule amendment is contained in sections 4(1), 303 (r) and (s) and 330 of the Communications Act of 1934, as amended.

6. Accordingly, it is ordered. That effective May 20, 1977, Part 15 of the Commission's Rules is amended as set forth below.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082, 330, sec. 2, 76 Stat., 151, 47 U.S.C. 154, 303, 330.)

FEDERAL COMMUNICATIONS
COMMISSION,
VINCENT J. MULLINS,
Secretary.

Section 15.65(b) is revised to read as follows:

§ 15.65 All-Channel television broadcast reception: general requirement; and antennas.

(a) *

(b) Television receivers manufactured on or after July 15, 1978 which have an antenna affixed to the VHF antenna terminals must also have an antenna designed for and capable of receiving all UHF television channels affixed to the UHF antenna terminals. If a VHF antenna is provided with, but not affixed to, a receiver manufactured after July 15, 1978, a UHF antenna shall also be provided with the receiver.

[FR Doc. 77-11433 Filed 4-19-77; 8:45 am]

Title 7—Agriculture

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

PART 908—VALENCIA ORANGES IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Amendment of Subpart-Rules and Regulations

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: The amendment: (1) provides a uniform rule for allocation of early maturity and freeze damage allotments to Valencia orange handlers; (2) provides the Valencia Orange Administrative Committee, established under the order, more adequate control of oranges exported to Mexico; and (3) provides that a grower, after obtaining committee approval, may market oranges, exempt from volume and size regulations, direct to consumers. The amendment is needed to provide for more effective administration of the marketing order, to more equitably allocate early maturity allotments, and to improve marketing opportunities for growers.

* Commissioner Washburn not participating.

EFFECTIVE DATE: May 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Charles R. Brader, Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250, 202-447-3545.

SUPPLEMENTARY INFORMATION:

On March 31, 1977, notice was published in the **FEDERAL REGISTER** (42 FR 17128), that consideration was being given to an amendment, as hereinafter set forth, to the rules and regulations (Subpart-Rules and Regulations; 7 CFR 908.100-908.142) currently in effect under the applicable provisions of the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California. This notice allowed interested persons until April 7, 1977, to submit written comments pertaining to these proposals. None were submitted. The proposed amendment was recommended by the Valencia Orange Administrative Committee established under the marketing agreement and order. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 801-874).

The amendment does the following: (1) Simplifies the definition of carload and defines regular meeting day; (2) deletes the no longer needed reference to nomination of initial committee members; (3) requires that handlers furnish more information relating to the growers' oranges under their control, when applying for a prorate base and allotment; (4) revises the procedure for computing the weekly shipment allocation schedules for the districts; (5) requires that handlers furnish additional information relating to oranges shipped in containers other than cartons or bags to enable the committee to accurately determine the amount of oranges shipped; (6) provides a schedule for filing for early maturity and freeze damage allotments when the committee meets on a day other than the regular meeting day, and changes the method of computing early maturity allotments to afford handlers among districts equal shipping opportunity; (7) tightens the safeguards relating to the issuance of exemption under § 908.37, and deletes reference to "district" in § 908.130; (8) requires exporters to furnish additional proof indicating that oranges for export are actually exported, and stipulates that only exporters approved by the committee may export oranges exempt from allotment to Mexico; and (9) requires producers who apply for exemption to sell their oranges direct to the consumer, to furnish the committee additional information relating to their marketing plans, and exempts oranges furnished as gifts or for exhibits from regulation.

After consideration of all relevant matters presented, including the proposals set forth in the notice which were

submitted by the committee, it is found that the amendment, as hereinafter set forth, of the rules and regulations is in accordance with the provisions of the amended marketing agreement and order and will tend to effectuate the declared policy of the act.

Order. Therefore, this amendment is approved and the rules and regulations are amended, as follows:

1. In § 908.100 Definitions revise paragraph (e) and add a new paragraph (h) reading as follows:

§ 908.100 Definitions.

(e) Pursuant to § 908.18, the quantity of oranges comprising a carload, as such term is therein defined, means a quantity of oranges equivalent to 1,000 cartons of oranges.

(h) The regular weekly meeting of the committee is held on Tuesday at the headquarters in Los Angeles. Whenever the committee determines that its meeting should be at another place or on a day other than the regular weekly day, it shall advise handlers by notice mailed not less than five days before the meeting.

2. Revise the first two sentences of paragraph (a) § 908.102 to read as follows:

§ 908.102 Nomination procedure.

(a) The time of nominating grower and handler members and alternate members of the committee shall be not later than 20 days preceding the date of expiration of the terms of the members and alternate members of the committee. The manner of nominating members and alternate members of the committee shall be as follows:

3. Revise paragraph (a) of § 908.108 to read as follows:

§ 908.108 Prorate bases and allotments.

(a) **Application to be filed.** Each person who has oranges available for current shipment and desires to handle the oranges shall submit to the committee upon request, on V.O.A.C. Form No. 1, an application for a prorate base and allotments. The application shall contain the information required pursuant to § 908.53(b) and a certification to the U.S. Department of Agriculture and the Valencia Orange Administrative Committee by the handler that the information in the application is true and that he has control, for all purposes relating to this part, of the oranges described in the application. The application shall be supported by a list of growers, on V.O.A.C. Form No. 1-A, whose oranges the applicant controls for all purposes relating to the marketing order showing for each listed grower's oranges, the name and address of the grower and the location, acreage, tree count, year in which trees were planted for trees less than eight years in the ground, and estimated yield of each grove or portion of

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a grove as may be designated by the committee.

4. In § 908.110 *Equity of marketing opportunity* revise paragraphs (c), (d), (e) and the fourth sentence of paragraph (f) to read as follows:

§ 908.110 Equity of marketing opportunity.

(c) Following any or all marketing policy meetings for the districts, the committee may review and make equitable modifications as it considers advisable in the equity factor and weekly shipping schedules.

(d) The committee shall develop a weekly shipment allocation schedule for each district commencing the week that regulation other than early maturity allotment is first recommended for the district and continuing through the remainder of the season. The quantities of oranges shown for each week shall be the cars appearing on the then effective shipping schedule for the week for the district, plus a proportionate amount of the quantities appearing on the weekly shipping schedule during weeks when no regulation or early maturity allotment was in effect for the district. Whenever two or more districts are shown on the weekly shipment allocation schedule, the committee shall combine into a weekly total the quantity of oranges shown thereon for each week and the weekly quantity for a district shall be converted into a percentage of the weekly total. The percentage shall be known as the percentage allocation to a district.

(e) Insofar as practicable, the committee shall, pursuant to § 908.51(a), base its weekly recommendations for the allocation of general maturity allotments and of freeze damage allotments among the prorate districts upon the percentage allocations for the districts provided for in § 908.110(d) of this subpart.

(f) * * *

Whenever a prorate district nears the end of the shipping schedule for that district and the committee ascertains that oranges (grown in that district) remain for handling under volume regulation, the committee may (1) adjust the equity factor upward with corresponding changes in the weekly shipping schedules for all districts or (2) adjust the weekly shipment allocation schedules for all districts by adding thereto the difference between the aggregate quantity of oranges listed on the weekly shipment allocation schedule of each district during all of the preceding weeks and the sum of the aggregate quantity of oranges fixed by the Secretary for handling under general maturity and freeze damage allotment.

§ 908.112 [Amended]

5. Add the following sentence to the end of § 908.112.

If the shipment contained oranges not packed in cartons or in bags, the handler

shall file with the committee, no later than 10 days following the shipment, information satisfactory to the committee which substantiates, and which shows the derivation of the amount of equivalent cartons, by sizes, contained in the shipment and reported on the assignment of allotment certificate.

6. Revise paragraphs (a) and (c) of § 908.113 to read as follows:

§ 908.113 Early maturity allotments.

(a) *Applications to be filed.* On or before 12 o'clock noon of the day preceding the regular weekly meeting day of the committee, or at another time and day which may be prescribed by the committee whenever it determines that its meeting should be on a day other than the regular weekly meeting day or whenever a holiday precedes the meeting day, any handler controlling early maturity oranges who desires to receive early maturity allotment for use during the following week must request the allotment from the committee by telephone or telegram, or by an application on V.O.A.C. Form No. 9 delivered to the committee at any of its designated offices. Telephone and telegram requests shall be confirmed either by (1) delivering to the committee not later than the meeting day a duly executed V.O.A.C. Form No. 9 or (2) by mailing to the committee such V.O.A.C. Form No. 9 postmarked not later than the meeting day. Requests for early maturity allotment, or for changes in requests previously made, shall not be considered by the committee if received after 12 o'clock noon of the day preceding the regular weekly meeting day of the committee, or if received after the time prescribed by the committee whenever the weekly meeting is held other than on the regular meeting day or is preceded by a holiday. Each application, and each confirmation, on V.O.A.C. Form No. 9 shall indicate the name and address of the applicant, the general location of early maturity oranges for which allotment is desired, the number of cartons of allotment desired, and such other pertinent information as the committee may from time to time request.

(c) Early maturity allotments shall be allocated to handlers on the basis of requests whenever the committee considers it advisable to grant the full amount of the requests. Whenever the committee considers it inadvisable to grant the full amount of early maturity allotments requested by all handlers, the requests of each handler shall be granted in the same proportion as the handler's tree crop is to the tree crop of all requesting handlers without regard to districts, but not in excess of the amount requested, and any allotment then remaining shall be granted in successive increments, as necessary, to handlers filing requests in the same proportion as aforesaid, but not in excess of the amount requested. District allotments shall be the sum of allotments allocated

to handlers within each district as determined according to the foregoing procedure.

7. Revise paragraph (c) of § 908.117 to read as follows:

§ 908.117 Freeze damage allotments.

(c) Any handler who desires to receive freeze damage allotment shall request such allotment in person, or by telephone, telegram, or by filing V.O.A.C. Form No. 35 on or before 12 o'clock noon of the day before the regular weekly meeting of the committee, or at another time and day which may be prescribed by the committee whenever it determines that its meeting should be on a day other than the regular weekly meeting day or whenever a holiday precedes the meeting day. Such request may be made at any of the offices of the committee. V.O.A.C. Form No. 35 shall contain (1) the name and address of the handler, (2) the week for which the application is made, (3) the amount of freeze damage allotment requested, and (4) the signature of the handler or authorized representative. All requests not made on a properly completed V.O.A.C. Form No. 35 shall be confirmed by delivery to the committee at any of the offices, not later than the meeting day, a properly completed V.O.A.C. Form No. 35 or by mailing a properly completed form to the committee not later than the meeting day.

8. Revise § 908.130 to read as follows:

§ 908.130 Exemptions under § 908.67.

The exemptions authorized by § 908.67 apply only to oranges handled by the initial handler direct for the purpose stated. Except as specifically provided in this subpart, any transaction wherein the oranges are handled by a third party, such party is not entitled to exemption.

9. Revise § 908.132 to read as follows:

§ 908.132 Export of oranges.

(a) *Oranges exported.* Except for the handling of oranges to an exporter for export to Mexico as provided in this section, any person who packs oranges and forwards the oranges directly to the destination for export, and who shows proof of export by submitting to the committee a copy of a signed dock receipt, a signed car bill of lading or other documents acceptable to the committee covering the shipment of the oranges to export, no later than 48 hours following the shipment, shall be considered to have exported the oranges within the meaning of § 908.67.

(b) *Handling oranges to an exporter for export to Mexico.* No person shall be eligible for an exemption under § 908.67 for handling oranges to an exporter for export to Mexico unless the exporter is approved as prescribed in paragraph (c) of this section.

(c) *Approved exporter to Mexico.* Any person who desires to become an approved exporter eligible to handle exempt oranges to Mexico shall submit to the

committee an application on V.O.A.C. Form No. 36 which shall contain the following information: (1) the name and home address of the applicant; (2) the applicant's business address; (3) the applicant's permit, identification, or border crossing number; (4) the approximate quantity of oranges to be handled each week for export to Mexico; (5) a certification to the United States and to the Valencia Orange Administrative Committee that the oranges obtained for export to Mexico will not be placed in the current of commerce in the Continental United States, Canada, or Alaska; and (6) an agreement that the applicant will deposit with the U.S. Customs Inspector at the Mexican border within 36 hours after handling oranges for export to Mexico by purchase or otherwise, a copy of V.O.A.C. Form No. 16, Certificate of Purchase of Oranges For Export to Mexico, or file the certificate with the committee as provided in paragraph (d) of this section; and based upon information provided in the application, the investigation thereof by the committee staff, and other available information the committee shall approve or disapprove the application and notify the applicant accordingly. If the application is approved, the applicant's name shall be placed on the approved list of exporters to Mexico. Should the applicant at any time fail to abide by the terms of his agreement with the committee, his name shall be removed from the list of approved exporters to Mexico.

(d) Mexican export certificate. For each export shipment of oranges to Mexico, the handler shall obtain from the purchaser at time of delivery of such oranges, a certification on V.O.A.C. Form No. 16 to the United States Department of Agriculture and the Valencia Orange Administrative Committee that such oranges are to be exported to Mexico and will not re-enter the Continental United States or be reshipped to Canada or Alaska. The certificate shall state the date of shipment, the quantity of oranges included in the shipment, the truck license number or other identification of the carrier of the oranges, the purchaser's permit, identification, or border crossing number, the name of the packinghouse from which the oranges were purchased, the destination of the

oranges, and the signature and address of the purchaser. The certificate shall also be signed by the handler or his authorized representative and the original shall be forwarded by the handler to the committee at the close of each day's business. The duplicate and triplicate copy shall accompany the oranges, and within 36 hours of the time they are purchased, the purchaser shall deposit the duplicate copy with the U.S. Customs Inspector at the Mexican Border, or, in lieu thereof, shall mail the duplicate copy to the committee in an envelope mailed from Mexico.

10. Revise the title of and paragraphs (a) and (c) in § 908.133 to read as follows:

§ 908.133 Other exemptions.

(a) Any producer whose principal occupation is not that of food distribution may apply to the committee on V.O.A.C. Form No. 18 for an exemption to sell oranges produced by him direct to consumers without regard to volume or size regulation or both. The application shall show: (1) The name and address of the producer; (2) the location of the producer's grove, the acreage in the grove, and the estimated production of the grove; (3) the estimated quantity of oranges which producer desires to sell to consumers under the exemption; (4) the location at which producer will sell his oranges to consumers, and the name of the facility employed in the sale, if any; (5) the name of the person or persons who will sell the oranges, and if the oranges are to be sold by a person other than the applicant, the nature of the selling agreement between such person and the applicant including information as to the extent to which applicant has control over the sale of the oranges; and (6) evidence that his principal occupation is not that of food distribution. The committee shall determine the extent to which the application should be granted on the basis of its evaluation of the information provided in the application, other available information, and its judgment as to the manner in which granting the application will effect the purposes of the marketing order. In making such determination, the committee shall consider: (1) the extent to which other handlers

will be adversely affected in the marketing of their oranges in regular channels, if the exemption is granted; and (2) the degree of risk that the oranges covered by the exemption will re-enter non-exempted channels, if the exemption is granted. The producer shall be notified in writing of the action taken by the committee on his application. Upon approval of the application, the producer may sell oranges produced by him direct to a consumer without regard to the restrictions of volume or size or both, prescribed pursuant to Order No. 908. This exemption shall not apply to any sale of oranges made at a packinghouse.

(c) Any handler who desires to furnish, at his own expense, oranges for gifts, exhibits, or for experimental or research work by a university or other similar research institution, which does not involve the sale or such oranges in fresh fruit channels, may do so without regard to volume and size regulations then in effect. Any such oranges shall be reported to the committee on V.O.A.C. Form No. 4, Report of Weekly Orange Movement, and shall show the quantity of oranges furnished, and the name and address of the university or other research institution.

§ 908.141 [Amended]

11. Add the following sentence to the end of § 908.141.

If the shipment was by rail and contained oranges not packed in cartons or in bags, the handler shall file with the committee, no later than 10 days following the shipment, information satisfactory to the committee which substantiates and which shows the derivation of the amount of equivalent cartons, by sizes, contained in the shipment and reported on the manifest report.

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

Dated: April 18, 1977, to become effective May 20, 1977.

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

[FR Doc. 77-11585 Filed 4-20-77; 8:45 am]

proposed rules

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

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 945]

[Docket No. AO-150-A4]

IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON

Hoaring on Proposed Amendment of Marketing Agreement and Order

Correction

In FR Doc. 77-10828 appearing at page 19148 in the issue for Tuesday, April 12, 1977, in the third column, in paragraph (g) of § 945.25, the first line now reading "At least one nominess shall be * * *" should have read "Nominations shall be * * *".

Commodity Credit Corporation

[7 CFR Part 1464]

TOBACCO LOAN PROGRAM

Proposed 1977 Tobacco Support Levels

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Proposed Rule.

SUMMARY: This proposal would establish the support level for the 1977 crop of each eligible kind of tobacco at 205 percent of the 1959 crop support level and provides that Commodity Credit Corporation, prior to the beginning of the marketing season, will issue proposed advance rates for the various types and grades of eligible tobacco. Comments on such rates may be made at that time. The Agricultural Act of 1949, as amended, requires the Secretary to make support available on any crop of tobacco for which marketing quotas are in effect, or for which marketing quotas have not been disapproved by producers.

DATES: Comments must be received by May 20, 1977 to be sure of consideration.

ADDRESSES: Send comments to the Director, Tobacco and Peanut Division, ASCS, U.S. Department of Agriculture, P.O. Box 2415, Washington, D.C. 20013.

FOR FURTHER INFORMATION CONTACT:

Robert P. Hieronymus, (202-447-5753).

SUPPLEMENTARY INFORMATION: Notice is hereby given that the Secretary of Agriculture, under the authority of sections 101, 106, 401, and 403 of the Agricultural Act of 1949, as amended (7 U.S.C. 1441, 1445, 1421, and 1423), and sections 4 and 5 of the Commodity Credit Corporation Charter Act, as amended (15 U.S.C. 714b, 714c), is preparing to estab-

lish the support level for the 1977 crop of each eligible kind of tobacco.

The Agricultural Act of 1949, as amended, requires the Secretary to make support available on any crop of tobacco for which marketing quotas are in effect, or for which marketing quotas have not been disapproved by producers. Under section 106 of the Act, the level of support in cents-per-pound for each crop of each kind of tobacco for which marketing quotas are in effect, or for which marketing quotas are not disapproved, is mandatory at the support level for the 1959 crop of such kind of tobacco, multiplied by the ratio of (i) the average of the index of prices paid by farmers for the three calendar years immediately preceding the calendar year in which the marketing year begins for the crop for which the support level is being determined to (ii) the average index of prices paid by farmers for the 1959 calendar year. The average of the index of such prices paid for calendar years 1974-76 will be used in computing the 1977 tobacco support levels. The average is \$10. The average index of prices paid for the calendar year 1959 is 298. The resulting ratio is 2.05. Thus, the support level for the 1977 crop of each eligible kind of tobacco will be 205 percent of the 1959 crop support level.

Prior to the beginning of the marketing season for each eligible kinds of tobacco, pursuant to section 403 of the Act, Commodity Credit Corporation will issue proposed advance rates for the various types and grades of tobacco, and comments on such rates may be made at that time.

It is contemplated that the method of supporting tobacco will continue to be through loans on all eligible kinds of tobacco and purchase of Puerto Rican tobacco. Regulations currently in effect with respect to the tobacco price support program are set forth in 7 CFR Part 1464. No substantive changes are contemplated in those regulations.

Consideration will be given to data, views and recommendations which are submitted in writing to the Director, Tobacco and Peanut Division, Agricultural Stabilization and Conservation Service, USDA, P.O. Box 2415, Washington, D.C. 20013.

All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Director during regular business hours (8:15 a.m. to 4:45 p.m.).

NOTE.—The Commodity Credit Corporation has determined that this document contains a major proposal requiring preparation of an Inflation Impact Statement under Executive Order 11831 and OMB Circular A-107, and certifies that an Inflation Impact Statement has been prepared.

Signed at Washington, D.C. on April 14, 1977.

VICTOR A. SENECHAL,
Acting Executive Vice President,
Commodity Credit Corporation.

[FR Doc. 77-11465 Filed 4-19-77; 8:45 am]

FEDERAL ENERGY ADMINISTRATION

[10 CFR Part 440]

WEATHERIZATION ASSISTANCE FOR LOW-INCOME PERSONS

Proposed Rulemaking; Correction

AGENCY: Federal Energy Administration.

ACTION: Proposed Rulemaking; Correction.

SUMMARY: This document corrects an error made in the notice of proposed rulemaking regarding weatherization assistance for low-income persons appearing at page 17470 in the **FEDERAL REGISTER** of April 1, 1977. The proposed rulemaking was issued under Part A of Title IV of the Energy Conservation and Production Act (Pub. L. 94-385, 90 Stat. 1125 et seq.).

FOR FURTHER INFORMATION CONTACT:

Ms. Mary Bell, Director, Office of Weatherization Assistance Programs, Office of Energy Conservation and Environment, Federal Energy Administration, Washington, D.C. 20461 (202) 566-3901.

SUPPLEMENTARY INFORMATION: The proposed formula appearing in FR Doc. 77-9536 on page 17471 in the **FEDERAL REGISTER** of April 1, 1977 for the allocation to the States of appropriated funds beyond the first \$5 million is corrected to read as follows:

$$\frac{[0.587 \text{ (Heating)}^2 + 0.033 \text{ (Cooling)}^2] \times [(\text{Owners}) + 0.5 \text{ (Renters)}]}{\text{Sum for all States} \{[0.587 \text{ (Heating)}^2 + 0.033 \text{ (Cooling)}^2] \times [(\text{Owners}) + 0.5 \text{ (Renters)}]\}} \times 100.$$

Issued in Washington, D.C., April 14, 1977.

ERIC J. FYGI,
Acting General Counsel,
Federal Energy Administration.

[FR Doc. 77-11371 Filed 4-15-77; 11:15 am]

FEDERAL RESERVE SYSTEM

[12 CFR Part 208]

[Reg. H; Docket No. R-0096]

MEMBERSHIP OF STATE BANKING INSTITUTIONS IN THE FEDERAL RESERVE SYSTEM

Loans by State Member Banks in Flood-Prone Areas

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Proposed Rule.

SUMMARY: The Board proposes to amend its Regulation H in order to provide that State member banks may not purchase a loan secured by improved real estate or by a mobile home located in an identified flood hazard area when such property is not covered by flood insurance (hereinafter an "uninsured loan"). Presently, Regulation H provides that no State member bank shall "make, increase, extend or renew" an uninsured loan in a flood hazard area. The addition of the word "purchase" to these sections would further implement the purposes of the Act and prevent possible circumvention of its provisions by prohibiting State member banks from purchasing an uninsured loan which, if directly made by the bank, would be required to be accompanied by flood insurance.

DATE: Comments must be received on or before May 20, 1977.

ADDRESS: Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. All material submitted should include the docket No. R-0096.

FOR FURTHER INFORMATION CONTACT:

Allen L. Raiken, Assistant General Counsel, Legal Division, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. (202-452-3625).

SUPPLEMENTARY INFORMATION: The Board proposes to take this action pursuant to its rulemaking authority under the Flood Disaster Protection Act of 1973, as amended ("Act") (42 U.S.C. 4012a(b), 4104(b), and 4128).

The Act provides for a national flood insurance program generally administered by the Federal Insurance Administration within the Department of Housing and Urban Development. The principal thrust of the program is to provide Federally subsidized flood insurance to owners of improved real property that is located in a flood hazard area. To accomplish this and to promote prudent land use techniques, the Act requires State and local communities to participate in the flood insurance program (through the adoption of adequate flood plain management standards) before Federally subsidized insurance is made available to local property owners. The subsidized flood insurance is issued and sold by a pool of insurance companies that generally share in the risks of the

policies. The purposes of the structure of the Federally subsidized private insurance pool are, among other things, to provide a preventive alternative to massive doses of Federal disaster relief funds that would normally be made available in areas struck by floods and to promote the financial stability of Federally insured financial institutions whose assets include mortgage loans secured by property in flood-prone areas.

Under the Act, Federally regulated banks are generally prohibited from "making, increasing, extending, or renewing" a loan not covered by flood insurance that is secured by improved real estate or a mobile home located in a flood hazard area. The Act does not specifically mention the "purchase" of a loan and the Board's flood insurance regulation does not specifically include purchases of uninsured loans within its prohibitions. However, Congress stated in the preamble of the Act that a purpose of the statute is to require the purchase of flood insurance by property owners who are assisted by Federally regulated or insured financial institutions in acquiring property in a flood hazard area. In light of this and the other purposes of the Act, particularly the financial stability of Federally insured financial institutions, it appears that a broad construction of the Act's provisions is appropriate to ensure, to the extent possible, the lessening of financial losses that may be suffered by property owners and others in flood-prone areas.

The Acting Administrator of the Federal Insurance Administration has requested that the Board consider amending Regulation H to specifically apply its requirements to loans purchased by member banks from third parties. In view of this request, the Board has reviewed this matter, including previous opinions issued by the Board's staff, and believes that its Regulation H should be amended to include loan purchases within its flood insurance requirements. The Board is of the opinion that since the word "make" is not defined in the Act, it is appropriate in order to carry out the underlying purposes of the Act to specifically include the purchase of a loan in the Board's regulation. The Board believes that without such an amendment, the Act could easily be circumvented and the Congressional purposes behind its enactment thwarted. For example, under the present regulation a State member bank wishing to avoid the Act's requirements could purchase an uninsured loan in the secondary market which if directly made by the bank would be required to be accompanied by flood insurance. In the Board's opinion, to allow such an obvious method for circumvention to exist is directly opposed to the Congressional intent behind the Act.

The Board believes that in situations where a State member bank purchases uninsured loans after they are originated, whether the purchase is accomplished under a formal agreement or

merely in the normal course of business, or whether the purchaser is affiliated with the seller of the loan, the loan should be deemed to have been "made" by the bank for purposes of the Act. Purchases covered by this amendment may take the form of a direct purchase by a State member bank from a mortgage broker of a small number and amount of loans, or it may involve the purchase of a participation interest in one or more loans originated by a lead bank, insurance company, or other financial corporation.

With respect to the effective date of the amendments, it is proposed that the amendments apply to uninsured loans purchased after the date of final publication of the amendments, but they would not apply to: (a) such loans originated prior to the publication date, or (b) loans purchased after the publication date that are purchased pursuant to a contractual commitment existing prior to the publication date. The Board believes that "prospective" amendments are appropriate since they represent an extension of the Board's regulation in this area.

Accordingly, it is proposed to amend § 208.8(e) of Regulation H by adding the term "purchase" to paragraphs (1), (4), and (5) thereof, and by adding a new paragraph (6) to provide a "grandfather" provision for the purchase of uninsured loans. The provisions of Regulation H proposed to be amended would read as follows:

§ 208.8 Banking practices.

(e) *Loans by State member banks in identified flood hazard areas.* (1) No State member bank shall make (including purchase, except as provided in paragraph (e) (6) of this section), increase, extend or renew any loan * * *

(4) Each State member bank shall as a condition of making (including purchasing, except as provided in paragraph (e) (6) of this section), increasing, extending, or renewing any loan * * *

(5) Except as provided in paragraph (e) (6) of this section, on and after one year following the date of official notification to the chief executive officer of a community that the community is one containing special flood hazard areas no State member bank shall make (including purchase, except as provided in paragraph (e) (6) of this section), increase, extend, or renew any loan * * *

(6) *Purchase of loans.* The provisions of this section do not prohibit the purchase of a loan secured by improved real estate or a mobile home located or to be located in an area that has been identified by the Secretary as an area having special flood hazards without compliance with the flood insurance requirements in said paragraphs (1) and (5), if:

(i) With respect to paragraph (e) (1) of this section, such loan was closed before the effective date of this amendment, or was closed pursuant to a loan commitment outstanding as of such date

PROPOSED RULES

and such loan has not thereafter been increased, extended, or renewed;

(ii) With respect to the first sentence of paragraph (e)(5) of this section, such loan was closed before the effective date of this amendment or one year after notification that the community is one containing special flood hazard areas, whichever is later, or was closed pursuant to a loan commitment outstanding as of the applicable date, and has not thereafter been increased, extended, or renewed; or

(iii) Such loan qualifies for exemption pursuant to paragraph (e)(5) (i), (ii), (iii), or (iv) of this section.

To aid in the consideration of this matter by the Board, interested persons are invited to submit relevant data, comments, views, or arguments. Any requests for a hearing on this matter should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

Any views or requests for a hearing should be submitted in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than May 20, 1977. All material submitted should include the docket No. R-0096. All views expressed in written comments on the proposal and received by that date will be considered by the Board. Such material will be made available for inspection and copying upon request, except as provided in the Board's Rules Regarding Availability of Information (12 CFR Part 261).

By order of the Board of Governors,
April 13, 1977.

RUTH A. REISTER,

Assistant Secretary of the Board.

[FR Doc. 77-11390 Filed 4-19-77 8:45 am]

[12 CFR Part 226]

[Reg. Z; Docket No. R-0094]

APPLICATION OF CERTAIN REQUIREMENTS TO CREDIT CARD PLANS INVOLVING TRANSACTION-BY-TRANSACTION BILLING AND THE IMPOSITION OF NO FINANCE CHARGE

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Proposed rule.

SUMMARY: This proposed interpretation of Regulation Z indicates the provisions applicable to certain two-party credit card plans in connection with which the card issuers bill their customers in full on a transaction-by-transaction basis, rather than on an account basis using periodic statements, and in connection with which no finance charge is imposed. These credit card issuers are subject to the Act and Regulation Z simply because the Fair Credit Billing Act amendments adjusted the definition of "creditor" to impose certain requirements upon all card issuers even though those requirements are generally applicable only to open end creditors. The Board is directed to apply those requirements to such card issuers "to the extent

appropriate." This proposed interpretation is designed to indicate which of the requirements are appropriate for such card issuers.

DATE: Comments must be received on or before May 16, 1977.

ADDRESS: Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. All material submitted should include the docket number R-0094.

FOR FURTHER INFORMATION CONTACT:

D. Edwin Schmelzer, Chief, Fair Credit Practices Section, Division of Consumer Affairs, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 (202-452-2412).

SUPPLEMENTARY INFORMATION: Section 103(f) of the Truth in Lending Act, as implemented by § 226.2 (s) and (x) of Regulation Z, requires all credit card issuers to comply with certain provisions of the Act and Regulation Z even though those provisions are generally applicable only to creditors of open end credit plans. There are certain two-party credit cards which are issued in connection with which no finance charge is imposed and billing for payment in full is accomplished on a transaction-by-transaction basis, rather than on an account basis using periodic statements. This proposed interpretation is designed to indicate, as permitted by section 103(f) of the Act, the Board's opinion regarding which sections of the regulation are applicable to such credit card programs.

The interpretation would permit such card issuers to continue sending bills in the form of invoices or other statements to each customer for each transaction in which the card is used. It would not require that the card issuer convert to using a periodic billing statement which involves the maintenance of accounts for each customer.

The interpretation would require such card issuers, prior to the first transaction in which the card is used, to disclose any charges (other than a finance charge) which relate to the deferral of payment by use of the cards, such as a late payment or delinquency charge (§ 226.7(a)(6)). The card issuer would be required to make disclosures regarding any security interest which may be retained (§ 226.7(a)(7)). The card issuer would also be required to provide the statement of rights and responsibilities under the Fair Credit Billing Act prior to the first use of the card (§ 226.7(a)(9)).

The proposal would not require a disclosure regarding minimum payments (§ 226.7(a)(8)). Since the only types of credit cards considered herein are ones which require payment in full for each transaction at the time of billing, that disclosure is, by definition, inapplicable.

The proposal would not require such card issuers to disclose the "previous balance" (§ 226.7(b)(1)(i)), the amounts of "payments" and "credits" (§ 226.7(b)(1)(iii)), or the closing date and "new balance" (§ 226.7(b)(1)(ix)). Those disclosures relate mainly to systems which periodically bill their customers on an account basis and do not

appear to be germane to the type of system under consideration in this proposal.

The requirements to provide an identification of each transaction (§ 226.7(b)(1)(ii)) and to provide an address for receipt of billing error inquiries (§ 226.7(b)(1)(x)) would be deemed to apply to such systems. The proposal would permit the card issuer to comply with those sections by placing the relevant information on the invoice or other statement sent to the customer for each transaction.

The provisions requiring the card issuer to send a periodic statement at least 14 days prior to the end of a "free period" (§ 226.7(b)(2)) would be deemed inapplicable to such credit card systems since there are no finance charges imposed under the credit card systems covered by this interpretation and, consequently, no "free periods."

The proposal would permit the card issuer to make use of the exceptions from the general requirement that all disclosures appear on the front of the periodic statement (§ 226.7(c)). All references to a "periodic statement" in § 226.7(c) would be read to indicate the invoice or other statement sent to the customer for each transaction.

This proposal would require the card issuer to send the statement prescribed by § 226.7(a)(9) to each customer on a semiannual basis (§ 226.7(d)). The interpretation would permit the card issuer to comply with that section by sending the statement required by § 226.7(a)(9) within the time periods provided in § 226.7(d), or by sending either the statement prescribed by § 226.7(a)(9) or the statement prescribed by § 226.7(d)(5) with every invoice or other billing statement sent to its customers. The timing of this disclosure would be computed without reference to billing cycles and periodic statements, which do not exist in such programs. Consequently, if the card issuer decided to give the statement semiannually instead of with every invoice, this proposal would permit sending the statement only to those customers who receive a transaction invoice during the chosen months.

This proposal would require the card issuer to notify customers of changes in terms (§ 226.7(f)). However, since there are no billing cycles or periodic statements used in such plans, the time period for notifying customers of changes in the terms of the plan would be 15 days prior to the date the change is to be instituted, rather than 15 days prior to the first billing cycle in which the change is to take place. Additionally, the interpretation would require advance notice only of those types of changes in terms which, if undertaken by open end creditors generally, would require notice to all customers prior to imposition of the change on the customers' accounts.

The proposal would exempt such card issuers from complying with the requirements which call for prompt crediting of payments (§ 226.7(g)), unless the plan includes the possibility of the imposition of a specific charge for late payment, delinquency, or default.

The proposal would apply the provisions regarding crediting and refunding

excess payments (§ 226.7(h)) to such credit plans. However, compliance with those requirements may be achieved by such credit card issuers by accounting for the amount received in excess of the required payment by a credit memorandum or other reasonable means, rather than by crediting to an account. Since no periodic statement is required for such systems, this interpretation would require the card issuer to notify the customer of the existence of an excess payment, unless a refund is sent within 5 business days of its receipt.

The card issuer would be required to comply with all relevant portions of § 226.13, except § 226.13(k) which is inapplicable to two-party credit card systems generally.

The proposal would require the card issuer to comply with the error resolution requirements of the regulation (§ 226.14). However, the proposal would also provide that all references therein to a "periodic statement" should be read to indicate the invoice or other billing statement for the relevant transaction. All actions referenced in § 226.14 with regard to correcting and adjusting a customer's account would be permitted to be taken by issuing a refund or new invoice to the customer, or by other appropriate means consistent with the purposes of the section. Since there are no accounts to be adjusted, and no periodic statement upon which any such adjustments can be reflected, this change in the Regulation's requirement with respect to this type of credit card is deemed necessary to the purposes of the Act and regulation.

To aid in the consideration of this material by the Board, interested persons are invited to submit relevant data, views, comments, or arguments. Any such material should be submitted in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than May 16, 1977. All materials submitted should include the docket number R-0094. Such information will be made available for inspection and copying upon request, except as provided in § 261.6(a) of the Board's Rules Regarding Availability of Information (12 CFR 261.6(a)).

Pursuant to 15 U.S.C. 1602(f) and 15 U.S.C. 1604, the Board hereby publishes for comment the following proposed interpretation of Regulation Z.

§ 226.709 Application of limited requirements to card issuers which bill customers on a transaction-by-transaction basis.

(a) It has come to the Board's attention that certain credit cards are issued, the card issuer and the seller being the same person or related persons, in connection with which no finance charge is imposed and customers are billed in full for each use of the card on a transaction-by-transaction basis by sending an invoice or other statement to the customer. No cumulative account which reflects the transactions by each customer during a period of time, such as a month, is maintained.

(b) Section 103(f) of the Act requires all credit card issuers to comply with

certain provisions even though those provisions are generally applicable only to creditors of open end credit plans and requires the Board to apply these provisions to all card issuers "to the extent appropriate." The question arises as to which of those provisions, as implemented by this Part, appropriately apply to such card issuers.

(c) Such card issuers may bill customers on a transaction-by-transaction basis, and need not maintain a cumulative account for each customer for which a periodic statement must be sent.

(d) Prior to the first use of the credit card the card issuer shall provide the customer with a statement setting forth the disclosures required by § 226.7(a)(9) and, as applicable, § 226.7(a)(6) and § 226.7(a)(7). The disclosure required by § 226.7(a)(6) shall be limited to those charges that are or may be imposed as a result of the deferral of payment by use of the card, such as late payment or delinquency charges. Such card issuers need not provide the disclosure required by § 226.7(a)(8).

(e) The disclosures required by § 226.7(b)(1)(i), (ii), (iii) and (ix) need not be provided by such credit card issuers. The requirements of § 226.7(b)(1)(ii) and § 226.7(b)(1)(ix) are applicable to such card issuers and compliance may be achieved by placing the required disclosures on the invoice or statement sent to the customer for each transaction. Section 226.7(b)(2) does not apply to these credit card issuers.

(f) The provisions of § 226.7(c), including those which permit certain required disclosures to be made other than on the front of a periodic statement, shall apply. All references to the "periodic statement" in § 226.7(c) shall be read to indicate the invoice or other billing document sent to the customer for each transaction.

(g) The provisions of § 226.7(d) shall apply to such credit card issuers. Compliance therewith may be achieved (1) by mailing or delivering the statement required by § 226.7(a)(9) to each customer who receives a transaction invoice during a one-month period chosen by the card issuer which meets the timing requirements of § 226.7(d)(2), (3), and (4), or (2) by sending either the statement prescribed by § 226.7(a)(9) or the statement prescribed by § 226.7(d)(5) with each invoice sent to a customer.

(h) The provisions of § 226.7(f) apply to these credit card issuers, except that (1) notice of the change in terms shall be given at least 15 days prior to the date upon which the change takes effect, rather than 15 days prior to the beginning date of the billing cycle in which it takes effect, and (2) the card issuer need notify cardholders in advance of only those changes in terms which, if undertaken by creditors of open end credit plans generally, would necessitate notice to all customers prior to imposing the change on their accounts.

(i) The provisions of § 226.7(g) shall apply to such credit card issuers if the credit card plan includes the possible imposition of a specific charge for late payment, default, or delinquency. Otherwise, they do not apply to such credit card issuers.

(j) The provisions of § 226.7(h) shall apply to such credit card issuers, except that all requirements to credit amounts to an account may be complied with by other reasonable means, such as by a credit memorandum. Since no periodic statements are provided or required for the credit card systems subject to this interpretation, a notice of excess payment should be sent to the customer within a reasonable period of time following its occurrence unless a refund of the excess payment is mailed or delivered to the customer within 5 business days of its receipt by the card issuer.

(k) The card issuer shall comply with all the provisions of § 226.13, including § 226.13(i) and (j) to the extent that they are applicable to the credit card plan, except that § 226.13(k) is inapplicable.

(l) The card issuer shall comply with the provisions of § 226.14, as applicable. All references in § 226.14 to the "periodic statement" shall be read to indicate the invoice or other statement for the relevant transaction. All actions referenced in § 226.14 with regard to correcting and adjusting a customer's account may be taken by issuing a refund or a new invoice, or by other appropriate means, consistent with the purposes of the section.

By order of the Board of Governors of the Federal Reserve System, April 11, 1977.

GRIFFITH L. GARWOOD,
Deputy Secretary of the Board.

(FR Doc. 77-11349 Filed 4-19-77; 8:45 am)

CONSUMER PRODUCT SAFETY COMMISSION

[16 CFR Part 1500]

CHILDREN'S WEARING APPAREL CONTAINING TRIS

Correction of Banned Hazardous Substance Interpretation

AGENCY: Consumer Product Safety Commission.

ACTION: Correction of an interpretation.

SUMMARY: On April 8, 1977 the Commission published an interpretation that TRIS-treated children's clothing and uncut fabric intended for sale to consumers for use in such clothing are banned hazardous substances under the Federal Hazardous Substances Act. In this document the Commission is making editorial corrections to that interpretation.

DATES: The corrections are effective immediately.

FOR FURTHER INFORMATION CONTACT:

Francine Shacter, Office of Standards Coordination and Appraisal, Consumer Product Safety Commission, Washington, D.C. 20207 (301-492-6470).

SUPPLEMENTARY INFORMATION: The following are editorial corrections to "Children's Wearing Apparel Containing TRIS; Interpretation as Banned Hazardous Substance," published on April 8, 1977 (FR Doc. 77-10616, 42 FR 18850):

1. On page 18850, first column, the telephone area code of Francine Shacter.

PROPOSED RULES

the person to contact for further information, is 301 not 202.

2. On page 18852, middle column, in the section on References, the correct citation for (13) is "March 16, 1977 NCI draft Bioassay of Tris (2,3-dibromopropyl) phosphate for possible Carcinogenicity."

3. On page 18853, middle column, under Commission Action on Petitions, the correct citation for the Federal Hazardous Substances provision is 2(q) (1) (A).

4. Also on page 18853, third column, in the final paragraph before the regulatory language, the paragraph beginning with the word "Accordingly," should state that "the Commission amends ***" rather than "the Commission propose to amend ***"

Dated: April 13, 1977.

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

[FR Doc. 77-11438 Filed 4-19-77; 8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 260]

INDIAN RESERVATIONS

Use of Water; Extension of Comment Period
AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Extension of Comment Period.

SUMMARY: The deadline for comments on the proposed regulations relating to the Department's trust responsibility to provide a method to preserve and protect in perpetuity all rights to the use of water reserved for the benefit of the Indians, published at 42 FR 14885 on March 17, 1977, is hereby extended to June 2, 1977. Requests for an extension of time have been made by a number of tribal delegations because the time limitation established has not allowed the tribal officials to consult with their respective tribal members regarding the impact of the proposed regulations.

DATES: Comments must be received on or before: June 2, 1977.

ADDRESSES: Written comments should be directed to: Acting Commissioner, Bureau of Indian Affairs, Attention: Office of Rights Protection, 18th and C Street NW, Washington, D.C. 20245.

FOR FURTHER INFORMATION CONTACT:

Mr. George Crossland, Office of Rights Protection, Telephone 202-343-8018.

SUPPLEMENTARY INFORMATION: The authority for the Commissioner to issue these regulations is contained in sec. 7 of the Act of February 8, 1887 (24 Stat. 390, 25 U.S.C. 1a), and secs. 463 and 465 of the Revised Statutes (25 U.S.C. 2 and 9), and 230 DM 1 and 2.

RAYMOND V. BUTLER,
Acting Commissioner of
Indian Affairs.

[FR Doc. 77-11464 Filed 4-19-77; 8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 52]

[FRL 716-1]

APPROVAL AND PROMULGATION OF STATE IMPLEMENTATION PLANS

North Dakota

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule.

SUMMARY: This action proposes to approve a revision to the North Dakota State Implementation Plan submitted by the Governor of North Dakota on December 22, 1976, extending the final compliance date for the W. J. Neal Power Plant near Velva, North Dakota, to December 31, 1978. EPA proposes to take this action because the State has approved the extension and has demonstrated that no violations of the Federal Air Quality standards will occur.

DATES: Comments must be received on or before May 20, 1977.

ADDRESSES: The proposed North Dakota revision is available for public inspection at the Office of the North Dakota Department of Health, Division of Environmental Engineering, Missouri Office Building, 1200 Missouri Ave., Bismarck, North Dakota 58505. Copies of the proposed revisions and an evaluation of the revisions are available at the offices of the Environmental Protection Agency listed below:

Environmental Protection Agency, Office of Public Affairs, Suite 900, 1860 Lincoln Street, Denver, Colorado 80203.

Environmental Protection Agency, Public Information Reference Unit, Room 2922 (EPA Library), 401 M Street SW, Washington, D.C. 20460.

Interested persons are encouraged to submit written comments on the proposed revision. Comments should be addressed to the Office of Regional Counsel, Environmental Protection Agency, Region VIII, Suite 900, 1860 Lincoln Street, Denver, Colorado 80295. All comments will be available for public inspection during business hours at the Denver office noted above.

FOR FURTHER INFORMATION CONTACT:

Louis W. Johnson, Chief, Planning & Operations Section, Air Programs Branch, Environmental Protection Agency, Region VIII, 1860 Lincoln Street, Denver, Colorado 80295. (303-837-3711).

SUPPLEMENTARY INFORMATION: On December 24, 1975 (40 FR 59439), pursuant to Section 110 of the Clean Air Act and 40 CFR Part 51, the Administrator approved the compliance schedules for 24 sources covered by the North

§ 52.1830 Compliance schedules.

Dakota State Implementation Plan (SIP).

On December 22, 1976, the Governor of North Dakota submitted a revision to the compliance schedule of one of these 24 sources, the Basin Electric William J. Neal Power Plant near Velva, North Dakota.

The revision extends the final compliance date for the W. J. Neal Power Plant near Velva, N.D. from November 1, 1975, to December 31, 1978. The final compliance date now extends beyond the attainment date for the national secondary ambient air quality standard for particulate matter. However, a demonstration was included in the revision that the secondary particulate standard is being maintained in the area affected by the power plant, and that no violations of any of the national ambient air quality standards will occur as a result of this action.

Requirements for public hearings, plan revisions, and compliance schedules (40 CFR 51.4, 51.6, and 51.5) have been met by the state's proposed revision. The demonstration that the area affected by the W. J. Neal plant will continue to maintain the national ambient air quality standards has been reviewed and is consistent with EPA modeling techniques.

The Administrator hereby issues this notice setting forth as proposed rulemaking, pursuant to section 110 of the Clean Air Act and 40 CFR Part 51, the North Dakota revision submitted on December 22, 1976.

In the proposed 52.1830 below, only final compliance date is listed. The schedule includes incremental steps toward compliance with the applicable emission limitations. While these incremental dates are not listed in the table, they are set forth in the schedule and are Federally enforceable.

(Sec. 110 of the Clean Air Act, as amended (42 U.S.C. 1857c-5), 30 FR 18805.)

Dated: April 7, 1977.

JOHN A. GREEN,
Regional Administrator.

It is proposed to amend Part 52 of Chapter I, Title 40 of the Code of Federal Regulations as follows:

Subpart JJ—North Dakota

1. In § 52.1830, paragraph c(8) is added as follows:

§ 52.820 Identification of Plan.

* * *

(c) * * *

(8) A revised compliance schedule for the Basin Electric Power Plant at Velva submitted on December 22, 1976, by the Governor.

2. In § 52.1830, the fifth line of the table is revised as follows:

Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Basin Electric	Velva	23-25	Dec. 13, 1976	Dec. 13, 1976	Dec. 31, 1978

[FR Doc. 77-11432 Filed 4-19-77; 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.

ADVISORY COUNCIL ON HISTORIC PRESERVATION MEETING

Notice is hereby given in accordance with the Council's Procedures for the Protection of Historic and Cultural Properties (36 CFR 800) that the regular meeting of the Advisory Council on Historic Preservation will be held on May 4-5, 1977, in Washington, D.C. The entire meeting is open to the public.

The Council was established by the National Historic Preservation Act of 1966 (Pub. L. 89-665, as amended, Pub. L. 94-422) to advise the President and Congress on matters relating to historic preservation and to comment upon Federal, federally assisted and federally licensed undertakings having an effect upon properties listed in or eligible for inclusion in the National Register of Historic Places. The Council's members are the Secretaries of the Interior; Housing and Urban Development; Commerce; Treasury; Agriculture; Transportation; State; Defense; Health, Education, and Welfare; and Smithsonian Institution; the Administrator of the General Services Administration; the Attorney General; the Chairman of the Council on Environmental Quality; the Chairman of the Federal Council on the Arts and Humanities; the Architect of the Capitol; the Chairman of the National Trust for Historic Preservation; the President of the National Conference of State Historic Preservation Officers; and twelve non-Federal members appointed by the President.

In accordance with Section 106 of the National Historic Preservation Act, the Council will meet to: (1) consider the proposed demolition of Lockefield Gardens in Indianapolis, Indiana, a property determined by the Secretary of the Interior to be eligible for inclusion in the National Register of Historic Places; and (2) continue consideration of the proposed construction of Interstate 83 in Baltimore, Maryland, that will affect numerous properties included in the National Register or which may be eligible for inclusion in the National Register of Historic Places. The meeting will begin on Wednesday, May 4, at 9 a.m., reconvening on Thursday, May 5, 9 a.m., in the Cash Room, Department of the Treasury, 15th & Pennsylvania Avenue NW, Washington, D.C. (use Pennsylvania Avenue entrance only).

A summary of the meeting agenda follows:

I. Consideration of the Proposed Demolition of Lockefield Gardens, Indianapolis, Indiana, an Undertaking to be Assisted by the Department of Housing and Urban Development.

- A. Report of the Department of Housing and Urban Development.
- B. Report of the Indiana State Historic Preservation Officer.
- C. Statements by State and Local Officials.
- D. Other Statements.
- E. Report of the Executive Director.
- F. Deliberation by the Council.
- II. Consideration of Proposed Construction of I-83 in Baltimore, Maryland. (Continued from February 2-3 Council Meeting.)
- A. Report of Federal Highway Administration/Interstate Division for Baltimore City.
- B. Report of the Maryland State Historic Preservation Officer.
- C. Report of the Executive Director.
- D. Deliberation by the Council.
- III. Consideration of the Report of the Task Force on Gettysburg.
- IV. Report by the Economic Development Administration, Department of Commerce, Concerning Reauthorization of the Emergency Local Public Works Program.
- V. Report by the Director, Office of Intergovernmental Programs and Planning, Concerning Recent Activities Under the Public Buildings Cooperative Use Act.
- VI. Report of the Task Force on Organization of Federal Historic Preservation Programs.
- A. Statements of State and Local Officials and Private Organizations and Individuals.
- B. Deliberation by the Council.
- VII. Report of the Chairman.
- VIII. Report of the Executive Director.
- IX. Other Business.

For reasons of security in Federal buildings, those wishing to attend must notify the Council by April 28 of their name, address, and social security number. Either notify the Council at Suite 530, 1522 K Street NW, Washington, D.C. 20005, or call 202-254-7788.

Additional information concerning either the meeting agenda or the submission of oral and written statements to the Council is available from the Executive Director, Advisory Council on Historic Preservation, Suite 530, 1522 K Street NW, Washington, D.C. 20005. 202-254-3974.

Dated: April 11, 1977.

ROBERT R. GARVEY, JR.
Executive Director.

[FR Doc. 77-11373 Filed 4-19-77; 8:45 am]

DEPARTMENT OF AGRICULTURE

Forest Service

LAND MANAGEMENT PLAN, HORNET PLANNING UNIT

Availability of Draft 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 draft environmental statement for the Land Management Plan—Hornet Planning

Unit, Forest Service Report Number USDA-FS-R1(14)-DES-Adm-R1-77-10.

The environmental statement concerns the proposed implementation of a revised Land Management Plan for the Hornet Planning Unit, Fisher River Ranger District, Kootenai National Forest, Lincoln County, Montana. About 27,444 acres of National Forest land are affected. The planning unit is divided into eight (8) subunits of similar resource potential and limitations to management. Significant values, management direction, and specific statements to guide land management have been developed for each subunit.

This draft environmental statement was transmitted to CEQ on April 12, 1977.

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., S.W., Washington, D.C. 20250.
USDA, Forest Service, Northern Region, Federal Building, Missoula, MT 59801.
USDA, Forest Service, Kootenai National Forest, P.O. Box AS, Libby MT 59923.
USDA, Forest Service, Canoe Gulch Ranger Station, Libby, MT 59923.

A limited number of single copies are available upon request to:

USDA, Forest Service, Kootenai National Forest, P.O. Box AS, Libby, MT 59923.
USDA, Forest Service, Canoe Gulch Ranger Station, Libby, MT 59923.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Comments are invited from the public and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Forest Supervisor Floyd J. Marita, Kootenai National Forest, P.O. Box AS, Libby, MT 59923.

Comments must be received by June 20, 1977, in order to be considered in the preparation of the final environmental statement.

GLENN H. MUELLER,
Acting Chief, Planning Branch,
Kootenai National Forest,
Northern Region, Forest Service.

APRIL 12, 1977.

[FR Doc. 77-11456 Filed 4-19-77; 8:45 am]

NOTICES

WENATCHEE NATIONAL FOREST

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 on Off-Road Vehicle Use, Wenatchee National Forest, USDA-FS-R6-FES(Adm)-76-13.

The environmental statement concerns a proposal to regulate the use of off-road vehicles on the Wenatchee National Forest.

The final statement was submitted to CEQ on April 13, 1977.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., room 3210, 12th St. and Independence Ave. SW, Washington, D.C. 20250.

USDA, Forest Service, Pacific Northwest Region, 319 Southwest Pine St., Portland, Ore. 97204.

USDA, Forest Service, Wenatchee National Forest, 301 Yakima St., Wenatchee, Wash. 98801.

A limited number of single copies are available upon request to Forest Supervisor John L. Rogers, Wenatchee National Forest, P.O. Box 811, Wenatchee, Washington 98801.

Copies of the environmental statement have been sent to various Federal, State and local agencies as outlined in the CEQ guidelines.

CURTIS L. SWANSON.

Regional Environmental Coordinator, Planning, Programming and Budgeting.

APRIL 13, 1977.

[FR Doc. 77-11374 Filed 4-19-77; 8:45 am]

CIVIL AERONAUTICS BOARD

[Doc. 30724; Order 77-4-71]

RESTRICTED ARTICLES BOARD

Order Extending Exemption

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 14th day of April 1977.

By Order 77-2-59, the Board, inter alia, granted all direct and indirect U.S. air carriers an exemption from section 403 of the Federal Aviation Act of 1958 (the Act) and Part 221 of the Board's Economic Regulations, to the extent necessary to permit them to carry shipments of hazardous materials tendered in conformance with the hazardous materials regulations of the Department of Transportation (DOT) notwithstanding the provisions of effective tariffs.

On April 12, 1977, the Restricted Articles Board (RAB) of the Air Traffic Conference of America filed an application on behalf of member air carriers for an extension of the exemption through June 24, 1977. The RAB contends, inter alia, that, pursuant to the Board's suggestion in Order 77-2-59, the carriers have filed tariffs which adopt DOT

regulations by reference,¹ and therefore only contain carrier-imposed restrictions on the acceptance and carriage of hazardous materials; that the tariffs are not scheduled to become effective until June 25, 1977; that the exemption granted in Order 77-2-59 expires April 15; that, between April 15 and June 25, carriers will be forced either to accept hazardous materials pursuant to currently effective tariffs, which do not conform to DOT regulations, or to accept them pursuant to DOT regulations, and thus violate the Board's tariff requirements; and that such a "no win" position places an undue burden upon the carriers.

The RAB further asserts that the requested exemption would be for a limited time only, and will not result in hardship to any other party. Finally, the RAB requests, because of the imminent expiration of the exemption, that the Board act upon the application without waiting for the 10-day period for answers thereto.

In view of the foregoing, and all other relevant factors, the Board will grant the requested extension of the exemption for the reasons set forth in Order 77-2-59. The Board finds that enforcement of section 403 of the Act and Part 221 of the Economic Regulations would be an undue burden on the air carriers because of the limited extent of and unusual circumstances affecting their operations in this instance and would not be in the public interest.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 403 and 416(b) thereof,

It is ordered, That:

1. The exemption granted in Ordering Paragraph 2 of Order 77-2-59, dated February 11, 1977, is hereby extended through June 24, 1977; and

2. Copies of this order shall be served upon the Council for Safe Transportation of Hazardous Articles, the Department of Transportation, the Restricted Articles Board, and all U.S. air carriers.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

PHYLLIS T. KAYLOR,
Secretary.

[FR Doc. 77-11473 Filed 4-19-77; 8:45 am]

[Doc. 30707; Order 77-4-69]

U.S.-GERMANY CARGO MATTERS

Request To Engage in Discussions

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 14th day of April 1977.

On April 8, 1977, Seaboard World Airlines, Inc. (Seaboard) petitioned the Board for permission to engage in discussions with Pan American World Airways, Inc. (Pan American) and Deutsche Lufthansa Aktiengesellschaft (Lufthansa), as well as government representatives, covering various inter-related matters involving cargo air transporta-

tion between the United States and the Federal Republic of Germany. These subjects include substitute service via surface transport, carriage of U.S.-Germany air freight by charters, U.S.-Germany cargo rate levels and their relationships to rates in neighboring markets, interline arrangements, and airport cargo facilities. In support of its petition, Seaboard states that these issues were the subject of intergovernmental consultations between the United States and Germany in April 1976, which produced a Memorandum of Understanding that contemplated working group meetings among the three carriers and representatives of the two Governments, prior to further intergovernmental negotiations expected to take place in September 1976. However, this second round of negotiations was not held, and the authorization for the working group meetings, granted by the Board in Orders 76-6-54 and 76-6-167, has since expired. By mutual agreement the United States and Germany have extended the effectiveness of the Memorandum of Consultations until May 31, 1977, prior to which date the respective Governments hoped to meet again.

Seaboard states that the additional discussions are necessary in light of recent events, including the new transatlantic open cargo-rate situation and the filing of a notice of dissatisfaction by the German Government regarding a Seaboard-filed tariff, as well as the continuing need to further discuss long-range solutions to problems facing the carriers serving the U.S.-Germany cargo market.

Answers supporting the petition of Seaboard have been received from both Pan American and the Department of State.

The Board will herein authorize the proposed discussions consistent with the April 28, 1976 Memorandum of Consultations between the United States and the Federal Republic of Germany.² Any intercarrier agreement reached will, of course, be subject to Board approval under section 412 of the Act prior to implementation.

Accordingly, it is ordered, That:

1. Seaboard World Airlines, Inc., Pan American World Airways, Inc., and Deutsche Lufthansa Aktiengesellschaft may engage in discussions on the subject of cargo air transportation between the United States and the Federal Republic of Germany;

2. The authority granted herein will expire May 31, 1977;

3. The U.S. carrier participants shall notify the Civil Aeronautics Board in writing sufficiently in advance of the proposed meetings to insure the presence of a U.S. Government observer at said meetings; and

4. This order will be served on all U.S.- and foreign-flag carriers holding certificate or permit authority to provide scheduled cargo service between the U.S.

¹ The tariffs were filed concurrently with the exemption application.

² The Board prefers that the proposed discussions be held in Washington, D.C.

and the Federal Republic of Germany.
This order will be published in the
FEDERAL REGISTER.

By the Civil Aeronautics Board.

PHYLLIS T. KAYLOR,
Secretary.

[FR Doc. 77-11472 Filed 4-19-77; 8:45 am]

DEPARTMENT OF COMMERCE

Bureau of the Census

ANNUAL SURVEY OF MANUFACTURES, SUPPLEMENT

Consideration

Notice is hereby given that the Bureau of the Census is planning to initiate a supplement to the existing Annual Survey of Manufactures for the year 1976 under authority of title 13, United States Code, sections 182, 224, and 225. The data received from this supplement will provide the information necessary to develop estimates of alternative energy capabilities in manufacturing. The information will be used for energy analysis and policy guidance. The impact of fuel shortages upon the level of employment and output can be determined and policy to ameliorate adverse situations can be implemented with the assistance of such information. Therefore, these data will have significant application to the needs of the public and industry. They are not available from nongovernmental or other governmental sources.

This survey is a supplement to the Annual Survey of Manufactures and will request a measure of substitutable and nonsubstitutable energy capabilities by type of energy. The potential type and magnitude of the substitutable capability as well as the time required to implement substitutions will also be measured.

Data will be collected from a subsample of the Annual Survey of Manufacturers establishments. The sample will consist of 5,000 establishments and account for about 70 percent of the purchased energy consumed by manufacturers.

This survey shall begin not earlier than May 20, 1977.

Copies of the proposed forms are available on request to the Acting Director, Bureau of the Census, Washington, D.C. 20233.

Any suggestions or recommendations concerning the subject matter of this survey should be submitted in writing to the Acting Director of the Bureau of the Census by May 20, 1977, to receive consideration.

Dated: April 15, 1977.

ROBERT L. HAGAN,
Acting Director,
Bureau of the Census.

[FR Doc. 77-11403 Filed 4-19-77; 8:45 am]

Domestic and International Business Administration

DUTY-FREE ENTRY OF SCIENTIFIC ARTICLES

Applications

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Special Import Programs Division, Office of Import Programs, Washington, D.C. 20230, on or before May 10, 1977.

Amended regulations issued under cited Act, (15 CFR 301) prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Special Import Programs Division, Department of Commerce, Washington, D.C. 20230.

Docket Number: 77-00181. Applicant: Rutgers—The State University, Psychology Building, Busch Campus, Piscataway, New Jersey 08854. Article: Bat Detector (Ultrasonic Receiver). Manufacturer: Holgate's of Totten, United Kingdom. Intended use of article: The article will be used for studies of the role that various pup stimuli have in stimulating the onset and maintenance of maternal behavior in the rats. The changes in ultrasound production postpartum and the effects of various situations on it will be investigated. Some of the situations to be investigated include: maternal deprivation, temperature changes, nutritional deprivation, tactile stimulation, and odors from bedding or adult rats. Both the total number of ultrasonic detections and the frequencies at which the sounds are emitted will be studied. Application received by Commissioner of Customs: March 30, 1977.

Docket Number: 77-00182. Applicant: University of Tennessee, Knoxville, Tennessee 37916. Article: TEA-103-2 Prototype Gas laser and accessories. Manufacturer: Lumonics Research Ltd., Canada. Intended use of article: The article will be used in an U.S. Air Force supported program involving the cryogenic synthesis of strongly oxidizing species containing fluorine and other electronegative elements, such as the other halogens, nitrogen and oxygen. Specifically, the article will be used for excitation of low temperature reactions involving N—F and O—F bonds as well as fluorine and for exploration of synthetic routes to

NF₃ salts, such as NF₃BF₃. Application received by Commissioner of Customs: March 30, 1977.

Docket Number: 77-00183. Applicant: Rochester Institute of Technology, One Lomb Memorial Drive, Rochester, New York 14623. Article: Phase control unit and DC-DC Conversion unit and accessories. Manufacturer: University of Toronto, Canada. Intended use of article: The article is intended to be used for experiments to be conducted in the areas of high power controlled rectification and solid-state DC-DC conversion. These experiments will provide the student exposure to and on-hand experience in the area of solid-state control of high power. The courses in which the article will be used are EEEE 535 Introduction to Power Conditioning, EEEE 532 Electrical Machines and EEEE 721 Thyristor Power Control and Conditioning. Application received by Commissioner of Customs: March 30, 1977.

Docket Number: 77-00184. Applicant: University of California, Los Angeles, School of Engineering and Applied Science, 405 Hilgard Avenue, Los Angeles, CA 90024. Article: Amplifier, Model TEA601A and accessories. Manufacturer: Lumonics Research Ltd., Canada. Intended use of article: The article will be used as the final unit in a chain of CO₂ laser amplifiers generating a 1-2 nanosecond pulse of power greater than one gigawatt. This pulse is to be focused into gas discharge plasma sources to simulate the environment in the outer regions of laser-fusion fuel pellets. Instabilities which will inhibit coupling of laser radiation into the fuel are to be studied under experimental conditions, where relative ease of diagnostics enables one to understand the basic physics of the interaction much more readily than in actual pellet compression experiments. This line of research is one of a number being pursued in an attempt to find an alternative to oil and other fossil fuels as a source of electrical power. In addition, Ph. D. students will use this equipment in their research for the purpose of obtaining their degree. Application received by Commissioner of Customs: March 31, 1977.

Docket Number: 77-00185. Applicant: Northwestern University, 619 Clark Street, Evanston, IL 60201. Article: Dual Channel Transient Recorder. Manufacturer: Data Laboratories, Ltd., United Kingdom. Intended use of article: The article is intended to be used for pulsed nuclear magnetic resonance (NMR) studies of relaxation times, Fourier transformation studies of the NMR line shape and splitting, and ultrasonic measurements of the velocity of sound and its attenuation, at temperatures as low as one millikelvin. Specifically, the article will be used to rapidly digitize and store the real and imaginary signal from

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a pulsed NMR/ultrasonic spectrometer simultaneously, and then feed them to a PDP-11 minicomputer at an acceptable rate for complex Fourier transformation. Application received by Commissioner of Customs: March 31, 1977.

Docket Number: 77-00186. Applicant: New York Medical College, Department of Anatomy, Basic Science Building, Valhalla, New York 10595. Article: Electron Microscope, Model JEM 100C with side entry goniometer. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article will be used for electron microscopic examination of biological tissues from normal and experimental animals, such as pancreas, liver, muscle, and blood platelets. Blood platelets before and after exposure to thrombin will be examined to determine the intracellular translocation of calcium related to secretion. Studies of fine filaments will be made to relate these to morphologic changes in cell shape and, particularly, to the formation of long pseudopodia. Low magnification studies of undistorted, flat-field cells will be performed. These will be used for light microscopic-electron microscopic correlations which will permit visualization of the same cells by both instruments. The article will also be used in an electron microscopy course to train graduate and medical students in the use of electron microscopes as a tool for research and service in the field of diagnostic medicine. Application received by Commissioner of Customs: April 1, 1977.

Docket Number: 77-00187. Applicant: St. Francis Hospital, 929 North St. Francis, Wichita, Kansas 67214. Article: Ultra-microtome, Model LKB 2128-010 and accessories. Manufacturer: LKB-Produkter AB, Sweden. Intended use of article: The article will be used to section human kidney, liver and neoplasmas (tumors) which will vary in density and fragility. Investigations will include ultrastructural studies on normal and pathologic human tissue to establish the exact nature of the disease process in order that the right modality of treatment will be given to the patient. Identification of virus particles by electron microscopy is a part of clinical virus research which includes viral hepatitis and other virus-related diseases. The article will also be used for the training of pathology residents in pathologic anatomy which will involve a study of general principles on technique and the use of the electron microscope to study the fine structure of cells and various subcellular organelles in different disease processes. Application received by Commissioner of Customs: April 1, 1977.

Docket Number: 77-00188. Applicant: University of Washington, Center for Bioengineering RF-52, Seattle, WA 98195. Article: Electron Microscope, Model JEM-100C/SEG and accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used for studies of the distribution and concentration of important elements (e.g., Na) in a wide variety of biological systems (e.g., cardiac muscle).

Energy dispersive x-ray microanalysis will be used to determine elemental concentrations in small volumes. Application received by Commissioner of Customs: April 1, 1977.

Docket Number: 77-00189. Applicant: Washington University School of Medicine, 660 South Euclid, St. Louis, Missouri 63110. Article: ASID-4D Scanning System for JEM 100C Electron Microscope. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is an accessory for an electron microscope which is intended to be used to study native and reconstituted lipoproteins, vascular tissues, endocrine tissues, cell membranes, etc. The ultrastructural as well as immunological and biological activity of native and synthetic lipoproteins will be characterized and compared in studies designed to elucidate the structure and function of apoproteins and lipid constituents of lipoproteins and their role in the pathogenesis of atherosclerotic vascular disease. The permeability of capillaries and venules of the heart to electron dense markers including ferritin and peroxidase type markers will be examined in a variety of pathophysiological conditions including diabetes mellitus and ischemic injury in studies designed to investigate the pathogenesis of diabetic microangiopathy and ischemic injury to vessels. Experiments will also be performed to demonstrate and characterize insulin receptor sites on fat cell membranes using ferritin labelled insulin conjugates. Application received by Commissioner of Customs: April 1, 1977.

Docket Number: 77-00190. Applicant: US Army Environment Hygiene Agency, Aberdeen Proving Ground, MD 21010. Article: Ultramicrotome, Model IKB 8800A Ultrotome III. Manufacturer: IKB Produkter AB, Sweden. Intended use of article: The article will be used to study biological materials including animal, plant and particulate specimens. Materials will vary in density and fragility. Investigations will include ultrastructural studies on normal and pathologic animal and plant tissues, identification and counting of particulate specimens, cyto and histochemical studies on enzyme and subcellular organelle localization in cells and tissues, membrane interactions at host-parasite interfaces, and subcellular changes in cells induced by changes in their biochemical and physical environments. The objectives pursued in the course of these investigations are to understand early pathological alterations in tissues (as induced in animal models) and to correlate these changes with clinical alterations seen in human diseased tissues. By understanding early alterations, we may begin to formulate preventive treatments in human diseases. Application received by Commissioner of Customs: April 1, 1977.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

RICHARD M. SEPPA,
Director, Special Import
Programs Division.

[FR Doc. 77-11387 Filed 4-19-77; 8:45 am]

National Oceanic and Atmospheric Administration
ENDANGERED SPECIES PERMIT

Issuance

On January 28, 1977, notice was published in the *FEDERAL REGISTER* (42 FR 5460), that an application had been filed with the National Marine Fisheries Service by NALCO Environmental Sciences, 6720 Thompson Road, Syracuse, New York 13211, for a Scientific Purposes Permit to take an unspecified number of shortnose sturgeon (*Acipenser brevirostrum*), an endangered species fish.

Notice is hereby given that on March 28, 1977, the National Marine Fisheries Service issued a Scientific Purposes Permit, as authorized by the Endangered Species Act of 1973 (16 U.S.C. 1531-1543), to NALCO Environmental Sciences, subject to certain conditions set forth therein.

The Permit authorizes the Holder to take shortnose sturgeon (*Acipenser brevirostrum*) by conducting the following activities: (1) Capture by trawls, seines and gill nets on the Hudson River, near New Baltimore, New York; (2) the weighing and measuring of the animals; (3) release of all live specimens into the Hudson River at or near the site of capture; and (4) retention for scientific purposes, of all captured specimens which inadvertently die.

Issuance of this Permit, as required by the Endangered Species Act of 1973, is based on a finding that such Permit: (1) Was applied for in good faith; (2) will not operate to the disadvantage of the endangered species which are the subject of the Permit; and (3) will be consistent with the purposes and policies set forth in Section 2 of the Endangered Species Act of 1973. This Permit was also issued in accordance with, and is subject to, Parts 220 and 222 of Title 50 CFR, the National Marine Fisheries Service regulations governing endangered species Permits (39 FR 14357, November 27, 1974).

The Permit is available for review by interested persons in the following offices:

Director, National Marine Fisheries Service, 3300 Whitehaven Street NW, Washington, D.C.; and
Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930.

Dated: March 28, 1977.

WINFRED H. MEIBOHM,
Associate Director, National
Marine Fisheries Service.

[FR Doc. 77-11477 Filed 4-19-77; 8:45 am]

GENERAL PERMIT

Issuance

A general permit was issued on April 15, 1977, to the American Tuna-boat Association, 1 Tuna Lane, San Diego, California 92101, to take marine mammals incidental to commercial fishing operations under category (ii) Encircling Gear, Yellowfin Tuna Purse

Seining, pursuant to 50 CFR 216.24 (39 FR 32117-32124), as amended.

The permit complete with all comments received and decision documents used are available for public inspection in the Office of the Director, National Marine Fisheries Service, 3300 Whitehaven Street NW., Washington, D.C. 20235, and at the Regional Director's Office, Southwest Region, 300 S. Ferry Street, Terminal Island, California 90731.

Dated: April 15, 1977.

WINIFRED H. MEIBOHM,
Associate Director, National
Marine Fisheries Service.

[FR Doc. 77-11474 Filed 4-19-77; 8:45 am]

GENERAL PERMIT

Receipt of Application

Notice is hereby given that the following application has been received to take marine mammals incidental to the course of commercial fishing operations as authorized by the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), and the Regulations thereunder.

The Federation of Japan Salmon Fisheries Cooperative Associations, 9th Floor, San Kaido Building, 9-13, Akasaka 1, Minato-ku, Tokyo, Japan, has applied for a general permit, Category 5, "Other Gear."

Copies of the application are available for review in the following offices:

Director, National Marine Fisheries Service, 3300 Whitehaven Street NW., Washington, D.C.

Regional Director, National Marine Fisheries Service, Northwest Region, 1700 Westlake Avenue, North, Seattle, Washington 98109; and

Regional Director, National Marine Fisheries Service, Alaska Region, P.O. Box 1668, Juneau, Alaska 99801.

Interested parties may submit written views on this application on or before May 20, 1977 to the Director, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235.

Dated: April 15, 1977.

ROBERT J. AYERS,
Acting Assistant Director for
Fisheries Management, National
Marine Fisheries Service.

[FR Doc. 77-11475 Filed 4-19-77; 8:45 am]

PERMIT TO TAKE MARINE MAMMALS Issuance

On November 5, 1976, notice was published in the FEDERAL REGISTER (41 FR 48764), that an application had been filed with the National Marine Fisheries Service by New Steel Pier, Boardwalk at Virginia Avenue, Atlantic City, New Jersey 08401, for a permit to take two (2) Atlantic bottlenose dolphins (*Tursiops truncatus*) for the purpose of public display.

Notice is hereby given that on March 31, 1977, and as authorized by the provisions of the Marine Mammal

Protection Act of 1972 (16 U.S.C. 1361-1407), the National Marine Fisheries Service issued a permit for the above taking to the New Steel Pier subject to certain conditions set forth therein. The permit is available for review by interested persons in the following offices:

Director, National Marine Fisheries Service, 3300 Whitehaven Street NW., Washington, D.C.

Regional Director, National Marine Fisheries Service, Southeast Region, Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702; and

Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930.

Dated: March 31, 1977.

WINIFRED H. MEIBOHM,
Associate Director, National
Marine Fisheries Service.

[FR Doc. 77-11476 Filed 4-19-77; 8:45 am]

National Technical Information Service GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for domestic and possibly foreign licensing in accordance with the licensing policies of the agency-sponsors.

Copies of the patents cited are available from the Commissioner of Patents and Trademarks, Washington, D.C. 20231, for \$.50 each. Requests for copies of patents must include the patent number.

Copies of the patent applications can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia 22161 for \$3.50 (\$7.00 outside North American Continent). Requests for copies of patent application must include the PAT-APPLnumber. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent and Trademark Office. Claims and other technical data will usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information on a particular invention should be directed to the address cited for the agency-sponsor.

DOUGLAS J. CAMPION,
Patent Program Coordinator,
National Technical Information
Service.

U.S. DEPARTMENT OF THE AIR FORCE, AF/JACP, Washington, D.C. 20314.

Patent 3,987,003: Thermally Stable Dioxo and Dithio-Benzosquioxoline Compositions and Process of Synthesizing Same; filed June 6, 1975; patented October 19, 1976; not available NTIS.

Patent 3,992,905: Speed Controlled Second Event Launcher; filed September 4, 1975, patented November 23, 1976; not available NTIS.

Patent 3,993,269: Toroidal Tail Structure for Tethered Aeroform Balloon; filed December 18, 1975, patented November 23, 1976; not available NTIS.

Patent 3,993,890: Combinatorial Digital Filter; filed September 20, 1975, patented November 23, 1976; not available NTIS.

Patent 3,993,962: Low Noise Parametric Varactor Diode Crystal Oscillator; filed August 18, 1975; patented November 23, 1976; not available NTIS.

Patent 3,993,976: Method and Apparatus for Pattern Analysis; filed May 13, 1974, patented November 23, 1976; not available NTIS.

Patent 3,993,994: Adaptive Clutter Cancellation for Synthetic Aperture AMTI Radar; filed June 27, 1975; patented November 23, 1976; not available NTIS.

Patent 3,994,165: Mass Flowmeter starting System; filed November 25, 1975; patented November 30, 1976; not available NTIS.

Patent 3,994,861: Long Chain-Perfluoroalkylene Ether Benzoxazole Polymers; filed September 4, 1975; patented November 30, 1976; not available NTIS.

Patent 3,995,213: Surface Impedance Tester; filed October 2, 1975; patented November 30, 1976; not available NTIS.

Patent 3,995,229: High Slew Rate Operational Amplifier Circuit; filed May 27, 1975; patented November 30, 1976; not available NTIS.

Patent 3,995,271: Adaptive Clutter Cancellation and Interference Rejection System for AMTI Radar; filed August 20, 1975; patented November 30, 1976; not available NTIS.

U.S. DEPARTMENT OF THE NAVY, Assistant Chief for Patents, Office of Naval Research, Code 302, Arlington, VA 22217.

Patent application 643,590: Automatic Targeting System Utilizing Signal Strength Information; filed December 22, 1975.

Patent application 712,994: Multiple Frequency Microstrip Antenna Assembly; filed August 9, 1976.

Patent application 719,780: 1 to 18 GHz Microwave Signal Generator; filed September 2, 1976.

Patent application 720,485: Cooling System for an Expander Engine; filed September 3, 1976.

Patent application 723,009: Fiber Optic Position Sensing and Indicating Apparatus for Electrical Interference Sensitive Environments; filed September 13, 1976.

Patent application 730,892: Head Trackable Wide Angle Visual System; filed October 8, 1976.

Patent application 731,973: A Device for Cleaning and Coating a Guy Cable; filed October 14, 1976.

Patent application 732,848: Method for Producing Tailored Etch Rates and Edge Geometries in the S13N4/S102 Technology; filed October 18, 1976.

Patent application 734,904: Hydrogen Isotope Separation; filed October 22, 1976.

Patent application 738,430: Wide Band Receiver Hardening to Radio Frequency Interference; filed November 3, 1976.

Patent 3,974,457: Time and Frequency Control Unit; filed September 19, 1975; patented August 10, 1976; not available NTIS.

Patent 3,976,274: Permanent Attachment for Suction Cups; filed May 27, 1975; patented August 24, 1976; not available NTIS.

Patent 3,976,962: Dual Threshold Magnetic Proximity Switch; filed April 25, 1975; patented August 24, 1976; not available NTIS.

Patent 3,976,968: Underwater Target Detection Apparatus; filed November 19, 1964; patented August 24, 1976; not available NTIS.

Patent 3,977,149: Multipurpose Construction Panel; filed March 28, 1975; patented August 31, 1976; not available NTIS.

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Patent 3,978,483: Offset Fed Electric Microstrip Dipole Antenna; filed April 24, 1975; patented August 31, 1976; not available NTIS.

Patent 3,980,905: Apparatus and Method for Tuning a Broad Bandwidth Transducer Array; filed October 19, 1973; patented September 14, 1976; not available NTIS.

Patent 3,982,810: Directional Radiation by Asymmetrical Dielectric Gratings; filed July 9, 1975; patented September 28, 1976; not available NTIS.

Patent 3,983,750: Fluid Level Sensing Device; filed September 29, 1975; patented October 5, 1976; not available NTIS.

Patent 3,984,673: External Lighting System for Hypobaric and Hyperbaric Chambers; filed June 30, 1975; patented October 5, 1976; not available NTIS.

Patent 3,984,834: Diagonally Fed Electric Microstrip Dipole Antenna; filed April 24, 1975; patented October 5, 1976; not available NTIS.

Patent 3,986,745: Grabber; filed August 25, 1975; patented October 19, 1976; not available NTIS.

Patent 3,987,741: Remote Unmanned Work System (RUWS) Matching Latch; filed January 12, 1976; patented October 26, 1976; not available NTIS.

Patent 3,988,732: 3-Channel Selectable Polarization, Target Discrimination Antenna; filed December 22, 1965; patented October 26, 1976; not available NTIS.

Patent 3,989,475: Composite Superconductors; filed May 30, 1975; patented November 2, 1976; not available NTIS.

Patent 3,990,344: Underwater Expendable Explosive Link; filed Jan. 13, 1975; patented November 9, 1976; not available NTIS.

Patent 3,990,811: Circulation Controlled Rotary Wing Aircraft and Control System Therefor; filed February 26, 1975; patented November 9, 1976; not available NTIS.

Patent 3,991,372: Circuit for Reversing Doppler Signal Modifying a Carrier; filed September 24, 1975; patented November 9, 1976; not available NTIS.

Patent 3,994,187: Epicyclic Transmission; filed February 14, 1975; patented November 30, 1976; not available NTIS.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, Assistant General Counsel for Patent Matters, NASA Code GP-2, Washington, DC 20546.

Patent application 736,286: Systems and Methods for Determining Radio Frequency Interference; filed October 28, 1976.

Patent application 737,975: Receiving and Tracking Phase Modulated Signals; filed November 2, 1976.

Patent application 744,542: Auxiliary Power System for Activity Cooled Aircraft; filed November 24, 1976.

Patent application 744,573: Method and Apparatus for Reconditioning Nickel-Cadmium Batteries; filed November 24, 1976.

Patent application 744,574: Automatic Multiple-Sample Applicator and Electrophoresis Apparatus; filed November 24, 1976.

Patent application 746,578: General Purpose Rocket Furnace; filed November 30, 1976.

Patent application 749,420: Spectrally Balanced Chromatic Landing Approach Lighting System; filed December 10, 1976.

Patent 3,987,830: Mechanical Thermal Motor; patented October 26, 1976; not available NTIS.

Patent 3,988,677: Space Communication System for Compressed Data with a Concatenated Reed-Solomon-Viterbi Coding Channel; patented October 26, 1976; not available NTIS.

Patent 3,988,716: Computer Interface System; patented October 26, 1976; not available NTIS.

Patent 3,988,729: Differential Pulse Code Modulation; patented October 26, 1976; not available NTIS.

[FR Doc. 77-11411 Filed 4-19-77; 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for domestic and possibly foreign licensing in accordance with the licensing policies of the agency-sponsors.

Copies of the patents cited are available from the Commissioner of Patents and Trademarks, Washington, DC 20231, for \$.50 each. Requests for copies of patents must include the patent number.

Copies of the patent applications can be purchased from the National Technical Information Service NTIS), Springfield, Virginia 22161 for \$3.50 (\$7.00 outside North American Continent). Requests for copies of patent applications must include the Pat-Appl number. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent and Trademark Office. Claims and other technical data will usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information on a particular invention should be directed to the address cited for the agency-sponsor.

DOUGLAS J. CAMPION,
Patent Program Coordinator,
National Technical Information Service.

U.S. DEPARTMENT OF THE AIR FORCE, AF/JACP,
Washington, DC 20314.

Patent 3,988,149: High Power Reciprocal Co-Planar Waveguide Phase Shifter; filed August 29, 1975; patented October 12, 1976; not available NTIS.

Patent 3,988,688: Variable Effectiveness Stabilizing/Controlling Surface; filed June 16, 1975; patented October 19, 1976; not available NTIS.

Patent 3,978,003: Thermally Stable Dioxo and Dithio-Benzisouquinoline Compositions and Process of Synthesizing Same; filed June 6, 1975; patented October 19, 1976; not available NTIS.

U.S. ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION, Assistant General Counsel for Patents, Washington, DC 20545.

Patent application 627,622: Thin-Film Metal Coated Insulation Barrier in a Josephson Tunnel Junction; filed October 31, 1975.

Patent application 632,027: Method for the Abatement of Hydrogen Chloride; filed November 14, 1975.

Patent application 635,456: Laser Action by Optically Depumping Lower States; filed November 26, 1975.

Patent application 635,457: Pulsed Infrared Difference Frequency Generation in CdGeAs sub 2; filed November 26, 1975.

Patent application 635,992: Charging-Choke Circuit with a Crowbar for Precision Control of Voltage; filed November 25, 1975.

Patent application 639,133: Method of Preparing a Negative Electrode Including Lithium Alloy for Use within a Secondary Electrochemical Cell; filed December 9, 1975.

Patent application 641,320: Nitroaliphatic Difluoromals and Process of Manufacture; filed December 16, 1975.

Patent application 642,045: Saturating Time-Delay Transformer for Overcurrent Protection; filed December 18, 1975.

Patent 3,949,596: Leak Test Fixture and Method for Using Same; filed December 11, 1974; patented April 13, 1976; not available NTIS.

Patent 3,950,216: Falling Film Evaporator; filed January 18, 1974; patented April 13, 1976; not available NTIS.

Patent 3,951,074: Secondary Lift for Magnetically Levitated Vehicles; filed September 27, 1974; patented April 20, 1976; not available NTIS.

Patent 3,951,082: Countercurrent Flow Afterburner; filed April 22, 1975; patented April 20, 1976; not available NTIS.

Patent 3,951,327: Ceramic to Metal Seal; filed January 28, 1975; patented April 20, 1976; not available NTIS.

Patent 3,952,263: Fission Fragment Excited Laser System; filed October 4, 1974; patented April 20, 1976; not available NTIS.

Patent 3,953,285: Nickel-Chromium-Silicon Braze Filler Metal; filed April 25, 1973; patented April 27, 1976; not available NTIS.

Patent 3,953,355: Preparation of Uranium Nitride; filed May 29, 1974; patented April 27, 1976; not available NTIS.

Patent 3,954,321: Miniature Electrical Connector; filed August 13, 1975; patented May 4, 1976; not available NTIS.

Patent 3,955,150: Active-R Filter; filed January 15, 1975; patented May 4, 1976; not available NTIS.

Patent 3,955,505: Detonating Apparatus; filed May 31, 1950; patented May 11, 1976; not available NTIS.

Patent 3,955,509: Fuel-Air Munition and Device; filed March 21, 1969; patented May 11, 1976; not available NTIS.

Patent 3,955,755: Closed Continuous-Flow Centrifuge Rotor; filed April 25, 1975; patented May 11, 1976; not available NTIS.

Patent 3,956,039: High Explosive Compound; filed January 13, 1956; patented May 11, 1976; not available NTIS.

Patent 3,957,197: Centrifuge Apparatus; filed April 25, 1975; patented May 18, 1976; not available NTIS.

Patent 3,957,460: Oxidation of Coal-Water Slurry Feed to Hydrogasifier; filed September 9, 1975; patented May 18, 1976; not available NTIS.

Patent 3,957,496: Molybdenum Sealing Glass-Ceramic Composition; filed September 23, 1975; patented May 18, 1976; not available NTIS.

Patent 3,957,532: Method of Preparing an Electrode Material of Lithium-Aluminum Alloy; filed June 20, 1974; patented May 18, 1976; not available NTIS.

Patent 3,960,083: Igniter Containing Titanium Hydride and Potassium Perchlorate; filed March 6, 1975; patented June 1, 1976; not available NTIS.

Patent 3,961,016: Method of Removing Carbon Monoxide from Gases; filed April 26, 1974; patented June 1, 1976; not available NTIS.

Patent 3,963,598: Flash Hydrogenation of Coal; filed October 15, 1974; patented June 15, 1976; not available NTIS.

Patent 3,963,626: Fire Extinguishant for Flammable Material; filed March 22, 1974; patented June 15, 1976; not available NTIS.

Patent 3,963,826: Low Temperature, Low Pressure Hydrogen Gettering; filed March 21, 1975; patented June 15, 1976; not available NTIS.

Patent 3,963,994: Slit Injection Device; filed January 15, 1975; patented June 15, 1976; not available NTIS.

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Patent 3,964,792: Explosive Fluid Transmitted Shock Method for Mining Deeply Buried Coal; filed January 28, 1975; patented June 22, 1976; not available NTIS.

Patent 3,964,914: Electromarking Solution; filed August 16, 1974; patented June 22, 1976; not available NTIS.

Patent 3,965,851: Differential Auger Spectrometry; filed October 30, 1974; patented June 22, 1976; not available NTIS.

U.S. DEPARTMENT OF THE NAVY, Assistant Chief for Patents, Office of Naval Research, Code 302, Arlington, VA 22217.

Patent application 716,916: A Controllable Sorbent Broadcaster; filed August 23, 1976.

Patent application 720,490: High Temperature Static Seal; filed September 3, 1976.

Patent application 722,995: Fuel Tank Leakage Fiber Flow Sealant; filed September 13, 1976.

Patent application 729,049: Portable Seating Apparatus; filed October 4, 1976.

Patent application 732,566: Apparatus and Method for Encoding and Decoding Digital Information; filed October 15, 1976.

Patent application 734,892: Microwave Cross-Over Switch; filed October 22, 1976.

Patent application 734,899: Microwave Isolation Switch; filed October 22, 1976.

Patent 3,925,648: Apparatus for the Generation of a High Capacity Chiro-Z Transform; filed July 11, 1974; patented December 9, 1976; not available NTIS.

Patent 3,986,681: Cylindrical Manifold for EOD Channels of a Static Discharge System; filed September 15, 1975; patented October 19, 1976; not available NTIS.

[FR Doc. 77-11412 Filed 4-19-77: 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for domestic and possibly foreign licensing in accordance with the licensing policies of the agency-sponsors.

Copies of the patents cited are available from the Commissioner of Patents and Trademarks, Washington, D.C. 20231, for \$.50 each. Requests for copies of patents must include the patent number.

Copies of the patent applications can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia 22161 for \$3.50 (\$7.00 outside North American Continent). Requests for copies of patent applications must include the PAT-APPLnumber. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent and Trademark Office. Claims and other technical data will usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information on a particular invention should be directed to the address cited for the agency-sponsor.

DOUGLAS J. CAMPION,
Patent Program Coordinator,
National Technical Information Service.

U.S. DEPARTMENT OF THE AIR FORCE, AF/JACP,
Washington, DC 20314.

Patent 3,984,839: Low Height VLF Antenna System; filed May 18, 1975; patented October 5, 1976; not available NTIS.

Patent 3,984,980: Integral Heater Thermal Energy Storage Device; filed August 5, 1975; patented October 12, 1976; not available NTIS.

Patent 3,985,398: Fluidic Antiskid Circuit; filed April 8, 1975; patented October 12, 1976; not available NTIS.

Patent 3,985,420: Mechanical Step Scanner; filed October 10, 1975; patented October 12, 1976; not available NTIS.

Patent 3,985,579: Rib and Channel Vertical Multijunction Solar Cell; filed November 26, 1975; patented October 12, 1976; not available NTIS.

Patent 3,986,082: Universal Temperature Controlled Reference Junction; filed February 14, 1975; patented October 12, 1976; not available NTIS.

Patent 3,986,127: Integrated Feedback Active Filter/Integrator; filed May 27, 1975; patented October 12, 1976; not available NTIS.

Patent 3,986,129: Generation of Submicrosecond Pulses in a Long Laser; filed July 25, 1972; patented October 12, 1976; not available NTIS.

Patent 3,986,138: Isothermal Gas Dynamic Laser Nozzle; filed March 29, 1974; patented October 12, 1976; not available NTIS.

Patent 3,986,139: Radioactively Preionized Electrical Discharge Laser; filed February 18, 1975; patented October 12, 1976; not available NTIS.

Patent 3,986,241: In-Place Bearing Staking Device; filed November 18, 1975; patented October 19, 1976; not available NTIS.

Patent 3,986,683: Jet Tab Steerable Missile; filed March 27, 1974; patented October 19, 1976; not available NTIS.

Patent 3,986,690: Laser Defense and Countermeasure System for Aircraft; filed October 28, 1975; patented October 19, 1976; not available NTIS.

Patent 3,987,016: Method for the Preparation of Polyarylene Sulfides Containing Pendant Cyano Groups by Polymerizing M-Benzenedithiol, Dibromobenzene, and 2,4-Dichlorobenzonitrile; filed January 16, 1975; patented October 19, 1976; not available NTIS.

Patent 3,987,288: Time Multiplexing Hybrid Sample Data Filter; filed April 22, 1975; patented October 19, 1976; not available NTIS.

Patent 3,987,453: Balanced Exciter for Wideband Antenna Element; filed August 18, 1975; patented October 19, 1976; not available NTIS.

U.S. DEPARTMENT OF THE NAVY, Assistant Chief for Patents, Office of Naval Research, Code 302, Arlington, VA 22217.

Patent application 635,821: A Device for Minimizing Interchannel Crosstalk in High Rate Commutator Multiplexers; Filed November 28, 1975.

Patent application 670,816: High PRF Unambiguous Range Radar; filed March 26, 1976.

Patent application 691,924: Noise Resistant Zone Penetration Detection System; filed June 1, 1976.

Patent application 699,923: Improved Molded Drag Reduction Coatings; filed June 25, 1976.

Patent application 700,373: Coatings That Reduce Flow Resistance and Turbulent Drag at Their Interface with Liquids; filed June 28, 1976.

Patent application 705,734: Cook-Off Liner Component; filed July 15, 1976.

Patent application 706,705: Solid State Klystron; filed July 19, 1976.

Patent application 716,622: Method of Fabrication of Chromium-Silicon Oxide Thin Film Resistors; filed August 23, 1976.

Patent application 719,493: Hydroways; filed September 1, 1976.

Patent application 719,779: Narrowband Wide Field of View Optical Filter; filed September 2, 1976.

Patent application 720,313: Rotary Expander Engine; filed September 8, 1976.

Patent application 720,314: Accommodating Device for Thermal Transient Expansions; filed September 3, 1976.

Patent application 724,831: Mechanism for Deep Ocean Instrumentation Remote Release; filed September 20, 1976.

Patent application 725,904: Active Waveguide Branch with Variable Synchronism; filed September 22, 1976.

Patent application 727,744: Electro-Optic Analog/Digital Converter; filed October 29, 1976.

Patent application 728,488: Recoll Simulator; filed September 30, 1976.

Patent application 729,052: Low-Loss Signal Coupler for Optical Communications and Integrated Optics; filed October 4, 1976.

Patent application 729,550: Frequency-Selective Loss Technique for Oscillation Prevention in Traveling-Wave Tubes; filed October 4, 1976.

Patent application 729,921: Battery Wedge for Submarines or Other Installations; filed October 6, 1976.

Patent application 731,471: Radar Signal Processor Utilizing a Multi-Channel Optical Correlator; filed October 12, 1976.

Patent application 733,586: A Seawater Hydraulic Motor Distributing Valve Based on a Hydrosphere Bearing; filed October 18, 1976.

Patent application 733,626: A device for Measuring the Velocity of a Body in an Undersea Environment; filed October 18, 1976.

Patent application 734,890: Magnetically Tuned, Surface Acoustic Wave Device; filed October 21, 1976.

Patent application 744,560: Frequency Multiplexed Water Leak Detection System; filed November 24, 1976.

Patent 3,970,791: Voice Controlled Disappearing Audio Delay Line; filed May 27, 1975; patented July 20, 1976; not available NTIS.

Patent 3,978,444: Seafloor Mapping System; filed May 30, 1975; patented August 31, 1976; not available NTIS.

Patent 3,978,483: Stable Base Band Adaptive Loop; filed December 26, 1974; patented August 31, 1976; not available NTIS.

Patent 3,980,395: Liquid Crystal Switch for Optical Waveguide; filed December 2, 1974; patented September 14, 1976; not available NTIS.

Patent 3,981,561: Optically Activated Ejector Shutter/Attenuator; filed October 16, 1975; patented September 21, 1976; not available NTIS.

Patent 3,986,003: Multi Position Solid State Touch Switch; filed March 21, 1975; patented October 12, 1976; not available NTIS.

Patent 3,986,111: Inverted Voltage Gerdien Condenser; filed December 24, 1974; patented October 23, 1976; not available NTIS.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, Assistant General Counsel for Patent Matters, NASA Code GP-2, Washington, D.C. 20546.

Patent 3,984,730: Method and Apparatus for Neutralizing Potentials Induced on Spacecraft Surfaces; Patented October 5, 1976; not available NTIS.

[FR Doc. 77-11413 Filed 4-19-77: 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for domestic and possibly foreign licensing in accordance with the licensing policies of the agency-sponsors.

NOTICES

Copies of the patents cited are available from the Commissioner of Patents and Trademarks, Washington, D.C. 20231, for \$5.00 each. Requests for copies of patents must include the patent number.

Copies of the patent applications can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia 22161 for \$3.50 (\$7.00 outside North American Continent). Requests for copies of patent applications must include the PAT-APPL number. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent and Trademark Office. Claims and other technical data will usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information on a particular invention should be directed to the address cited for the agency-sponsor.

DOUGLAS J. CAMPION,
Patent Program Coordinator,
National Technical Information Service.

U.S. DEPARTMENT OF THE ARMY, Office of Judge Advocate General, Patent Division, Room 2C-455, Pentagon, Washington, D.C. 20310.

Patent 3,015,369: Organotin Acrylic Polymers; filed July 16, 1958, patented Jan. 9, 1962, not available NTIS.

U.S. DEPARTMENT OF THE AIR FORCE, AF/JACP, Washington, D.C. 20314.

Patent 3,985,321: Automatic Line Release System; filed Nov. 25, 1975, patented Oct. 12, 1976, not available NTIS.

U.S. DEPARTMENT OF THE NAVY, Assistant Chief for Patents, Office of Naval Research, Code 302, Arlington, Va. 22217.

Patent application 654,308: Method and Apparatus for Transmitting Light through Cassegrain Optics; filed Feb. 2, 1976.

Patent application 661,069: Method and Apparatus for Heat Transfer; filed Feb. 25, 1976.

Patent application 680,651: A Variable Feel Side Stick Controller; filed Apr. 27, 1976.

Patent 3,904,293: Optical Method for Surface Texture Measurement; filed Dec. 6, 1973, patented Sept. 9, 1975, not available NTIS.

Patent 3,950,617: Helium Speech Unscrambler with Pitch Synchronization; filed Sept. 9, 1974, patented Apr. 13, 1976, not available NTIS.

Patent 3,959,739: Electro-Optic Tuning of Organic Dye Laser; filed Feb. 3, 1975, patented May 25, 1976, not available NTIS.

Patent 3,962,639: System for Reducing Radio Communication Frequency Bandwidth and Increasing Number of Channels Available; filed June 11, 1973, patented June 8, 1976, not available NTIS.

Patent 3,972,755: Dielectric Circuit Board Bonding; filed Oct. 29, 1974, patented Aug. 3, 1976, not available NTIS.

Patent 3,975,885: Fiber Optic Grinding and Polishing Tool; filed May 27, 1975, patented Aug. 24, 1976, not available NTIS.

Patent 3,976,873: Tunable Electroabsorptive Detector; filed May 8, 1975, patented Aug. 24, 1976, not available NTIS.

Patent 3,976,882: Invisible Radiation Imaging Device; filed June 23, 1975, patented Aug. 24, 1976, not available NTIS.

Patent 3,976,976: Method and Means to Access an Extended Memory Unit; filed Apr. 4, 1975, patented Aug. 24, 1976, not available NTIS.

Patent 3,977,788: Interferometer Stabilizer; filed Sept. 4, 1975, patented Aug. 31, 1976, not available NTIS.

Patent 3,978,444: Seafloor Mapping System; filed May 30, 1975, patented Aug. 31, 1976, not available NTIS.

Patent 3,981,810: Grease Composition; filed Nov. 11, 1975, patented Sept. 21, 1976, not available NTIS.

Patent 3,988,670: Automatic Testing of Digital Logic Systems; filed Apr. 15, 1975, patented Oct. 26, 1976, not available NTIS.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, Assistant General Counsel for Patent Matters, NASA Code GP-2, Washington, D.C. 20546.

Patent application 718,266: Differential Optoacoustic Absorption Detector; filed Aug. 27, 1976.

Patent application 718,268: Hydrogen-Fueled Engine; filed Aug. 27, 1976.

Patent application 730,045: Thin Conformal Antenna Array for Microwave Power Conversion; filed Oct. 6, 1976.

Patent application 734,902: Intumescent Coating Containing 4,4-Dinitrosulfanide; filed Oct. 22, 1976.

Patent application 736,909: Spherical Bearing; filed Oct. 29, 1976.

Patent application 737,974: Window Comparator; filed Nov. 2, 1976.

Patent application 739,908: Tetherline System for Orbiting Satellites; filed Nov. 8, 1976.

Patent application 740,457: Angle Detector; filed Nov. 10, 1976.

Patent 3,984,730: Method and Apparatus for Neutralizing Potentials Induced on Spacecraft Surfaces. Patented Oct. 5, 1976, not available NTIS.

Patent 3,988,561: Weld-Bonded Titanium Structures. Patented Oct. 26, 1976, not available NTIS.

[FR Doc. 77-11414 Filed 4-19-77; 8:45 am]

CONSUMER PRODUCT SAFETY COMMISSION

POWER LAWN MOWERS

Inventors' Day

The Consumer Product Safety Commission announces that it will hold a meeting (called an "Inventors' Day") for the purpose of providing an opportunity for persons to present information to the Commission and its staff concerning invention or devices intended to reduce the risk of injury associated with power lawn mowers.

DATES: The Inventors' Day will be held on May 4, 1977, from 1 to 4 p.m.

Persons desiring to attend should contact Bernard Scharf by April 22, 1977 (see address below).

ADDRESSES: The Inventors' Day will be conducted at the Engineering Mechanics Building (Bldg. 202), National Bureau of Standards, Gaithersburg, Maryland.

FOR FURTHER INFORMATION CONTACT:

Bernard Scharf, Consumer Product Safety Commission, Washington, D.C. 20207 (301-492-6462).

SUPPLEMENTARY INFORMATION: By a previous notice in the **FEDERAL REGISTER** (39 FR 26662), the Consumer Product Safety Commission began a proceeding to develop a safety standard for power lawn mowers. From time to time during this proceeding, the Commission has been contacted by persons who desire to present information concerning inventions or devices which they contend would increase the safety of power lawn mowers. In order to provide an opportunity for such persons to present their work to the Commission and its staff, the Commission has decided to conduct an Inventors' Day.

The meeting will be held under a tent behind the high bay area of the Engineering Mechanics Building (Bldg. 202), National Bureau of Standards, Gaithersburg, Maryland, from 1 to 4 p.m.

The meeting will be open to the public. Accordingly, the information presented at the meeting will not be held confidential by the Commission, and no protection will be provided against disclosure of proprietary information or trade secrets. It is anticipated that consumer, industry and press representatives will attend the meeting.

The meeting is for informational purposes only, and no Commission approval or acceptance of any device may be implied from the fact that the device is displayed or demonstrated at the meeting.

The Commission expects that the information presented at this meeting will enable the staff to become better aware of the "state of the art" in this area and to be better able to deal with issues that may be raised in comments on any safety standard for power lawn mowers that may be proposed by the Commission. With this knowledge, the Commission can insure that the final standard achieves the highest safety levels consistent with available technology. It should be emphasized that the meeting is only for the purpose of displaying or demonstrating safety-related inventions and devices and not for the purpose of showing features such as mowing effectiveness.

The scope of activities that will be allowed at the meeting will depend on such factors as the number of persons who desire to demonstrate products, the number of other persons who desire to attend, and the weather. In view of this, the Commission staff may limit the extent and type of activity that will be allowed in presenting the devices. In other words, activities such as actual mowing or operating a mower may have to be restricted because of weather, space, or safety considerations.

Communications to the Commission in response to this notice should be directed to Bernard Scharf, Consumer Product Safety Commission, Washington, D.C. 20207 (301-492-6462).

Those persons who wish to present information to the Commission concerning

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new technologies or devices but who cannot attend the Inventors' Day meeting, should submit the information in writing to Mr. Scharf.

In order that persons who will be presenting information to the Commission may set up their displays before the meeting is opened to the public, the National Bureau of Standards site will be available after 10 a.m. Any inventors who will require more time for preparation should make arrangements in advance with Mr. Scharf.

All inventors desiring to participate in the Inventors' Day meeting must register with Mr. Scharf by April 22, 1977, in order to confirm the availability of space and determine that the demonstration is of a type that can be conducted at the meeting. All other persons who wish to attend this meeting should also notify Mr. Scharf by April 22, 1977.

No written material or statements which are submitted in connection with the Inventors' Day will be considered as formal comment on any standard for power lawn mowers which may be proposed by the Commission. All comment on proposed regulations must be submitted to the Office of the Secretary according to the procedures outlined in the *FEDERAL REGISTER* notice proposing the regulation.

Directions for reaching the meeting will be furnished on request.

Dated: April 15, 1977.

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

[FR Doc. 77-11439 Filed 4-19-77; 8:45 am]

DEPARTMENT OF DEFENSE

Department of the Navy

D. G. O'BRIEN, INC.

Limited Exclusive Patent License Granted

Pursuant to the provisions of Part 746 of title 32, Code of Federal Regulations (41 FR 55711-55714, December 22, 1976) the Department of the Navy announces that on March 21, 1977, it granted to D. G. O'Brien, Inc., a corporation of the State of Massachusetts, a revocable, non-assignable, limited exclusive license for a period of five years under United States Patent Number 3,621,447 entitled "Deep Submergence Electrical Assembly" issued November 16, 1971, to inventors James W. Taylor and Robert E. Pace.

This license was granted in accordance with § 746.8 of title 32, Code of Federal Regulations, since the Chief of Naval Research has determined that the granting of this license would provide for an equitable exchange of patent rights.

Copies of the patent may be obtained for fifty cents (\$0.50) from the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

For further information concerning this notice contact:

Dr. A. C. Williams, Staff Patent Advisor, Office of Naval Research (Code 302), Ballston Tower No. 1, 800 North Quincy Street, Arlington, Va. 22217. Telephone No. 202-692-4006.

Dated: April 14, 1977.

K. D. LAWRENCE,
Captain, JAGC, U.S. Navy, Deputy Assistant Judge Advocate General (Administrative Law.)

[FR Doc. 77-11362 Filed 4-19-77; 8:45 am]

SEAFARER ELF COMMUNICATIONS SYSTEM SITE SELECTION AND PROPOSED TEST OPERATIONS IN MICHIGAN

Public Hearing and Availability of Draft Environmental Impact Statement

Notice is hereby given that a public hearing will be held for the purpose of providing the public with relevant information on site selection and proposed test operations at K. I. Sawyer Air Force Base, Michigan, for the Seafarer Extremely Low Frequency (ELF) Communications System, and to afford the public an opportunity to present their views on the proposed Navy Project. The hearing will be held on May 5, 1977 and continued on May 6, if necessary, at Houghton High School, 201 East Houghton St., Houghton, MI 49931. The hearing will start at 7 p.m. and terminate at 11 p.m. The hearing will be conducted by Captain John Dobson, U.S. Navy (CEC), and will include a presentation explaining the Navy's proposed action, a system description, a site-dependent environmental impact summary, alternatives, proposed Navy recommendations and the proposed program plan for the future.

This hearing is being held in Houghton, Michigan, because K. I. Sawyer Air Force Base and the surrounding region is one of three candidate areas considered for building a Seafarer Test Facility, conducting ELF communications experiments, and developing appropriate construction criteria and operational methods to ensure maximum environmental protection in the event the Michigan area is approved at some future time for an operational Seafarer System.

Seafarer is essentially a buried transmitting array of insulated cables. The system's principal purpose is for communications with submerged submarines.

The following procedures will be followed during the public hearing. Individual speakers will have three minutes, and group spokespersons will have five minutes to summarize and present their views. One speaker may not relinquish time to another. Individuals and organizations wishing lengthy statements to be included in the hearing record should provide written statements to the Hearing Officer. Pre-registration is desired, and should be made in person or by writing either to the Seafarer Information Center, 201 Rublein Street, Marquette, MI 49855 or to Captain John Dobson, USN (CEC), Code 01F, Naval Electronic

Systems Command, Washington, DC 20360. The name and title of the speaker for organizations should be included. The closing date for including written statements in the hearing record is May 25, 1977.

Anticipated environmental effects are available for review in the Seafarer ELF Communications System Draft Environmental Impact Statement for Site Selection and Test Operations; Naval Electronics Systems Command (February 1977). Copies of the statement are available at the following locations:

Chief of Information, The Pentagon Press Room, Washington, D.C. (Captain Thomas, 679-2886).

Bay de Noc Community College Library, North Campus, Escanaba, MI 49829, State of Michigan, Washington Office, 1150 17th Street NW, Suite 609, Washington, DC 20036.

Library of Congress, Washington, DC 20540, U.S. Environmental Protection Agency, Region V, 230 South Dearborn Street, Chicago, IL 60604.

Commander, K. I. Sawyer Air Force Base, MI 49843.

Michigan Environmental Review Board, Lewis Cass Building, Lansing, MI 48909, Northern Michigan University Library, Marquette, MI 49855.

Michigan Technological University Library, Houghton, MI 49931.

Lake Superior State College Library, College Drive, Sault Ste. Marie, MI 49783, Suomi College Library, Hancock, MI 49920, Chassell Township Schools, P.O. Box 40, Chassell, MI 49915.

Big Bay de Noc School, Cooks, MI 49817, Gogebic Community College Library, Greenbush and Jackson Road, Ironwood, MI 49938.

Amasa Community Library, Amasa, MI 49903, Baraga Township Schools, Lyons Street, Baraga, MI 49908.

Bergland Community School, Bergland, MI 49910.

Bessemer Public Library, City Hall, S. Sophie Street, Bessemer, MI 49911.

Bessemer Township Schools, Ramsey, MI 49951.

A. D. Johnson High School, Moore Street, Bessemer, MI 49911.

Brimley Public Schools, Brimley, MI 49715, Calumet School—Public Library, Calumet Avenue, Calumet, MI 49913.

Carney—Nadeau Public School, Carney, MI 49812.

Les Cheneaux Community Schools, Cedarville, MI 49719.

Champion High School, P.O. Box 68, Champion, MI 49814.

Ewen-Trout Creek Consolidated School, Box 218, Ewen, MI 49925.

Crystal Falls Community Library, Superior Avenue, Crystal Falls, MI 49920.

Forest Park School District, West Superior Avenue, Crystal Falls, MI 49920.

Curtis Library, Curtis, MI 49820.

DeTour Area School and Public Library, P.O. Box 68, DeTour Village, MI 49725.

Oscoda Township School and Public Library, Box 371, Dollar Bay, MI 49922.

Rock River Township Schools, Eben Junction, MI 49825.

Escanaba Public Library, 201 South 7th Street, Escanaba, MI 49820.

Catherine Bonifas Memorial Library, Escanaba Area Public High School, 500 South Lincoln Road, Escanaba, MI 49829.

Escanaba Area Junior High School, 1500 Luddington Street, Escanaba, MI 49829.

NOTICES

McMillian Township Library, Ewen, MI 49925.
 North Dickinson County School, Star Route 1, Iron Mountain, MI 49801.
 West Iron District Library, City Hall, 106 West Genesee, Iron River, MI 49936.
 Gladstone Area School and Public Library, 1041 Dakota Avenue, Gladstone, MI 49837.
 Burt Township School and Public Library, Grand Marais, MI 49839.
 Forsyth Township Public Library, Gwinn, MI 49841.
 Gwinn High School Library, Gwinn High School, Gwinn, MI 49841.
 Hancock School—Public Library, Quincy Street, Hancock, MI 49840.
 Bark River—Harris Schools, Harris, MI 49343.
 Portage Lake District Library, 105 Huron Street, Houghton, MI 49931.
 Houghton High School Library, Houghton High School, Houghton, MI 49931.
 Mid-Peninsula Library Federation, Dickinson County Library, 401 Iron Mountain Street, Iron Mountain, MI 49801.
 Iron Mountain Senior High School, West B Street, Iron Mountain, MI 49801.
 Central Junior High School, Iron Mountain, MI 49801.
 Lake Linden—Hubbell Public Schools, 601 Calumet Street, Lake Linden, MI 49945.
 L'Anse Township School and Public Library, L'Anse, MI 49946.
 West Iron County High School, 512 W. Adams Street, Iron River, MI 49935.
 Carnegie Library, 235 E. Aurora Street, Ironwood, MI 49938.
 Luther L. Wright High School Library, Ayer Street, Ironwood, MI 49938.
 Ironwood Catholic High School, 106 S. Marquette Street, Ironwood, MI 49938.
 Carnegie Public Library, Corner Main and Barnum Streets, Ishpeming, MI 49849.
 Ishpeming High School Library, Division Street, Ishpeming, MI 49849.
 C. L. Phelps Intermediate School, North Street, Ishpeming, MI 49849.
 Kingsford High School, Hamilton Avenue, Kingsford, MI 49801.
 Kingsford Junior High School, Hamilton Avenue, Kingsford, MI 49801.
 Menominee Middle School, 13th Street at 13th Avenue, Menominee, MI 49858.
 Allouez Township School Public Library, P.O. Box 318, Mohawk, MI 49950.
 Munising School—Public Library, Mather High School, Elm Avenue, Munising, MI 49862.
 Mackinac Island Public Library, Mackinac Island, MI 49757.
 Manistique School and Public Library, Corner Main and Cedar Streets, Manistique, MI 49854.
 Roosevelt School, P.O. Box 88, Marenisco, MI 49947.
 Peter White Public Library, Marquette, MI 49855.
 Marquette Senior High School, 1201 West Fair Avenue, Marquette, MI 49855.
 Bothwell Middle School, Marquette, MI 49855.
 St. Peter-St. John, 500 S. Fourth Street, Marquette, MI 49855.
 Spies Public Library, 940 First Street, Menominee, MI 49859.
 Menominee Area High School, 18th Street, Menominee, MI 49858.
 Rapid River Public Schools, Rapid River High School, Rapid River, MI 49878.
 Republic-Michigamme School and Public Library, Route 1, Republic, MI 49879.
 Rock Public Schools, Rock, MI 49883.
 Sault Area High School, 1 Educational Plaza, Sault Ste. Marie, MI 49783.
 National Mine High School, Box B, National Mine, MI 49865.
 Negaunee Public Library, Case Street, Negaunee, MI 49866.
 Negaunee High School, Peck Street, Negaunee, MI 49866.

Tahquamenon Area Street, Public Library, Newberry High School, Newberry, MI 49863.
 Norway Public Library, Norway, MI 49870.
 Norway High School Library, 3rd and Section Streets, Norway, MI 49870.
 Rudyard School—Public Library, Second and William Streets, Rudyard, MI 49780.
 Turner-Howson Elementary School Library, Rudyard, MI 49780.
 St. Ignace Public Library, 396 North State Ste. Marie, MI 49783.
 LaSalle High School, Portage Road, St. Ignace, MI 49781.
 Eastern Peninsula Library Systems Stations, c/o Carnegie Public Library, Sault Ste. Marie, MI 49783.
 Associated Press, 6th Floor, Commerce Building, Detroit, MI 48226.
 Sault Junior High School, E. Spruce, Sault Ste. Marie, MI 49783.
 West Iron County Middle School, Airport Road, Stambough, MI 49984.
 Menominee County Library, Stephenson, MI 49887.
 Wakefield Public Library, 407 Hancock Street, Wakefield, MI 49958.
 Wakefield Township Schools, Wakefield, MI 49968.
 Watersmeet High School, Watersmeet, MI 49869.
 Carp Lake Township Library, White Pine, MI 49971.
 Michigan State Chamber of Commerce, 501 South Capitol Avenue, Suite 500, Lansing, MI 48933.
 The Detroit Free Press, 321 West Lafayette Boulevard, Detroit, MI 48231.
 The Detroit News, 615 Lafayette Boulevard, Detroit, MI 48231.
 The Lansing State Journal, 120 East Lenawee, Lansing, MI 48919.
 Booth Newspapers, 1501 Bank of Lansing Building, Lansing, MI 48923.
 United Press International, 404 Commerce Building, Detroit, MI 48226.

For further information, contact Captain John Dobson, USN(CEC); Naval Electronic Systems Command, Code 01F, Washington, DC 20360; telephone number (202) 692-5958.

Dated: April 14, 1977.

K. D. LAWRENCE,
 Captain, JAGC, U.S. Navy,
 Deputy Assistant Judge Advocate General (Administrative Law).

[FRL Doc. 77-11363 Filed 4-10-77:8:45 am]

Office of the Secretary
 DEFENSE SCIENCE BOARD TASK FORCE
 ON INTELLIGENCE

Advisory Committee Meeting

The Defense Science Board Task Force on Intelligence will meet in closed session on May 3, 1977 in the Pentagon, Washington, D.C.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Director of Defense Research and Engineering on scientific and technical matters as they affect the perceived needs of the Department of Defense.

The Task Force will provide a review of intelligence requirements and issues reporting on alternative solutions.

In accordance with section 10(d) of Appendix I, Title 5, United States Code, it has been determined that this Task

Force meeting concerns matters listed in section 552b.(c) of Title 5 of the United States Code, specifically subparagraph (1) thereof, and that accordingly this meeting will be closed to the public.

MAURICE W. ROCHE,
 Director, Correspondence and
 Directives Office of the Assistant
 Secretary of Defense
 (Comptroller).

APRIL 8, 1977.
 [FRL Doc. 77-11375 Filed 4-19-77:8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[FRL 715-6]

AMBIENT AIR MONITORING REFERENCE AND EQUIVALENT METHODS

Decision Not To Cancel Equivalent Method Designation; Amendment of Designation

On January 6, 1977 (42 FR 1288), EPA published notice of a preliminary finding that the "Thermo Electron Model 43 Pulsed Fluorescent SO₂ Analyzer" (EQSA-0276-009), previously designated as an equivalent method for the measurement of SO₂ in the ambient air, did not fully satisfy the requirements of 40 CFR Part 53. The notice indicated that EPA was initiating proceedings to cancel the designation as provided in § 53.11 of Part 53, that the manufacturer of the analyzer would be afforded an opportunity to avoid such a cancellation by demonstrating or achieving compliance with the requirements of Part 53, and that any person having information pertinent to the matter was invited to submit it for EPAs consideration.

As discussed more fully below, EPA has decided after reviewing all pertinent information that the designation applicable to the Model 43 analyzer should not be cancelled, but that the designation should be amended to incorporate a curative adjustment proposed by the manufacturer. As a result of this decision, Model 43 analyzers adjusted to conform with the amended designation will be considered equivalent methods and may be used for purposes of air quality surveillance under 40 CFR 51.17(a). After publication of this notice, Model 43 analyzers not so adjusted will no longer be considered equivalent methods but may be used for purposes of 40 CFR 51.17(a) until June 30, 1977, as discussed more fully below.

BACKGROUND

The basis for EPA's preliminary finding that the Model 43 analyzer did not fully satisfy the requirements of 40 CFR Part 53 is summarized in the notice published on January 7, 1977. Briefly stated, it was that test data and other information showed the occurrence of erroneous readings when the Model 43 was used in the vicinity of vehicular traffic. The cause of these erroneous readings was thought to be positive interference from aromatic hydrocarbons contained in some or all brands of gasoline.

After discussion of the problem with EPA, Thermo Electron Corporation carried out further tests to identify the cause of the erroneous readings, and presently believes that such readings are caused by positive interference from naphthalene or naphthalene-related aromatic hydrocarbons. The company has developed an "Aromatic Hydrocarbon Cutter" device intended to eliminate interference due to aromatic hydrocarbons and has submitted an application to EPA (see 42 FR 9203, February 15, 1977) contending that the Model 43 equipped with such a cutter achieves compliance with all requirements of 40 CFR Part 53. The application includes test data and other information supporting that contention.

DECISION

EPA has reviewed the test results and other information submitted by the manufacturer, including an interference equivalent test series for naphthalene and a test conducted in accordance with Subpart C of Part 53 at a site near heavy automotive traffic and shown to produce significant interference on a Model 43 analyzer not equipped with an aromatic hydrocarbon cutter. EPA has also considered information from its own tests as well as information submitted by another manufacturer of SO₂ analyzers in response to the notice of EPA's preliminary finding. After reviewing all pertinent information, EPA has determined that the method as adjusted by installation of the company's aromatic hydrocarbon cutter meets all requirements of 40 CFR Part 53. EPA has also determined that the method as originally designated (i.e., without such a cutter) does not meet all requirements of 40 CFR Part 53 and, accordingly, cannot retain its status as an equivalent method.

As a result of these findings, EPA has considered cancelling the equivalent-method designation currently applicable to the Model 43 analyzer and creating a new designation for the same analyzer equipped with the company's aromatic hydrocarbon cutter. This approach was contemplated in the notice of preliminary finding published on January 6, 1977. Upon further review of the matter, however, EPA has decided not to cancel but, instead, to amend the original designation by specifying use of the aromatic hydrocarbon cutter.

The rationale for EPA's decision is as follows. As a legal matter, § 53.11 does not require cancellation of a designation where compliance with the requirements of Part 53 can be achieved through a program of adjustments. As a practical matter, cancellation in such a case may inappropriately stigmatize both the method in question and its manufacturer in the highly competitive market for monitoring instruments. Thus, although cancellation may be necessary or desirable in some cases (e.g., where a manufacturer appears unlikely to take adequate corrective action, or where major rather than minor changes in a method would be necessary to achieve compliance),

EPA believes it is inappropriate where less drastic alternatives will suffice. To that end, EPA interprets § 53.11 as permitting treatment of proposed curative adjustments as proposed modifications under 40 CFR 53.14 when amendment of a designation is appropriate to reflect the kinds of adjustments proposed.

In the present case, EPA has concluded that cancellation would be inappropriate for the following reasons: (1) As explained in the notice of EPA's preliminary finding, the apparent cause of the problem with the Model 43 analyzer is an interference not foreseen by either the manufacturer or EPA; (2) the method can be adjusted to achieve compliance with minimal delay; (3) the necessary adjustment consists of the relatively simple installation of a single component, which can be readily specified by an appropriate change in the manufacturer's instruction manual; (4) whether an analyzer has been so adjusted can be readily verified by visual inspection; (5) the manufacturer does not intend to offer unadjusted analyzers for sale; (6) the manufacturer has agreed to adjust all existing Model 43 analyzers at little or no cost to owners; (7) the model number of the analyzer has not been changed; and (8) certain benefits to users will be realized, such as continuity of designation and less likelihood of confusion concerning the nature of this action. EPA has therefore considered the proposed adjustment of the Model 43 analyzer by installation of the company's aromatic hydrocarbon cutter as a proposed modification under 40 CFR 53.14 and has determined that the existing designation should be amended to specify use of the cutter.

Accordingly, the equivalent-method designation applicable to the Model 43 analyzer is amended by amending the method identification to read as follows:

EQSA-0276-009, "Thermo Electron Model 43 Pulsed Fluorescent SO₂ Analyzer," equipped with an aromatic hydrocarbon cutter and operated on the 0-0.5 range, with or without any of the following options:

- 001—Rack Mounting for standard 19 inch relay rack
- 002—Automatic actuation of zero and span solenoid valves

As indicated above, this amendment is made in accordance with 40 CFR 53.11 and 53.14 and is based on the additional information and test data submitted by the manufacturer subsequent to the original designation. All information considered in reaching this decision will be kept on file at EPA, Environmental Monitoring and Support Laboratory, Department E (MD-76), Research Triangle Park, North Carolina 27711, and will be available for inspection to the extent consistent with 40 CFR Part 2 (EPA's regulations implementing the Freedom of Information Act).

USE AND ADJUSTMENT OF EXISTING ANALYZERS

As indicated above, Model 43 analyzers not adjusted to conform to the amended designation will not be consid-

ered equivalent methods after publication of this notice. Although Thermo Electron Corporation has offered to adjust any Model 43 analyzer whose owner requests such an adjustment, some period of time will be required to complete the adjustments for all existing analyzers. It is EPA's understanding that Thermo Electron Corporation has already commenced adjustment of existing analyzers and that such adjustments can be completed by May 31, 1977. Under 40 CFR 51.17a(a)(4), EPA will allow use of unadjusted Model 43 analyzers for purposes of § 51.17(a) until June 30, 1977. However, caution in the siting of and use of data obtained from unadjusted Model 43 analyzers is urged; for guidance in this area, see 42 FR 1288 (January 6, 1977) at page 1289 and the further discussion below.

Under 40 CFR 53.9(f) and 53.11(b)(2), EPA is requiring Thermo Electron Corporation to notify all owners of Model 43 analyzers that such analyzers must be adjusted to bring them into compliance with 40 CFR Part 53, to make such adjustments (where requested) by May 31, 1977, and to revise the applicable Instruction Manual to reflect the required adjustments. Although such adjustments are required only for Model 43 analyzers which are used for purposes of 40 CFR 51.17(a), both Thermo Electron and EPA recommend that all Model 43 analyzers be so adjusted. Any owners of Model 43 analyzers who fail to receive notice from Thermo Electron by May 31, 1977, and who wish to have their analyzers adjusted to designated status should contact the company. Any Model 43 analyzer which is not adjusted to designated status by June 30, 1977, must have its designation label or sticker (prescribed by § 53.9(d)) removed.

VALIDITY OF PREVIOUSLY COLLECTED DATA

EPA cautions all users of designated reference or equivalent methods that the validity of pollutant measurements obtained with an automated analyzer does not necessarily depend on whether the analyzer is or is not legally designated. The validity (or quality) of such data is dependent on a variety of conditions, most of which should be addressed by a suitable quality assurance program. Other conditions, such as interferences, may be more difficult to assess.

In the case of the Model 43, data obtained prior to adjustment of existing analyzers are not necessarily invalid. The aromatic hydrocarbon interference observed with the original Model 43 is highly site dependent. For monitoring sites located away from areas of significant automotive traffic, there appears to be no reason to question the validity of data due to interference from aromatic hydrocarbons. Where Model 43 analyzers have been located near heavy traffic areas or other possible sources of aromatic hydrocarbons, it may be possible to define the occurrence pattern of erroneous readings and to estimate the magnitude of any resulting errors. This

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can be attempted by making simultaneous SO₂ measurements with (1) an unadjusted Model 43 and (2) an adjusted Model 43, another equivalent method, or the reference method, over a variety of meteorological and traffic conditions. For some locations, it is entirely possible that measurements errors on the original Model 43 were significant only during certain periods of the day (e.g., commuting hours) or only during certain wind or weather conditions. Some cautious use of data obtained during such periods or conditions may be possible if interpretations of the data are appropriately qualified. Also, the effect of brief periods of interference on 24-hour or longer averages may be minimal. However, unqualified use of any data that seem questionable in view of the foregoing is not recommended for purposes of 40 CFR 51.17(a).

UNRELATED MODIFICATION

At the request of the manufacturer, a minor change in the flow control configuration has also been approved under § 53.14. This additional modification is unrelated to the curative adjustment described above, but will result in improved analyzer stability with respect to changes in barometric pressure. The specific nature of the change is reflected in the revised Instruction Manual required in connection with the curative adjustment, and the change will be made to Model 43 analyzers at the same time as the adjustments are made.

Dated: April 13, 1977.

WILSON K. TALLEY,
Assistant Administrator for
Research and Development.

[FR Doc. 77-11355 Filed 4-19-77; 8:45 am]

[FRL 715-7; OPP-240017]

STATE OF ILLINOIS

Approval of Request for Interim Certification To Register Pesticides to Meet "Special Local Needs"

On July 3, 1975, final regulations for the registration, reregistration, and classification of pesticides pursuant to section 3 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 89 Stat. 751; 7 U.S.C. 136(a) et seq.), were published in the *FEDERAL REGISTER* (40 FR 28241). These regulations became effective August 4, 1975. Since that date, States have been prohibited from issuing new registrations for pesticide products or uses of pesticide products which are not registered by the Environmental Protection Agency (EPA), except pursuant to certification from the Administrator in accordance with section 24(c) of FIFRA.

On September 3, 1975, proposed regulations for State Registration of Pesticides to Meet Special Local Needs under section 24(c), FIFRA, were published in the *FEDERAL REGISTER* (40 FR 40538). Since it did not prove possible to promulgate final section 24(c) regulations

prior to the effective date of the FIFRA section 3 regulations, some interruption in the authority of States to register pesticides has occurred. In order to prevent further disruption of State registration programs (particularly in relation to minor uses), a procedure has been established by which States may request interim certification to register pesticides to meet special local needs until such time as the final section 24(c) regulations are promulgated. If such a request is granted, a State may register pesticides subject to the terms of the certification and other limitations set out in the Preamble to the proposed regulations. Interim certification will expire if the State has not submitted a plan pursuant to the final section 24(c) regulations within 60 days after the effective date of these regulations, or, if such a plan is submitted and it is disapproved by the Administrator, on the effective date of the Administrator's disapproval.

A State may request interim certification to register pesticides to meet special local needs at any time by having the Governor or Chief Executive Officer or their designee submit a request in writing to the Administrator. The request shall satisfy the requirements set out in the *FEDERAL REGISTER* announcement of the Interim Certification program (40 FR 40542), and the statutory standard set forth in section 24(c) of FIFRA.

The *FEDERAL REGISTER* announcement of the Interim Certification program provides that the Administrator shall notify the State of his approval or denial of a request for Interim Certification and publish notice of approval or denial in the *FEDERAL REGISTER*. The announcement further states that since the Agency expects Interim Certification to be of limited duration, it will not solicit public comment with respect to requests for Interim Certification. Adequate opportunity for public comment on State plans submitted pursuant to final section 24(c) regulations is provided for in proposed § 162.158(c).

The Agency has received a Request for Interim Certification to register pesticides to meet special local needs (Request) from the State of Illinois. After reviewing the Request, the Agency found that it satisfies the requirements set forth in the *FEDERAL REGISTER* document of September 3, 1975. Accordingly, notice is hereby given that the EPA has approved the Illinois Request for Interim Certification, as described below.

Illinois. The Illinois Request sought authority to register "new products," as that term is defined in § 162.152(g) of the proposed regulations, to amend EPA registrations which involve "changed use patterns," as that term is defined in § 162.152(c), and to amend EPA registrations which do not involve changed use patterns. The Agency has found that the specific requirements of the Interim Certification program are satisfied in the Request. Procedures for product hazard review and efficacy determination are part of the State's registration pro-

gram; these procedures are adequate to assure that special local needs registrations issued by this State will be in accord with the purposes of FIFRA.

The State agency which has been designated responsible for issuance of such registrations is the Illinois Department of Agriculture. This agency was notified on March 23, 1977, that its Request had been approved.

A copy of the Illinois Request for Interim Certification, along with a letter reflecting the Agency's decision to approve the Request, are available at the following locations:

Federal Register Section, Technical Services Division (WH-569), Office of Pesticide Programs, EPA, Room 401, East Tower, 401 M St. SW, Washington, D.C. 20460.
Pesticide Branch, Hazardous Materials Control Division, EPA, Federal Office Bldg., 230 South Dearborn St., Chicago, Illinois 60604.

Dated: April 14, 1977.

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

[FR Doc. 77-11354 Filed 4-19-77; 8:45 am]

[FRL 715-4]

GUIDELINES ON AIR QUALITY MODELS
Meetings

Air quality models have been used to identify potential violations of the National Ambient Air Quality Standards and to determine emission limit requirements on various sources of air pollution. The EPA believes that greater consistency, if not uniformity, in the application of models is desirable since their use is becoming much more widespread. The EPA, therefore, intends to issue guidelines for the selection and application of air quality models for evaluating State Implementation Plans, making new source reviews, assessing prevention of significant deterioration proposals and otherwise estimating source-receptor relationships. Having recently obtained comments at a conference from a group of specialists in air quality modeling pertaining to these uses and recognizing the significant impact the proposed guidelines will have on strategies for air pollution control, the EPA now intends to present the draft guidelines for public review and comment at a series of meetings.

The purpose of this notice is to announce the time and place of the meetings which are open to the general public. All interested parties are invited to express their views. The meetings will be held as follows:

Atlanta, Ga.: May 17, 1977, 9 a.m. to 5 p.m.
Hyatt Regency Hotel, 265 Peachtree St. NE.

Chicago, Ill.: May 19, 1977, 9 a.m. to 5 p.m.
The O'Hare Hilton, O'Hare Airport.

Denver, Colo.: May 24, 1977, 9 a.m. to 5 p.m.
Stouffer's Denver Inn, 3203 Quebec.

San Francisco, Calif.: May 26, 1977, 9 a.m. to 5 p.m., Holiday Inn—Union Sq., 480 Sutter St.

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New York, N.Y.: June 1, 1977, 9 a.m. to 5 p.m., Ford Foundation Auditorium, 321 East 42d St.

The meeting will be conducted informally, chaired by an EPA official, and there will be no sworn testimony or cross-examination. An overview of a specialists' conference report on air quality models will be presented, followed by a briefing on the draft guideline document. Interested parties may then discuss the guideline for the record with EPA officials. In the afternoon special areas of discussion associated with the guidelines will be presented in panel format and responses from the public are encouraged. Items on which the EPA solicits advice and comment include but are not limited to:

1. What operating level for point sources should be used for determining emissions when ascertaining probable impact on an air quality standard?

2. What length of meteorological record is sufficient for air quality model estimates and what short-term estimate should be the basis for emission regulations?

3. How are background air quality data best determined?

4. To what extent should specific analytical techniques be required for assessing the impact of a specific source or source categories?

5. How frequently should the guideline be revised?

General statements and comments may again be entered into the record during the concluding session at the direction of the chairman who will set time limits on each oral presentation.

In order to assist the Agency in planning for the meetings, persons planning to attend are asked to notify the Agency by mail (at the address given below) no later than ten days prior to the respective meeting date. In their notification, persons desiring to speak at the meetings should identify the organization or corporation (if any) on whose behalf they are entering a statement. A copy of the revised guideline will be sent to persons notifying the Agency of their intention to attend and copies of the revised guideline and specialists' report will be available to all registrants at the meetings.

Notice of the intention to attend the meetings should be sent to:

Mr. Joseph A. Tirkvat, Chief, Source Receptor Analysis Branch (MD-14), Office of Air Quality Planning and Standards, U.S. Environmental Protection Agency, Research Triangle Park, N.C. 27711.

The proceedings will be recorded for use in preparing a final EPA report. Speakers are encouraged to bring extra copies of their presentations for the convenience of reporter, Agency panel and other participants. Speakers will be permitted to enter into the record additional written comments they do not present orally. Further, the record will be open for five days for inclusion of any additional written comments. The issues

addressed will be considered in developing the final form of the guidelines.

Dated: April 13, 1977.

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

[FR Doc. 77-11353 Filed 4-19-77; 8:45 am]

[PP68; FRL 716-3]

ELANCO PRODUCTS CO.

Pesticide and Food Additive Petitions;
Filing

Pursuant to the provisions of sections 408(d)(1) and 409(b)(5) of the Federal Food, Drug, and Cosmetic Act, the Environmental Protection Agency gives notice that the following petitions have been submitted to the Agency for consideration.

PP7F1925. Elanco Products Co., Div. of Eli Lilly and Co., P.O. Box 1750, Indianapolis IN 46206. Proposes that 40 CFR 180 be amended by establishing tolerances for combined residues of the herbicide tebu-thiuron (*N*-(5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N,N*'-dimethylurea) and its metabolites *N*-(5-(2-hydroxy-1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N,N*'-dimethylurea, *N*-(5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N*-methylurea, *N*-(5-(2-hydroxy-1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N*-methylurea, and *N*-(5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N*'-hydroxymethyl-*N*-methylurea on grasses (pasture and rangeland) and grass hay at 20 parts per million (ppm); 1-[5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl]-urea, *N*-(5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N*'-hydroxymethyl-*N*-methylurea, *N*-(5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N*-methylurea, 5-(1,1-dimethylethyl)-2-methylamino-1,3,4-thiadiazol, and 2-(1,1-dimethylethyl)-5-amino-1,3,4-thiadiazol in or on meat, fat, and meat byproducts of cattle, goats, horses, and sheep at 2 ppm; *N*-(5-(2-hydroxy-1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N,N*'-dimethylurea, *N*-(5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N*-methylurea, 1-[5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl]-urea, and *N*-(5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl)-*N*'-hydroxymethyl-*N*-methylurea in milk at 1 ppm. Proposed analytical method for determining residues is a gas chromatographic procedure using a flame photometric detector. PM 25 (202/426-2632)

PP7F1918. Shell Chemical Co., Suite 200, 1025 Connecticut Ave. NW, Washington, D.C. 20036. Proposes amending 40 CFR 180.299 by establishing a tolerance for residues of the insecticide dimethyl phosphate of 3-hydroxy-*N,N*-dimethyl-*cis*-crotonamide in or on the raw agricultural commodity citrus fruit at 0.5 ppm. Proposed analytical method for determining residues is a gas-liquid chromatographic procedure. PM 16 (202/426-9425)

FAP7H8160. Shell Chemical Co. Proposes amending 20 CFR 561 by establishing a food additive regulation permitting the use of the insecticide dimethyl phosphate of 3-hydroxy-*N,N*-dimethyl-*cis*-crotonamide on growing citrus with a tolerance limitation in dried citrus pulp of 1 ppm. PM 16 (202/426-9425)

Interested persons are invited to submit written comments on any petitions

referred to in this notice to the Federal Register Section, Technical Services Division (WH-569), Office of Pesticide Programs, Rm. 401, East Tower, 401 M St. SW, Washington, D.C. 20460. Three copies of the comments should be submitted to facilitate the work of the Agency and of others interested in inspecting them. Inquiries concerning specific petitions referred to in this notice may be directed to the designated Product Manager (PM), Registration Division (WH-567), Office of Pesticide Programs, at the above address, or by telephone at the numbers cited. Written comments should bear a notation indicating the number of the petition to which the comments pertain. Comments may be made at any time while a petition is pending before the Agency. All written comments filed pursuant to this notice will be available for public inspection in the office of the Federal Register Section from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: April 11, 1977.

DOUGLAS D. CAMPT,
Acting Director,
Registration Division.

[FR Doc. 77-11500 Filed 4-19-77; 8:45 am]

[FRL 715-2]

REVIEW OF THE PHOTOCHEMICAL OXIDANT AND HYDROCARBON AIR QUALITY STANDARDS

Call for Information and Data

On April 30, 1971 the Environmental Protection Agency published in the FEDERAL REGISTER (36 FR 8186) National Ambient Air Quality Standards for Photochemical Oxidants and Hydrocarbons. The scientific, technical and medical basis for these standards is contained in the air quality criteria documents for photochemical oxidants and hydrocarbons. These documents (AP-63 and AP-64) were published by the U.S. Department of Health, Education, and Welfare in March 1970.

Pursuant to the provisions of Section 108 of the Clean Air Act as amended, EPA is now in the process of reviewing, updating, and revising the AP-63 criteria document for photochemical oxidants and the AP-64 criteria document for hydrocarbons. The revisions of these two documents will be integrated into one new criteria document treating photochemical oxidants and their hydrocarbon precursors. Accordingly, interested parties are invited to participate in this process and thus assist EPA in developing and refining the health and welfare criteria upon which any subsequent modifications to the standards will be based. In order to be considered for inclusion in the revised criteria document, all submitted data and information must be limited to published material. Although unpublished material cannot be considered, EPA will accept such information and data for review on a second priority basis and as time permits.

The Agency plans to make a draft criteria document available for a 30-day public review and comment period beginning in late July 1977. To meet this schedule, material must be submitted to EPA no later than June 1, 1977 to be considered for inclusion in the draft criteria document. All communications and information should be forwarded to: Dr. Gordon Hueter, Health Effects Research Laboratory, MD-51, Environmental Research Center, Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

Neither this consideration of revisions to the criteria documents nor the possibility of any revisions in the National Ambient Air Quality Standards (upward or downward) constitutes any excuse for postponing compliance with existing hydrocarbon emission limitations. Cf. *Train v. NRDC*, 421 U.S. 60 (1976).

Dated: April 15, 1977.

DOUGLAS M. COSTLE,
Administrator.

[FR Doc. 77-11498 Filed 4-19-77:8:45 am]

[OPP-000049; PRL 716-2]

STATE-FEDERAL FIFRA IMPLEMENTATION ADVISORY COMMITTEE (SFFIAC) WORKING GROUP ON CERTIFICATION
Meeting

AGENCY: Environmental Protection Agency (EPA), Office of Pesticide Programs.

ACTION: Notice of Meeting.

SUMMARY: There will be a two day meeting of the State-Federal FIFRA Implementation Advisory Committee's Working Group on Certification beginning at 9 a.m. daily on Wednesday, May 11, and Thursday, May 12, 1977. The meetings will be held at the Denver Downtown Holiday Inn, 15th and Glenarm Place, Denver, Colorado. The meetings will be open to the public; however, due to space limitations, anyone planning to attend should contact the SFFIAC Executive Secretary.

FOR FURTHER INFORMATION CONTACT:

P. H. Gray, Jr., SFFIAC Executive Secretary, Operations Division, Office of Pesticide Programs (WH-570), EPA, 401 M St. SW., Washington, D.C. 20460 (telephone 202/755-7014.)

SUPPLEMENTARY INFORMATION: This will be the fifth meeting of the working Group on Certification under SFFIAC auspices. The purpose of the meeting is to discuss current aspects of pesticide applicator Certification with the intent of reporting to the full Committee, so that the latter will be able to advise EPA on certification at its next meeting. Among the topics scheduled for discussion are:

1. Federal Certification for Private Citizens and Certification of Federal Employees.

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2. Reregistration and Classification of Pesticides as it relates to Applicator Certification and Training programs.
3. Reciprocity—National Railroad Contractors Association Proposal.
4. Record Keeping Requirements for Commercial Applicators.
5. Dissemination of Integrated Pest Management Information.
6. American Indian Certification Programs.

(Federal Advisory Committee Act (Pub. L. 92-463; 86 Stat. 770).)

Dated: April 14, 1977.

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

[FR Doc. 77-11499 Filed 4-19-77:8:45 am]

[PRL 714-1]

CALIFORNIA STATE STANDARDS

Motor Vehicle Pollution Control; Public Hearing Correction

The entry for FR Doc. 77-10854 published at 42 FR 19372-19373, Wednesday, April 13, 1977, appeared incorrectly in the Table of Contents on page iv. The Table of Contents entry now reading

ENVIRONMENTAL PROTECTION AGENCY Notices

Pesticide applicator certification:

State plans:
California 19372

should read:

ENVIRONMENTAL PROTECTION AGENCY Notices

Motor vehicle pollution control:

California State Standards;
public hearing 19372

FEDERAL ENERGY ADMINISTRATION

ENERGY SUPPLY AND ENVIRONMENTAL COORDINATION ACT

Negative Determination of Environmental Impact—Savannah Electric and Power Co. (Port Wentworth Generating Station, Powerplants 1, 2, 3)

Pursuant to 10 CFR 208.4 and 305.9, the FEA hereby gives notice that it has performed an analysis and review of the environmental impact of the proposed issuance of a Notice of Effectiveness for the prohibition order to Savannah Electric and Power Company's Port Wentworth Generating Station, Powerplants 1, 2, and 3.

On June 30, 1975, the FEA issued a prohibition order to the above-listed powerplants which prohibited the powerplants from burning natural gas or petroleum products as their primary energy source. The prohibition order provided, however, that in accordance with the requirements of 10 CFR Parts 303 and 305, the order would not become effective until either: (1) the Administra-

tor of the Environmental Protection Agency (EPA) notifies the FEA, in accordance with section 119(d)(1)(B) of the Clean Air Act, that the particular powerplants will be able on and after July 1, 1975, to burn coal and to comply with all applicable air pollution requirements without a compliance date extension under section 119, or (2) if no notification is given by EPA, the date that the Administrator of EPA certifies pursuant to section 119(d)(1)(B) of the Clean Air Act is the earliest date that the particular powerplants will be able to comply with all applicable air pollution requirements under section 119 of that Act; and, until FEA has performed an analysis of the environmental impact of the issuance of a Notice of Effectiveness, pursuant to 10 CFR 305.9, and has served the powerplants the Notice of Effectiveness, as provided in 10 CFR 303.10(b), 303.37(b), and 305.7.

The FEA has analyzed and reviewed the effect on the human environment of issuance of the Notice of Effectiveness, and has determined it is clear that issuance of a Notice of Effectiveness for the prohibition order to the above listed powerplants is not a "major Federal action significantly affecting the quality of the human environment" within the meaning of the National Environmental Policy Act 42 U.S.C. 4332(2)(C). Therefore, pursuant to 10 CFR 208.4(c) FEA has determined that an environmental impact statement is not required.

Additional copies of this negative determination of environmental impact and copies of the environmental assessment upon which it is based are available upon request from the National Energy Information Center, Room 1404, Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C. 20461. Copies of the documents are also available for public review in the FEA Freedom of Information Reading Room, Room 2107, 12th and Pennsylvania Avenue NW, Washington, D.C.

Interested persons are invited to submit data, views, or arguments with respect to the negative determination and the associated environmental assessment to Executive Communications, Box LT, Room 3309, Federal Energy Administration, 12th and Pennsylvania Avenue NW., Washington, D.C. 20461.

Comments should be identified on the outside of the envelope and on documents submitted to FEA Executive Communications with the designation, "Negative Determination—Proposed NOE to Savannah Electric and Power Company's Port Wentworth Generating Station, Powerplants 1, 2, 3." Fifteen copies should be submitted on or before May 10, 1977.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in one copy only. The FEA reserves the right to determine the confidential status of the information or data and to treat it according to that determination.

NOTICES

Signed in Washington, D.C., on April 14, 1977.

ERIC J. FYGI,
Acting General Counsel,
Federal Energy Administration.

[FR Doc. 77-11491 Filed 4-18-77; 8:45 am]

FEDERAL HOME LOAN BANK BOARD

[H. C. No. 223]

ATWOOD VACUUM MACHINE CO.

Receipt of Application for Permission to Acquire Control of Lake County Savings and Loan Association

APRIL 15, 1977.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from Atwood Vacuum Machine Company, Rockford, Illinois, for approval of acquisition of control of Lake County Savings and Loan Association, Grayslake, Illinois, under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and § 584.4 of the Regulations for Savings and Loan Holding Companies. Atwood Vacuum Machine Company intends to effect the acquisition through the purchase of all the outstanding shares of Lake County Savings and Loan Association for cash. After such purchase, Home Savings and Loan Association, Waukegan, Illinois, an insured subsidiary of Atwood Vacuum Machine Company, will be merged into Lake County Savings and Loan Association with the name of the resulting association to be changed to Home Savings and Loan Association. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, by May 20, 1977.

RONALD A. SNIDER,
Assistant Secretary,
Federal Home Loan Bank Board.

[FR Doc. 77-11436 Filed 4-19-77; 8:45 am]

[H. C. No. 224]

ENTEX, INC.

Receipt of Application for Permission to Acquire Control of University Savings Association

APRIL 15, 1977.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from Entex, Inc., Houston, Texas, for approval of acquisition of control of University Savings Association, Houston, Texas, an insured institution, under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and § 584.4 of the Regulations for Savings and Loan Holding Companies. It is intended that Entex, Inc., currently the owner of 20 percent of the stock of University Savings Association, will purchase 555,888 shares or 45 percent of the stock of such association from three individuals at a price of \$17 per share and 446,592 shares or 35 percent

of such stock through a cash tender offer at a price of not less than \$17 per share. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, by May 20, 1977.

RONALD A. SNIDER,
Assistant Secretary,
Federal Home Loan Bank Board.

[FR Doc. 77-11437 Filed 4-19-77; 8:45 am]

[No. AC-33]

UNION FEDERAL SAVINGS AND LOAN ASSOCIATION OF MIAMI

Post Approval Amendment of Conversion Application (Notice of Final Action)

Notice is hereby given that on March 23, 1977, the Federal Home Loan Bank Board, as the operating head of the Federal Savings and Loan Insurance Corporation, by Resolution No. 77-212 approved the amendment to the application of Union Federal Savings and Loan Association of Miami, Miami, Florida, for permission to convert to the stock form of organization. The application to convert was approved on February 4, 1977, by Resolution No. 77-108. Copies of the application and the amendment are available for inspection at the Office of the Secretary of said Corporation, 320 First Street, NW, Washington, D.C. 20552 and the Office of the Supervisory Agent of said Corporation at the Federal Home Loan Bank of Atlanta, Coastal States Building, 260 Peachtree Street, NW, Atlanta, Georgia 30303.

Dated: April 15, 1977.

By the Federal Home Loan Bank Board.

RONALD A. SNIDER,
Assistant Secretary,
Federal Home Loan Bank Board.

[FR Doc. 77-11435 Filed 4-19-77; 8:45 am]

FEDERAL MARITIME COMMISSION

AEGEAN CRUISES, S.A. (EPIROTIKI LINES)

Certificate of Financial Responsibility for Indemnification of Passengers for Non-performance of Transportation No. P-43; Order of Revocation

Whereas, Aegean Cruises, S.A. (Epirotiki Lines) has ceased to operate the passenger vessel JASON to and from United States ports.

It is ordered, That Certificate (Performance) No. P-43 issued to Aegean Cruises, S.A. and Unitours, Inc. (Aegean: Epirotiki Lines) and reissued to Aegean Cruises, S.A. (Epirotiki Lines) covering the JASON be and are hereby revoked effective April 13, 1977.

It is further ordered, That a copy of this Order be published in the FEDERAL REGISTER and served on certificant.

By the Commission April 13, 1977.

JOSEPH C. POLKING,
Acting Secretary.

[FR Doc. 77-11482 Filed 4-19-77; 8:45 am]

EUROPE PACIFIC RATE AGREEMENT

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street NW, Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and 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, by May 10, 1977. 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:

Howard A. Levy, Esquire, Suite 727, 17 Battery Place, New York, New York 10004.

Agreement No. 10023-7, among the parties to the above-named agreement, amends Article 10 of the basic agreement and Section 1 of the Annex to provide that the parties may employ an independent neutral body to serve as its Enforcement Authority as an alternative to the employment of the Executive Director of the Associated North Atlantic Freight Conference ("ANAFC") for that purpose.

By Order of the Federal Maritime Commission.

Dated: April 14, 1977.

JOSEPH C. POLKING,
Acting Secretary.

[FR Doc. 77-11480 Filed 4-19-77; 8:45 am]

[Docket No. 77-8]

HAWAIIAN MARINE LINES, INC. PROPORTIONAL RATES ON LUMBER BETWEEN OREGON AND HAWAII

Order of Investigation and Suspension

Hawaiian Marine Lines, Inc. (HML), a barge carrier operating in the domestic offshore trade between ports in the Pacific Northwest and Hawaii, has filed with the Commission an original tariff page, identified at Appendix A, initiating proportional rates for lumber originating

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in the counties of Lane and Douglas, Oregon that will result in a lower water rate from the Port of Portland to Ports in Hawaii than the water rate for lumber originating elsewhere. Additionally, HML has filed a revised tariff, identified at Appendix A, that will result in an increase in the lumber rate from Portland to Hawaii for shipments originating outside Lane or Douglas Counties.

In support of the proportional rates it has filed, HML submits, in its reply to protests, that:

1. Shippers in Douglas and Lane Counties located in Central Oregon, have requested the lower proportional rates in order to remain competitive with lumber shippers in Northern Oregon who move lumber through Portland;

2. Protestant Sause Brothers Ocean Towing Company, a barge service operator serving Lane and Douglas Counties' lumber shippers through the Port of Suislaw to Hawaii, does not operate a regular service whereas HML provides a regular bi-monthly service from Portland;

3. The sum of the overland rate from Lane or Douglas County to Portland and the proposed proportional rate from Portland to Hawaii will remain higher than the total for the same movement overland through the Port of Suislaw to Hawaii, and

4. Traffic from Lane and Douglas Counties already moves via Portland and has traditionally been carried by HML from that Port. Therefore, HML does not anticipate any diversion of lumber.

Protests to the proposed proportional rates have been submitted to Davidson Industries, Inc.; the Port of Coos Bay, Oregon; the Port of Umpqua Commission; the Port of Suislaw, and Sause Brothers Ocean Towing Company, Inc. Of the matters raised by protestants, the allegation that HML's proposed proportional rates will divert cargo naturally tributary to the Ports of Umpqua and Suislaw merit investigation to determine whether they are unjust, unreasonable, or otherwise unlawful under section 18 (a) of the Shipping Act, 1916 and sections 3 and 4 of the Intercoastal Shipping Act, 1933, or whether they subject any particular person, locality, or description of traffic to any undue or unreasonable prejudice or disadvantage in any respect whatsoever in violation of section 16, First of the Shipping Act, 1916. Because the staff believes there is a reasonable probability that a diversion will occur if the proportional rates go into effect and such a diversion would cause immediate and irreparable competitive harm to the protestants, the proportional rates will also be suspended pending the determination of the issues raised herein, but not to exceed four months as provided in section 3 of the Intercoastal Shipping Act, 1933.

The naturally tributary concept as set out in section 8 of the Merchant Marine Act, 1920, evinces a determination by Congress that it is in the public interest for cargo to move from its origin through the port most naturally and efficiently connected with established lines of com-

merce without the undue interdiction of artificial diversions. Although the Commission has recognized that naturally tributary territories to ports in the U.S. cannot be rationally drawn along strictly geographic lines in every case, we have recognized that areas distinctly proximate to a particular port are presumed to be naturally tributary to that port. *City of Portland v. Pacific Westbound Conference, et al.*, 4 FMC 664, 679 (1955); *Investigation of Overland and OCP Rates and Absorptions*, 12 FMC 184, 224 (1969); *Intermodal Service to Portland, Oregon*, 17 FMC 106, 127, 128 (1973).

While factors such as adequacy of service and natural traffic flow may intervene to alter the geographic tributary relationship between ports or origin of cargo and particular ports, such factors must be adduced to overcome the presumption that arises that territory in immediate proximity to a particular port is naturally tributary to that port. *City of Portland*, *supra* at 679. HML should be prepared to supply in greater detail information showing the competitive necessity of the rates, including the effect such rates will have on the shippers in Lane and Douglas Counties who have requested these rates, and others who presently ship from Umpqua, Suislaw and Coos Bay.

It is the Commission's intention to expeditiously resolve the issues in this proceeding. Particular attention is invited to our Order dated March 23, 1977 in which this Commission announced its policy of avoidance of trial-type oral hearings. Commensurate with this policy, the Commission's Rules of Practice and Procedure (46 CFR 502.67(c)) were amended to provide for an expedited procedure in general revenue proceedings. Although this proceeding is not of a general revenue nature, an expedited procedure is herein ordered to enable the Commission to discharge the mandate imposed by Section 3 of the Intercoastal Shipping Act, 1933 to give preference to proceedings in which this Section is invoked "and decide the same as speedily as possible." In the fulfillment of its obligation to speedily decide the issues in this proceeding, the respondent and protestants are directed to exchange among themselves, information in support of their respective positions and wherever possible to enter into stipulations.

Now, therefore, it is ordered, That pursuant to Sections 16, First, 18(a) and 22 of the Shipping Act, 1916, and sections 3 and 4 of the Intercoastal Shipping Act, 1933, an investigation is hereby instituted to determine the lawfulness of the original tariff matter listed in Appendix A;

It is further ordered, That Hawaiian Marine Lines, Inc. be named Respondent in this proceeding and that Davidson Industries, Inc.; the Port of Coos Bay, Oregon; the Port of Umpqua Commission; the Port of Suislaw, and Sause Brothers Ocean Towing Company, Inc. be named as Complainants;

It is further ordered, That Respondent and Complainants exchange materials

among themselves, with a copy to Hearing Counsel, such materials to include but not be limited to:

(1) Quantities of lumber carried which had origins in Lane and Douglas Counties during the preceding 12 months;

(2) Details of the inland transportation costs of moving lumber cargoes from origin points in Lane and Douglas Counties to Oregon Ports;

(3) Explanation of how the HML increase in rates for lumber shippers in counties other than Lane and Douglas will not place these shippers at a competitive disadvantage in relation to their Lane and Douglas County counterparts, and

(4) A detailed description of the adequacy of service offered by the carriers and port facilities named herein;

It is further ordered, That the parties submit to the Secretary, not later than May 17, 1977, individual or joint recommendations to the Commission identifying all unresolved issues and specifying the type of procedure best suited to resolve them. After consideration of these recommendations, the Commission will issue an appropriate order limiting the issues and establishing the procedure for their resolution or, alternatively, refer the matter to the Office of Administrative Law Judges for the establishment of such a procedure;

It is further ordered, That pursuant to Section 3 of the Intercoastal Shipping Act, 1933, the proportional rates set out in HML's original tariff page identified at Appendix A, are hereby suspended and the use thereof deferred to and including, August 15, 1977 unless otherwise ordered by the Commission;

It is further ordered, That Hawaiian Marine Lines, Inc. file immediately a supplement to the aforementioned tariff matter, which supplement shall bear no effective date, shall reproduce this Order in its entirety, and shall state that the aforesaid matter is suspended and may not be used until August 16, 1977, and that the suspended matter may not be changed until this proceeding has been disposed of or until the period of suspension has expired;

It is further ordered, That copies of this Order shall be filed with the appropriate tariff schedules in the Bureau of Compliance of the Federal Maritime Commission;

It is further ordered, That (1) a copy of this Order be served upon Respondent, Complainants and upon this Commission's Bureau of Hearing Counsel, and published in the *FEDERAL REGISTER*.

All persons (including individuals, corporations, associations, firms, partnerships and public bodies) having an interest in this proceeding and desiring to intervene therein, should notify the Secretary of the Commission promptly and file petitions for leave to intervene in accordance with Rule 5(1) of the Commission's Rules of Practice and Procedure (46 CFR 502.72) with a copy to all parties to this proceeding.

By the Commission.

JOSEPH C. POLKING,
Acting Secretary.

APPENDIX A

1. HML, Proportional Commodity Rates, FMCP, No. 1, Original Page 66, Effective April 16, 1977.

2. HML, Commodity Rates, FMCP-F, No. 1, 3rd Revised Page No. 39-A, Effective May 12, 1977.

RESPONDENT

Hawaiian Marine Lines, Inc., Attn: E. D. Anderson, Tariff Publishing Officer, P.O. Box 3783, Seattle, Washington 98124.

COMPLAINANTS

Davidson Industries, Inc., Attn: Mr. Don-Lee Davidson, Mapleton, Oregon 97453.

Steve Felkins, Port Administrator, Port of Coos Bay, P.O. Box 1226, Coos Bay, Oregon 97420.

Port of Umpqua Commission, c/o Wm. V. Humphreys, Secretary, Reedsport, Oregon 97467.

Port of Suislaw, c/o Paul L. Coyne, General Manager, P.O. Box 1220, Florence, Oregon 97434.

Sause Bros. Ocean Towing Co., Inc., c/o Robert L. Hannel, Secretary, 2927 E. Burnside Street, Portland, Oregon 97214.

[FR Doc. 77-11481 Filed 4-19-77; 8:45 am]

NORTH EUROPE—UNITED STATES PACIFIC FREIGHT CONFERENCE

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 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, by May 10, 1977. 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:

Howard A. Levy, Esquire, Suite 727, 17 Battery Place, New York, New York 10004.

Agreement No. 93-15, among the parties to the above-named agreement,

amends Article 7 of the basic agreement and Section 1 of the Annex to provide that the parties may employ an independent neutral body to serve as its Enforcement Authority as an alternative to the employment of the Executive Director of the Associated North Atlantic Freight Conference ("ANA&FC") for that purpose.

By Order of the Federal Maritime Commission.

Dated: April 14, 1977.

JOSEPH C. POLKING,
Acting Secretary.

[FR Doc. 77-11478 Filed 4-19-77; 8:45 am]

SOUTH ATLANTIC NORTH EUROPE RATE AGREEMENT

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street NW, Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and 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, by May 10, 1977. 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:

Edward A. Levy, Esquire, Suite 727, 17 Battery Place, New York, New York 10004.

Agreement No. 9984-10, among the members of the above-named agreement, provides (1) for agreement with other U.S. "conferences concerning establishing, policing and enforcing of rules, practices and charges related to the use and movement of containers outside terminals within the European scope of the agreement and (2) provides that the enforcement authority for self-policing may also be appointed agent for the collection of underpayments of freight."

By Order of the Federal Maritime Commission.

Dated: April 14, 1977.

JOSEPH C. POLKING,
Acting Secretary.

[FR Doc. 77-11479 Filed 4-19-77; 8:45 am]

FEDERAL POWER COMMISSION

[Docket No. E77-94]

EMERGENCY NATURAL GAS ACT

Emergency Order

On April 11, 1977, Columbia Gas of Ohio, Inc. (Columbia-Ohio) filed, pursuant to section 6 of the Emergency Natural Gas Act of 1977 (Act), Pub. L. 95-2 (91 Stat. 4 (1977)), an application for authorization to make certain emergency purchases of natural gas and to have that gas transported.

Columbia-Ohio has executed a number of contracts to purchase natural gas under Section 6 of the Act in Brown, Irion, Palo Pinto and Coleman Counties, Texas. In all cases, the gas will be delivered to Lone Star Gas Company (Lone Star) for transportation to Columbia-Ohio. Lone Star will receive the gas from the various sellers or intermediate transporters for Columbia-Ohio's account and deliver equivalent volumes to Amoco Gas Company (Amoco Gas) at the outlet of the Katy Gas Processing Plant, Waller County, Texas. Amoco Gas will transport and deliver equivalent volumes to Trunkline Gas Company (Trunkline) at interconnection in the vicinity of Katy, Texas. Trunkline will transport and deliver such gas to Tennessee Gas Pipeline Company (Tennessee) at an existing interconnection near Kinder, Louisiana. Tennessee will deliver a portion of this gas to Columbia Gulf Transmission Company (Columbia Gulf) at an interconnection near Egan, Louisiana, and Trunkline will deliver the remaining volumes to Columbia Gulf at a temporary interconnection near Centerville, Louisiana. Columbia Gulf will transport and deliver the gas to Columbia Gas Transmission Corporation (Columbia) for delivery to Columbia-Ohio at existing delivery points.

Columbia-Ohio has agreed to pay the following transportation charges: Lone Star—20.25 cents per Mcf transported; Amoco Gas—3 cents per Mcf transported; Trunkline—4.47 cents per Mcf transported plus 1 percent of the volumes for fuel charges; Tennessee—1 cent per Mcf for delivery charges; Columbia Gulf—29.34 cents per Mcf for volumes received plus 2.5 percent of the volumes received for shrinkage; and Columbia—22.21 cents per Mcf for volumes received plus 3.1 percent of the volumes received for shrinkage.

¹ In some cases, there will be transportation prior to delivery of the gas to Lone Star.

² This interconnection was authorized in Columbia Gas Transmission Corp., Docket No. E77-47 (March 3, 1977).

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Columbia-Ohio has executed the following contracts for the purchase of gas under Section 6 of the Act. All deliveries are on a best efforts basis subject to available pipeline capacity.

1. On March 14, 1977, Kilgore Brothers (Kilgore) agreed to sell up to 500 Mcfd from production in Brown County, Texas, through July 31, 1977. Kilgore will deliver the gas to Lone Star in Brown County.

2. On March 14, 1977, Marie Edwards Gillespie, et al. (Gillespie), agreed to sell up to 500 Mcfd from production in Brown County, Texas, through July 31, 1977. Gillespie will deliver the gas to Lone Star in Brown County.

3. On March 9, 1977, Energy Industrial Development, Inc. (Energy) agreed to sell up to 3,000 Mcfd from production in Palo Pinto County, Texas, through July 31, 1977. Energy will deliver the gas to Lone Star in Palo Pinto County.

4. On March 4, 1977, Pride Refining, Inc. (Pride) agreed to use, where feasible, alternate fuels and sell the released natural gas through July 31, 1977. Pride will release the natural gas to Lone Star (which supplies Pride) for delivery to Columbia-Ohio. Pride will determine when alternate fuels can be used and anticipates that deliveries will be approximately 4,000 Mcfd.

5. On March 3, 1977, James P. Dunigan, Inc. (Dunigan) agreed to sell up to 4,000 Mcfd from production in Irion County, Texas. Dunigan will transport the gas from the wellhead to existing interconnections with Mid-Plains Pipeline Company (Mid-Plains) in Irion County. Mid-Plains will deliver the gas to Lone Star in Tom Green County, Texas. Dunigan will charge 4.6 cents per Mcf delivered plus 15.3 cents per Mcf for compression, and Mid-Plains will charge 15.0 cents per Mcf delivered to Lone Star.

6. On March 10, 1977, Onix Corporation agreed to call up to 5,000 Mcfd from production in Brown and Coleman Counties, Texas, through July 31, 1977. Onix will transport the gas from the wellhead to an interconnection with Lone Star. Onix will charge 8.0 cents per Mcf for all gas delivered.

7. On March 18, 1977, Rocanville Corporation (Rocanville) agreed to sell up to 1,000 Mcfd from production in Live Oak County, Texas. Rocanville will deliver the gas to Lone Star Gathering Company (Lone Star Gathering). Lone Star Gathering will deliver the gas to Natural Gas Pipeline Company of America (Natural) at an existing interconnection in Live Oak County. Natural will deliver equivalent volumes to Columbia Gulf at the tailgate of Texaco Inc.'s Henry Plant, Erath, Louisiana. The transportation to be rendered and transportation charges to be collected, by Columbia Gulf and Columbia are set forth above. Columbia-Ohio will pay the following additional charges: Natural—the greater of \$4,000 per month or 12.6 cents per Mcf delivered; Rocanville—50 cents per Mcf to recover the cost of construct-

ing 8.2 miles of pipeline to connect the wells to existing facilities.

Columbia-Ohio advises and I find that the gas made available by the various sellers and the transportation of such gas by Dunigan, Mid-Plains, Onix, Rocanville, Lone Star Gathering, Lone Star, and Amoco Gas will result in a commingling of interstate natural gas with intrastate natural gas owned by the sellers and with the normal intrastate system supplies of Onix, Lone Star Gathering, Lone Star, and Amoco Gas* and with volumes of gas owned by other parties. The contractual provisions between the Intrastate Transporters and their producers, transporters and other suppliers of gas prohibit the sale of natural gas in interstate commerce and the commingling their intrastate pipeline system gas supplies with gas moving in interstate commerce. The sale, transportation and delivery of gas for which Columbia-Ohio seeks approval may result in some commingling of interstate natural gas with the Intrastate Transporters normal intrastate gas supplies and with gas owned by other third parties. This order shall be considered as applying to all such commingled gas. Under the provisions of section 9 (b), (c) of Pub. L. 95-2 (91 Stat. at 9), the suppliers of such gas, which is so commingled, may not terminate existing contracts with the Intrastate Transporters or such other parties or require a redetermination of the prices provided in such contracts by reason of this transaction. Contractual termination, prohibition, or redetermination provisions in any such contracts referred to above are not enforceable by reason of section 9 of Pub. L. 95-2 since the various sellers and the Intrastate Transporters are selling, delivering, and transporting gas for Columbia pursuant to Section 6(a) of that Act. The Intrastate Transporters and any third person whose gas is commingled with Columbia-Ohio's gas shall refer all relevant information concerning any attempt to terminate existing contracts or require a redetermination of prices to the Administrator for appropriate action.

According to the official files of the Federal Power Commission, Amoco Gas, Dunigan, Energy, Gillespie, Kilgore, Mid-Plains, Onix, and Pride are not classified as natural gas companies within the meaning of the Natural Gas Act. Section 6(b)(1)(A) of the Act provides in part that "If the provisions of the Natural Gas Act shall not apply *** to any sale to an interstate pipeline *** under the authority of subsection (a) or to any transportation by an intrastate pipeline in connection with such sale ***." 91 Stat. at 8. In addition section 6(c)(2) provides:

Compliance by any pipeline with any order under this subsection shall not subject such pipeline to regulation under the Natural Gas Act or to regulation as a common carrier under any provision of state law.

* Hereinafter referred to as the "Intrastate Transporters."

Lone Star, Lone Star Gathering, and Rocanville are natural gas companies within the meaning of the Natural Gas Act. Section 6(b)(1)(B) provides that the provisions of the Natural Gas Act shall not apply "to any natural gas company (within the meaning of the Natural Gas Act) solely by reason of any such sale or transportation." Thus, the sale, delivery, and transportation of this gas will not subject Amoco Gas, Dunigan, Energy, Gillespie, Kilgore, Lone Star, Lone Star Gathering, Mid-Plains, Onix, Pride, and Rocanville or any other person supplying gas to such persons to the provisions of the Natural Gas Act or to regulation as a common carrier under state law.

Columbia-Ohio proposes to pay \$2.25 per MMBtu for all gas delivered under the above transactions. This price is fair and equitable in accordance with Order No. 2.

Columbia-Ohio also requests a determination that the terms and conditions of the contracts with the various sellers are fair and equitable. Columbia-Ohio has provided no information regarding the terms and conditions of such contracts. Therefore, I am unable to determine whether such other terms and conditions are fair and equitable. The authorization to make such purchases below is limited to an approval of the proposed purchase price and does not imply approval of the other terms and conditions of the contracts.

Columbia-Ohio states that it was in compliance with Order No. 6. Columbia-Ohio shall submit a sworn statement demonstrating its compliance with Order No. 6.

Columbia-Ohio shall submit weekly reports as required by Order No. 4.

Pursuant to Section 6(a) of the Act, I authorize Columbia-Ohio to purchase gas from Dunigan, Energy, Gillespie, Kilgore, Onix, Pride, and Rocanville at a price not to exceed \$2.25 per MMBtu. Pursuant to Section 6(c) of the Act, I authorize Amoco Gas, Lone Star, Lone Star Gathering, Mid-Plains, Columbia Gulf, Columbia, Natural, Tennessee, and Trunkline to transport gas as described above. Since the parties have agreed upon the transportation charges, I find no basis for prescribing other charges.

This order is issued pursuant to the authority delegated to me by the President in Executive Order No. 11969 (February 2, 1977), and shall be served upon Columbia-Ohio, Dunigan, Energy, Gillespie, Kilgore, Mid-Plains, Onix, Pride, Rocanville, Amoco Gas, Lone Star, Lone Star Gathering, Natural, Trunkline, Tennessee, Columbia Gulf, and Columbia. This order shall also be published in the *FEDERAL REGISTER*.

This order and authorization granted herein are subject to the continuing authority of the Administrator under Pub. L. 95-2 and the rules and regulations which may be issued thereunder.

RICHARD L. DUNHAM,
Administrator.

APRIL 14, 1977.

[FR Doc. 77-11389 Filed 4-19-77; 8:45 am]

NOTICES

[Docket No. ER77-53]

EMERGENCY NATURAL GAS ACT

Supplemental Emergency Order

By orders issued March 10 and 16, 1977, pursuant to Section 6 of the Emergency Natural Gas Act of 1977 (Act), Pub. L. 95-2 (91 Stat. 4 (1977)), the request of El Paso Natural Gas Company (El Paso) to make certain purchases under Section 6 was granted in part and denied in part. Among the proposed purchases denied was one by Mahun Oil & Gas Corporation, et al. (Mahun) from the Hilliard "BF" Federal No. 1-Y well, Eddy County, New Mexico.

On March 30, 1977, and April 11, 1977, Mahun submitted additional information in support of its claim that it should be authorized to make the proposed sale to El Paso notwithstanding Order No. 6 (February 22, 1977). A review of the additional information submitted by Mahun indicates substantial detrimental reliance by Mahun on El Paso's eligibility to make the proposed purchase under Order No. 2 (February 3, 1977). Mahun communicated El Paso's offer to its other interest owners in Sweden and obtained approval to execute the contract with El Paso. A number of proceedings under the Act have recognized that detrimental reliance on Order No. 2 is sufficient to permit authorization of a proposed sale even though the purchaser is not otherwise qualified to make the purchase under Order No. 6. North Central Oil Corporation, Docket No. ER77-88 (April 12, 1977); Inexco Oil Company, Docket No. ER77-79 (March 28, 1977); Natural Gas Pipeline Company of America, Docket No. ER77-48 (March 4, 1977); United Gas Pipe Line Company, Docket No. ER77-33 (March 2, 1977), and Colorado Interstate Gas Company, Docket No. ER77-31 (February 28, 1977). Mahun has demonstrated such reliance and its sale to El Paso should be authorized.

El Paso will purchase this gas at a price of \$2.25 per MMBtu. Thus, the proposed price is fair and equitable in accordance with Order No. 2.

Pursuant to section 6(a) of the Act, I authorize El Paso to purchase gas attributable to Mahun's interest in the Hilliard "BF" Federal 1-Y well, Eddy County, New Mexico at a price not to exceed \$2.25 per MMBtu.

El Paso shall submit weekly reports as required by Order No. 4.

This order is issued pursuant to the authority delegated to me by the President in Executive Order No. 11969 (February 2, 1977), and shall be served upon El Paso, John Yates, Antwell, Yates, Aminoll, Yates, et al., Samedan, Depco, Sabine, Bennett, Inexco, Monsanto, and Mahun, et al. This order shall also be published in the FEDERAL REGISTER.

This order and authorization granted herein are subject to the continuing authority of the Administrator under Pub. L. 95-2 and the rules and regulations which may be issued thereunder.

RICHARD L. DUNHAM,
Administrator.

APRIL 14, 1977.

[PR Doc.77-11388 Filed 4-19-77;8:45 am]

[Docket No. ER77-282]

EL PASO ELECTRIC CO.

Supplemental Agreement

APRIL 13, 1977.

Take notice that on April 4, 1977, El Paso Electric Company (El Paso Electric) tendered for filing Supplement No. 5 to its Export Rate Schedule FPC No. 20 to provide for continued electric service to Comision Federal de Electricidad (CFE) commencing April 1, 1977, on a discretionary basis in the event that CFE experiences a capacity emergency on its system and requests emergency assistance. El Paso Electric states that this authorization is sought to provide for such assistance during the period that the parties are negotiating a permanent Interconnection Agreement. El Paso Electric proposes a unit rate of 4.136 cents per KWH and states that the assistance, if rendered, shall employ those facilities and be within those terms of service previously authorized by the Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 22, 1977. 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.

[PR Doc.77-11540 Filed 4-19-77;8:45 am]

[Docket No. ER77-286]

KANSAS POWER AND LIGHT CO.

Proposed Changes in Rates and Charges

APRIL 13, 1977.

Take notice that on April 1, 1977, The Kansas Power & Light Company (Kansas) tendered for filing a newly executed renewal contract dated March 4, 1977, with the City of Stafford, Kansas for wholesale service to that Community. Kansas states that this is a renewal of a contract dated May 4, 1970 and designated KPL Rate Schedule FPC No. 125. The proposed effective date is the date facilities are completed, but in any event, not later than July 1, 1977; the net billing for the twelve months succeeding the proposed change in agreement will be \$44,343.00. In addition, Kansas states that copies of the Contract have been mailed to the City of Stafford and the State Corporation Commission of Kansas.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of

tions 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 April 22, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[PR Doc.77-11543 Filed 4-19-77;8:45 am]

[Docket No. ER77-281]

OHIO POWER CO.

Changes in Rates and Charges

APRIL 13, 1977.

Take notice that American Electric Power Service Corporation (AEP) on April 4, 1977, tendered for filing on behalf of its affiliate, Ohio Power Company (Ohio Power), Modification No. 7 dated January 31, 1977 to the Interconnection Agreement dated December 1, 1963 between Ohio Power Company and Columbus & Southern Ohio Electric Company, designated Ohio's Rate Schedule FPC No. 32.

AEP states that Section 1 of Modification No. 7 provides for an increase in the Demand Charge for Short Term Power from \$.50 to \$0.60 per kilowatt per week and Section 3 provides for an increase in the Demand Charge for Limited Term Power from \$2.75 to \$3.25 per kilowatt per month. Section 2 of Modification No. 7 provides for an increase in the transmission charge for third party Short Term Power transactions from \$.0125 per kilowatt per week to \$.015 per kilowatt per week and Section 4 provides for an increase in the transmission charge for third party Limited Term Power Transactions from \$.055 per kilowatt per month to \$.065 per kilowatt per month, both schedules proposed to become effective May 1, 1977.

AEP further states that since the use of Short Term and Limited Term Power cannot be accurately estimated, for the twelve months' period succeeding the date of filing, it is impossible to estimate the increase in revenues resulting from this modification for such period. Exhibit I which was included with the filing of this modification, demonstrates that the increase in revenues, which would have resulted had the modification been in effect during the twelve month period ending December 1976, would have been \$120,000 (i.e. from \$1,853,008.90 to \$1,973,008.90).

Copies of the filing were served upon Columbus and Southern Ohio Electric Company and the Public Utilities Commission of Ohio.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of

NOTICES

Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before April 22, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMBS,
Secretary.

[FR Doc. 77-11539 Filed 4-19-77; 8:45 am]

[Docket No. ER77-284]

PACIFIC POWER AND LIGHT CO.

Filing of Service Agreements

APRIL 13, 1977.

Take notice that on April 4, 1977, Pacific Power & Light Company (Pacific) tendered for filing Service Agreements under its FPC Electric Tariff. Original Volume No. 2 for the following additional customers:

Purchaser	Date of execution
The city of Seattle, Wash.	Mar. 14, 1977
The city of Tacoma, Wash.	Mar. 15, 1977

Also submitted was an updated Index of Purchasers under the tariff.

The filing indicates that copies were sent to these additional customers.

Pacific has requested a waiver of the notice requirements of the Commission's Regulations to allow these schedules to become effective as of the date of execution.

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 Sections 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 April 22, 1977. 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. PLUMBS,
Secretary.

[FR Doc. 77-11541 Filed 4-19-77; 8:45 am]

[Docket No. ER77-285]

TUCSON GAS AND ELECTRIC CO.

Filing of Tucson-United States 1977 Energy Agreement

APRIL 13, 1977.

Take notice that Tucson Gas & Electric Company ("Tucson") on April 14, 1977 tendered for filing the Tucson-United States 1977 Energy Agreement (the "Agreement") dated March 29, 1977, between Tucson and The United States

Colorado River Storage Project ("United States").

Tucson indicates that the primary purpose of this Agreement is to establish terms and conditions related to the delivery and sale by Tucson and the receipt and purchase by the United States of electrical power and energy for resale. The parties desire that this Agreement shall extend as an initial rate schedule until June 30, 1977.

Any person desiring to be heard or to make application with reference to said Agreement 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 Sections 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 April 22, 1977. Protests will be considered by the Commission 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 must file a petition to intervene. Copies of this Agreement are on file with the Commission and are available for public inspection.

KENNETH F. PLUMBS,
Secretary.

[FR Doc. 77-11542 Filed 4-19-77; 8:45 am]

FEDERAL RESERVE SYSTEM

CONDITION OF STATE MEMBER BANKS

Call for Report

Pursuant to section 9 of the Federal Reserve Act, as amended (12 U.S.C. 324), and to section 7(a)(3) of the Federal Deposit Insurance Act, as amended (12 U.S.C. 1817(a)(3)), the Board of Governors of the Federal Reserve System, effective April 20, 1977, has issued a call to each insured State bank that is a member of the Federal Reserve System to make a Report of Condition as of the close of business March 31, 1977. Pursuant to section 7(a)(3) of the Federal Deposit Insurance Act, as amended (12 U.S.C. 1817(a)(3)), each insured State bank that is a member of the Federal Reserve System is required to make a Report of Condition as of the close of business March 31, 1977. That date has been selected for the Report of Condition by the Chairman of the Board of Directors of the Federal Deposit Insurance Corporation, the Comptroller of the Currency, and the Chairman of the Board of Governors of the Federal Reserve System. The Report of Condition should be filed with the Federal Reserve Bank of the district wherein the bank is located, within ten days after notice that such report shall be made: *Provided*, That if such reporting date is a nonbusiness day for any bank, the preceding business day shall be its reporting date.

Each insured State bank that is a member of the Federal Reserve System, except a bank in the District of Columbia, shall make its original Report of Condition on Federal Reserve Form

105—Call No. 223¹ and shall send the same to the Federal Reserve Bank of the district wherein the bank is located and shall send a signed and attested copy thereof to the Federal Deposit Insurance Corporation. The original and copy of the Report of Condition shall be prepared in accordance with "Instructions for the preparation of Reports of Conditions by State Member Banks of the Federal Reserve System," dated March 1976.²

Board of Governors of the Federal Reserve System, April 14, 1977.

STEPHEN S. GARDNER,
Vice Chairman, Board of Governors,
of the Federal Reserve System

[FR Doc. 77-11352 Filed 4-19-77; 8:45 am]

KLOSSNER BANCORPORATION, INC.

Formation of Bank Holding Company

Klossner Bancorporation, Incorporated, Klossner, Minnesota, has applied for the Board's approval under section 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 Klossner State Bank, Klossner, Minnesota. The factors that are considered in acting on the application set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Minneapolis. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than May 12, 1977.

Board of Governors of the Federal Reserve System, April 13, 1977.

GRIFFITH L. GARWOOD,
Deputy Secretary of the Board.

[FR Doc. 77-11350 Filed 4-19-77; 8:45 am]

TEXAS COMMERCE BANCSHARES, INC.

Order Approving the Merger of Bank Holding Companies

Texas Commerce Bancshares, Inc., Houston, Texas ("Applicant"), a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(5) of the Act (12 U.S.C. 1842(a)(5)) to merge with The BanCapital Financial Corporation, Austin, Texas ("Company"), a bank holding company and thereby acquire 100 percent (less directors' qualifying shares) of The Capital National Bank in Austin, Austin, Texas ("Bank"). In light of the facts that Company's only assets are the shares of Bank, and that Company does not engage in any activity other than controlling Bank, Applicant's proposed merger with Company is treated herein as the proposed acquisition of Bank.

¹ Filed as part of the original document.

² Filed as part of the original document.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The 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 section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the third largest banking organization in Texas, controls 31 banks with aggregate deposits of approximately \$3.3 billion, representing 6.9 percent of the total deposits in commercial banks in the State.¹ As a result of the acquisition of Bank, Applicant's share of commercial bank deposits in Texas would increase by 0.7 percent to a total of 7.6 percent, and Applicant would become the largest banking organization in the State.

In recent years, the Board has denied certain applications submitted by some of the larger banking organizations in Texas to acquire leading banks in the State's secondary banking markets. In its orders relating to those applications, the Board found generally that approval of such proposals would result in an increase in the share of deposits held by the State's largest organizations, as well as an increase in the size disparity between those institutions and the State's smaller bank holding companies.² The Board is now of the view that its previously stated concern relating to the level of concentration of banking resources involving the largest banking organizations in Texas is no longer entirely warranted and should be tempered in light of developments subsequent to 1974. In particular, since the time of those denials, the percentage of commercial banking resources in Texas controlled by the State's four largest banking organizations has not increased appreciably, thus indicating that the Board's earlier actions have had a salutary effect in retarding the rate at which increased concentration was occurring. Furthermore, the present level of concentration of banking resources in Texas is relatively low in comparison to the level of concentration in other States as evidenced by the fact that, based on the percentage of deposits held by the three largest banking organizations, Texas ranks 43d out of the 50 States in terms of concentration levels.³ Accordingly, while the Board continues to be of the view that the effect of a proposal on

concentration is a matter that deserves studied attention, the recent trend in the banking structure of Texas is such that the Board does not view the concentration increase that would follow upon consummation of this proposal as so adverse as to require denial thereof.

Bank holds deposits of approximately \$356.5 million, representing 21.4 percent of total deposits in commercial banks in the Austin banking market,⁴ and ranks as the second largest of 23 banks operating in the market. Applicant is not presently represented in the Austin banking market; its subsidiary bank closest to Bank is located 48 miles away in the San Antonio banking market. It appears that no meaningful competition currently exists between the two organizations. Thus, consummation of Applicant's proposal would not have any significant adverse effects on existing competition within the relevant market.

This application represents Applicant's second attempt to enter the Austin banking market through acquisition of one of that market's leading banks. In January 1975, the Board denied Applicant's proposed acquisition of The Austin National Bank, Austin, Texas ("Austin Bank").⁵ In denying that application, the Board stated that the acquisition of such a significant competitor as Austin Bank in a highly concentrated market by one of the State's leading competitors would significantly reduce the likelihood that the market would become less concentrated and more competitive in the future. At that time, Austin Bank was the largest commercial bank in the market and controlled approximately 23 percent of the market's deposits. The four largest banking organizations in the Austin banking market controlled 79 percent of deposits. In that denial Order, the Board also stated that reasonable alternative means of entry into the Austin market were available to Applicant other than the acquisition of the market's largest bank. The Board concluded that Applicant's acquisition of Austin Bank would have significant adverse effects on the concentration of banking resources and on potential competition within the Austin banking market and that such anticompetitive effects were not outweighed by considerations relating to the convenience and needs of the communities to be served.

The Board has reexamined the Austin

banking market in the context of the subject proposal. Upon such reexamination, the Board is of the view that its previous concerns, which it then believed were justified, regarding the structure of the Austin market and the likely adverse competitive effects within that market of Applicant's proposed acquisition, should not presently be given the weight that they were at that time. Although the level of concentration of banking resources in the Austin market has not changed appreciably since the Board's denial of Applicant's previous proposal, the Board does not now view Applicant's acquisition of Bank as significantly reducing the likelihood that the market would become less concentrated in the future. The Austin area has experienced exceptionally rapid growth in recent years. In view of this economic growth, it appears that the market is attractive for entry by other banking organizations and a number of the State's largest banking organizations are not presently represented in that market. The Board concludes that approval of this application would not foreclose the possibility of such other competitors entering the market either *de novo* or through acquisition of one of the many independent banks.

With respect to potential competition, while consummation of this proposal would eliminate the possibility of Applicant entering the Austin market *de novo* or through acquisition of one of the numerous smaller independent banks, the Board is now of the view that Applicant's entry into the Austin market should not be restricted to establishing a bank *de novo* or acquiring a foothold entry. Thus, the Board is presently unable to conclude that consummation of the proposed transaction would have such adverse effects upon the concentration of banking resources or upon potential competition within the Austin banking market as to justify denial of the subject application. On the other hand, approval of this application may have a positive effect on competition in the market by introducing a new and aggressive competitor into the Austin banking market.

The financial and managerial resources of Applicant, its subsidiaries and Bank are considered generally satisfactory and the future prospects for each appear favorable. In commenting upon the subject proposal, the Comptroller of the Currency recommended conditioning approval of the application upon injection of \$3 million in capital into Bank within six months of its acquisition by Applicant. In response to the Comptroller of the Currency's comments, Applicant has committed to inject \$5 million of equity capital into Bank upon consummation of its proposal. Thus, the Board is of the view that the banking factors involved in the proposal lend weight toward approval of the application.

Information contained in the record indicates that banks within the Austin market are not presently fully meeting

¹ Unless otherwise noted, all banking data are as of Sept. 30, 1976, and reflect bank holding company formations and acquisitions approved through Feb. 28, 1977.

² See the Board's Orders denying the applications of First International Bancshares, Inc., Dallas, Tex., to acquire Citizens First National Bank of Tyler, Tyler, Tex. (60 Fed. Reg. 43 (1974)) and The First National Bank of Waco, Waco, Tex. (60 Fed. Reg. 290 (1974)); and application of First City Bancorporation of Texas, Inc., Houston, Tex., to acquire The Lufkin National Bank, Lufkin, Tex. (60 Fed. Reg. 450 (1974)).

³ Concentration data are as of Dec. 31, 1975.

⁴ The relevant geographic market for purposes of analyzing the competitive effects of the subject application is approximated by the Austin SMSA, which is comprised of Hays and Travis Counties, Tex.

⁵ Board Order dated Jan. 22, 1975, denying the applications of Texas Commerce Bancshares, Inc., Houston, Tex., to acquire The Austin National Bank, Austin, Tex., and Oak Hill National Bank, Oak Hill, Tex. (61 Fed. Reg. 100 (1975)). In its Order, the Board approved the application to acquire Oak Hill National Bank, but under the terms of the agreement between Applicant and Austin Bancshares Corp., the parent holding company of the two banks, Applicant could not acquire only the shares of Oak Hill National Bank.

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all of the banking needs of the area, especially the needs of large national and international corporations located in the Austin vicinity. Applicant proposes to provide Bank with its specialized expertise in international banking, trust operations and investments. In addition, affiliation with Applicant would expand Bank's credit capabilities. While the weight to be accorded to such improved services and increased convenience is somewhat uncertain, it is clear that the ready availability of Applicant's financial resources and expertise should benefit the Austin area by providing a climate for continued economic expansion. Accordingly, considerations relating to the convenience and needs of the communities to be served lend some weight toward approval of the application. In view of the foregoing, it is the Board's judgment that Applicant's acquisition of Bank would be in the public interest.

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 the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Dallas pursuant to delegated authority.

By order of the Board of Governors, effective April 13, 1977.

RUTH A. REISTER,

Assistant Secretary of the Board.

[FR Doc. 77-11351 Filed 4-19-77; 8:45 am]

**FEDERAL TRADE COMMISSION
DISCLOSURE OF INVESTIGATIONS**

Solicitation of Public Comment

The Federal Trade Commission is currently reconsidering its policy on the disclosure of the identity of persons under investigation. Under its current policy, the Commission does not make blanket disclosure to the public of the identity of persons (including corporations) under investigation prior to the time that a complaint is issued. However, the Commission does announce industrywide investigations, and the identity of some under investigation may become known in a variety of ways, for example,

* A member of Applicant's board of directors is also a member of the board of directors of Austin Bancshares Corp., the holding company which controls two banks in the Austin market including the largest bank in the market. Accordingly, the Board conditions its approval of this application upon a termination of this director interlock prior to consummation of the subject proposal.

* Voting for this action: Chairman Burns and Governors Gardner, Coldwell, Jackson, Partee, and Lilly. Voting against this action: Governor Wallich. Dissenting Statement of Governor Wallich filed as part of the original document. Copies are available upon request to Board of Governors of the Federal Reserve System, Washington, D.C. 20551 or to the Federal Reserve Bank of Dallas.

through routine disclosure of a motion to quash (see 16 CFR 4.9(b)(22)) or of applications by former employees requesting authorization to appear (see 16 CFR 4.9(b)(21)). In addition, others may be required to make the disclosures themselves, as in filings with the Securities and Exchange Commission.

The Commission invites public comment on the legal and policy issues regarding this treatment of the names of persons under investigation. The Commission is particularly interested in comments (1) that assess the effect of the current policy on investigated persons and the public generally, and (2) that estimate the effect of two possible changes in policy, viz., routine disclosure of the identity of all investigated persons, or complete nondisclosure (including the identity of those who file motions to quash or applications for clearance to participate).

Comments on this matter may be sent to the Secretary, Federal Trade Commission, 6th and Pennsylvania Avenue NW, Washington, D.C. 20580, on or before May 20, 1977. Such comments will be entered on the public record of the Commission and will be available for inspection in Room 130 at the above address during normal business hours. For further information contact Barry R. Rubin, Office of the General Counsel, at (202) 523-3865.

By direction of the Commission dated April 7, 1977.

JOHN F. DUGAN,
Acting Secretary.

[FR Doc. 77-11346 Filed 4-19-77; 8:45 am]

**GENERAL ACCOUNTING OFFICE
REGULATORY REPORTS REVIEW**

Receipt of Report Proposals

The following requests for clearance of reports intended for use in collecting information from the public were received by the Regulatory Reports Review Staff, GAO, on April 13, 1977. See 44 U.S.C. 3512 (c) and (d). The purpose of publishing this notice in the **FEDERAL REGISTER** is to inform the public of such receipt.

The notice includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed requests are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed request, comments (in triplicate) must be received on or before May 9, 1977, and should be addressed to Mr. John M. Lovelady, Acting Assistant Director, Regulatory Reports, Review, United States General Accounting Office, Room 5033, 441 G Street, NW, Washington, DC 20548.

Further information may be obtained from Patsy J. Stuart of the Regulatory Reports Review Staff, 202-275-3532.

NUCLEAR REGULATORY COMMISSION

NRC requests clearance of new reporting and recordkeeping requirements in 10 CFR 21. The new reporting requirement, 10 CFR 21.21, requires directors and responsible officers and firms and organizations building, operating, or owning NRC licensed facilities, or conducting NRC licensed activities, to report defects in components and failures to comply with regulatory requirements which could create a substantial safety hazard. The new recordkeeping requirement 10 CFR 21.51, requires each individual or organization subject to Part 21 to prepare records in connection with the design, manufacture, fabrication, placement, erection, installation, modification, inspection or testing of any facility, basic component supplied for any licensed facility or to be used in any licensed activity sufficient to assure compliance with Part 21. Frequency of the reporting and recordkeeping requirements is as needed. The estimated total respondent burden under 10 CFR 21.21 is 1,000 hours annually. The estimated total respondent burden under 10 CFR 21.51 is 50,000 hours annually.

FEDERAL COMMUNICATIONS COMMISSION

FCC requests an extension no change clearance of Form 308, Application for Permit to Deliver Programs to Foreign Broadcast Stations. FCC Form 308 is used by applicants in applying under section 325(b) of the Communications Act of 1934, as amended for authority to locate, use, or maintain a studio in the U.S. for the purpose of supplying program material to a foreign radio or television broadcast station consistently received within the U.S., or for extension of existing authority. If the applicant holds a valid radio or television broadcast station license or construction permit, an informal application (in letter form) may be used in lieu of this form. FCC estimates respondent burden to average 22 hours per response and approximately ten respondents to file annually.

FCC requests reinstatement of Form 309 Application for Authority to Construct or Make Changes in an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station. FCC Form 309 is used by applicants applying under section 325(b) of the Communications Act of 1934, as amended, for authority to construct a new international, experimental television, experimental facsimile, or a developmental broadcast station, or to make changes in an existing international, experimental television, experimental facsimile, or a developmental broadcast station. FCC estimates respondent burden to average 84 hours per response, and approximately 20 respondents to file annually.

FCC requests an extension no change clearance of Form 310, Application for an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station License. FCC Form 310 is submitted by permittees of classes of stations indicated who desire to apply for licenses following construction of new or changed facilities. FCC estimates respondent burden to average 158 hours per response, and approximately ten respondents to file annually.

FCC requests an extension no change clearance of Form 316, Application for Consent to Assignment of Radio Broadcast Station Construction Permit or Transfer of Control of Corporation Holding Radio Broadcast

Station Construction Permit or License. FCC Form 316 is used when there is a voluntary or involuntary assignment or transfer of control as defined in sections 1.540 and 1.542 of the Commission's Rules. FCC estimates respondent burden to average four hours per response, and approximately ten respondents to file annually.

FCC requests an extension no change clearance of Form 321, Application for Construction Permit to Replace Expired Permit. FCC Form 321 is required when permittees allow a construction permit for a broadcast station to expire. The application must be filed within 30 days of the expiration date of the authorization which it replaces. FCC estimates respondent burden to average 30 minutes per response, and approximately 115 respondents to file annually.

FCC requests an extension no change clearance of Form 323, Ownership Report. FCC Form 323 is used to determine qualifications of broadcast applicants and in making determinations whether public interest, convenience, and necessity is being served. FCC estimates respondent burden to average eight hours per response, and approximately 8,000 respondents to file annually.

FCC requests an extension no change clearance of Form 330-L, Application for Instructional Television Fixed Station License. FCC Form 330-L provides a means for construction permit holders to make an application for license as required for all broadcast auxiliary applications by section 319 of the Communications Act of 1934, as amended. FCC estimates respondent burden to average 73 hours per response, and approximately 15 respondents to file annually.

FCC requests an extension no change clearance of Form 345, Application for Consent to Assignment of Broadcast Translator Station Construction Permit or License. FCC Form 345 is used for requesting assignment of a translator station construction permit or license and associated auxiliary stations, such as translator microwave relay stations and UHF translator booster stations. FCC estimates respondent burden to average ten hours per response, and approximately 55 respondents to file annually.

FCC requests an extension no change clearance of Form 346, Application for Authority to Construct or Make Changes in a Television or FM Broadcast Translator Station. FCC Form 346 is filed by those applying for authority to construct or make changes in an existing television or FM broadcast translator station. FCC estimates respondent burden to average 28 hours per response, and approximately 1,000 respondents to file annually.

FCC requests an extension no change clearance of Form 347, Application for Television or FM Broadcast Translator Station License. FCC Form 347 is submitted by permittees of VHF or UHF television or FM broadcast translator stations who desire to apply for a license following construction of new or changed facilities. FCC estimates respondent burden to average three hours per response, and approximately 330 respondents to file annually.

FCC requests an extension no change clearance of Form 348, Application for Renewal of Television or FM Broadcast Translator Station License. FCC Form 348 is submitted by licensees for renewal of VHF or UHF television or FM broadcast translator stations when current operating authority is expiring. FCC estimates respondent burden to average nine hours per response, and approximately 1,250 respondents to file annually.

FCC requests an extension no change clearance of Form 395, Annual Employment Re-

port. FCC Form 395 is used to monitor and enforce FCC Rules pertaining to EEO Requirements and is required by section 1.612 of the Commission's Rules and Regulations. FCC estimates respondent burden to average one hour per response, and approximately 9,000 respondents to file annually.

FCC requests an extension no change clearance of Form 701, Application for Additional Time to Construct Radio Station. FCC Form 701 is used by holders of construction permits when applying for additional time to construct a station to be operated under certain sections of the Commission's Rules. FCC estimates respondent burden to average four hours per response, and approximately 400 respondents to file annually.

NORMAN F. HEYL,
Regulatory Reports Review Officer.

[FIR Doc.77-11469 Filed 4-19-77;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Alcohol, Drug Abuse, and Mental Health Administration

ADVISORY COMMITTEES

Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C. Appendix I), announcement is made of the following National Advisory body scheduled to assemble during the month of May 1977:

NATIONAL ADVISORY COUNCIL ON DRUG ABUSE

MAY 16-17, 1977

Conference Room 873, Rockwall Building, 11400 Rockville Pike, Rockville, Maryland 20852. Closed—9:30 a.m.-12 noon, May 16. Open—Otherwise.

Contacts: Ms. Pamela Thurber, Room 844, Rockwall Building, 11400 Rockville Pike, Rockville, Maryland 20852, 301-443-6618.

Purpose: The National Advisory Council on Drug Abuse advises and makes recommendations to the Secretary, Department of Health, Education, and Welfare, the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, and the Director, National Institute of Mental Health, regarding the policies and programs of the Department in the field of mental health. The Council reviews applications for grants-in-aid relating to research, training, and services in the field of mental health and makes recommendations to the Secretary with respect to approval of applications for, and the amount of, these grants.

Agenda: On May 23, the meeting will be open for discussion of NIMH policy issues. These will include current administrative, legislative and program developments. Otherwise, the Council will conduct a final review of grant applications for Federal assistance and this session will not be open to the public in accordance with the termination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions set forth in Section 552b(c)(6), Title 5 U.S. Code and Section 10(d) of Pub. L. 92-463 (5 U.S.C. Appendix I).

The remainder of the meeting from 1 p.m. on May 16 until 5 p.m., on May 17, will be open to the public for a discussion of issues in the field of drug abuse, orientation to the programs of the Institute, development of priorities for action by the Council, and administrative announcements.

Agenda: Items are subject to change as priorities dictate.

Substantive information, summaries of the meeting and rosters of the Council

members can be obtained from the contact person listed above.

Dated: April 14, 1977.

CAROLYN T. EVANS,
Committee Management Officer.
Alcohol, Drug Abuse, and
Mental Health Administra-
tion.

[FIR Doc.77-11369 Filed 4-19-77;8:45 am]

ADVISORY COMMITTEES

Meetings

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C. Appendix I), announcement is made of the following National Advisory bodies scheduled to assemble during the month of May 1977:

NATIONAL ADVISORY MENTAL HEALTH COUNCIL

MAY 23-25: 9:30 A.M.

Conference Room 14-105, Parklawn Building, Rockville, Maryland 20857. Open—May 23. Closed—Otherwise.

Contact: Mrs. Zelia Diggs, Room 11-101, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857, 301-443-4333.

Purpose: The National Advisory Mental Health Council advises the Secretary, Department of Health, Education, and Welfare, the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, and the Director, National Institute of Mental Health, regarding the policies and programs of the Department in the field of mental health. The Council reviews applications for grants-in-aid relating to research, training, and services in the field of mental health and makes recommendations to the Secretary with respect to approval of applications for, and the amount of, these grants.

Agenda: On May 23, the meeting will be open for discussion of NIMH policy issues. These will include current administrative, legislative and program developments. Otherwise, the Council will conduct a final review of grant applications for Federal assistance and this session will not be open to the public in accordance with the termination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions set forth in Section 552b(c)(6), Title 5 U.S. Code and Section 10(d) of Pub. L. 92-463 (5 U.S.C. Appendix I).

* * * * *

PSYCHIATRY EDUCATION REVIEW COMMITTEE

MAY 22-24, 1977: 10:00 A.M.

Conference Room C, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857. Open meeting.

Contact: Ms. Connie Verney, Parklawn Building, Room 8C-18, 5600 Fishers Lane, Rockville, Maryland 20857, 301-443-2120.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to psychiatry education and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 10 a.m., May 23 through early afternoon, May 24, the meeting will be open for administrative announcements and discussion of review criteria in the light of new program initiatives and priorities of the Institute.

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Substantive information may be obtained from the contact person listed above. Attendance by the public will be limited to space available.

The NIMH Information Officer who will furnish upon request summaries of the meeting and rosters of the Committee members is Mr. Edwin Long, Deputy Director, Division of Scientific and Public Information, NIMH, Room 15-105, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857, 301-443-3600.

Dated: April 14, 1977.

CAROLYN T. EVANS,
Committee Management Officer,
Alcohol, Drug Abuse, and
Mental Health Administra-
tion.

[FR Doc. 77-11370 Filed 4-19-77; 8:45 am]

**NATIONAL ADVISORY COUNCIL ON
ALCOHOL ABUSE AND ALCOHOLISM**
Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C. Appendix I), announcement is made of the following National Advisory body scheduled to assemble during the month of May 1977:

**NATIONAL ADVISORY COUNCIL ON ALCOHOL
ABUSE AND ALCOHOLISM**

MAY 23-24, 1977; 9:30 A.M.

Conference Rooms G and H, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857. Open—May 23. Closed—May 24.

Contact: Rhoda L. Christensen, Parklawn Building, Room 16-86, 5600 Fishers Lane, Rockville, Maryland 20857, 301-443-4703.

Purpose: The National Advisory Council on Alcohol Abuse and Alcoholism advises the Secretary, Department of Health, Education, and Welfare, the Administrator, Alcohol, Drug Abuse, and Mental Health Administration and the Director, National Institute on Alcohol Abuse and Alcoholism regarding policy direction and program issues of national significance in the area of alcohol abuse and alcoholism. Reviews all grant applications submitted, evaluates these applications in terms of scientific merit and coherence with Department policies, and makes recommendations to the Secretary with respect to approval and amount of award.

Agenda: May 23 will be open to the public and will be devoted to Council discussion of Budget Status, Program Regulations, Status of Alcohol Research Centers, Institute Contract Plan and Role of the Council in Contracts, Institute goals and priorities, Social Security Administration policy on alcoholism as a disability, report on Interagency Committee Activities, and Proposed White House Conference on Alcoholism. Agenda items are subject to change as priorities dictate.

On May 24, the Council will conduct a final review of grant applications for Federal assistance and this session will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552b(c)(6), Title 5 U.S. Code and Section 10(d) of Pub. L. 92-463 (5 U.S.C. Appendix I).

Substantive program information may be obtained from the contact person

listed above. Attendance by the public will be limited to space available.

The NIAAA Information Officer who will furnish summaries of the meeting and a roster of Council members is Mr. Harry C. Bell, Associate Director for Public Affairs, National Institute on Alcohol Abuse and Alcoholism, Room 6C-15, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857, 301-443-3306.

Dated: April 14, 1977.

CAROLYN T. EVANS,
Committee Management Officer
Alcohol, Drug Abuse, and
Mental Health Administra-
tion.

[FR Doc. 77-11369 Filed 4-19-77; 8:45 am]

**Health Resources Administration
COOPERATIVE HEALTH STATISTICS
ADVISORY COMMITTEE**

Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), announcement is made of the following National Advisory body scheduled to meet during the month of May 1977:

Name: Cooperative Health Statistics Advisory Committee.

Date and Time: May 19-20, 1977, 9:00 a.m.
Place: Sheraton-Silver Spring Motor Inn 8727 Colesville Road, Silver Spring, Maryland 20910. Open for entire meeting.

Purpose: The Committee represents the interests of the people of the United States in providing advice and guidance to the Secretary and the National Center for Health Statistics on policies and plans in developing a major new national network of integrated or coordinated subsystems of data collections, processing, and analysis over a wide range of questions relating to general health problems of the population, health care resources, and the utilization of health care services.

Agenda: The Committee will discuss legislation impacting on the National Center for Health Statistics and the Cooperative Health Statistics System; structure for the Cooperative Health Statistics System at the State level; coordination with CHSS and other Federal statistical programs; data needs and data application, current status of minimum data sets and development of consolidated contracts. A progress report will be given on National Center for Health Statistics budget, legislation, status of projects, and coordination with Government and nongovernment agencies. The Committee will also receive and review reports from the Task Force on Cost-Sharing and Task Force on Applied Statistics Training Institute, and from the TCP on Meeting Multiple Health Data Needs Through Modification of National and State Statistical Programs. A presentation will be given on the interest and activities relevant to the Cooperative Health Statistics System from the Association of State and Territorial Health Officers, American Association of Vital Records and Public Health Statistics, and the Association of Health Data Systems. Suggestions for next meeting dates and agenda items will be discussed.

The meeting is open to the public for observation and participation. Anyone wishing to participate, obtain a roster of members,

or other relevant information, should contact Mr. James A. Smith, National Center for Health Statistics, Room 8-21, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857, Telephone (301) 443-1470. Agenda items are subject to change as priorities dictate.

Dated: April 14, 1977.

JAMES A. WALSH,
Associate Administrator for
Operations and Management.

[FR Doc. 77-11416 Filed 4-19-77; 8:45 am]

**National Institutes of Health
ANIMAL RESOURCES ADVISORY
COMMITTEE**
Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Animal Resources Advisory Committee, Division of Research Resources, June 1, 1977, Conference Room 8, Bldg. 31, National Institutes of Health, Bethesda, Maryland 20014.

The meeting will be open to the public on June 1 from 9:00 a.m. to 10:30 a.m., during which time there will be a brief staff presentation on the current status of the Animal Resources Program. The Committee will select future meeting dates. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public on June 1 from 10:30 a.m. to adjournment for the review, discussion, and evaluation of individual grant applications. These applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications.

Mr. James Augustine, Information Officer, Division of Research Resources, National Institutes of Health, Room 5B13, Bldg. 31, National Institutes of Health, Bethesda, Maryland 20014 (301) 490-5545, will provide summaries of the meeting and rosters of the Committee members. Dr. Dennis O. Johnsen, Executive Secretary of the Animal Resources Advisory Committee, Room 5B55, Bldg. 31, National Institutes of Health, Bethesda, Maryland 20014, (301) 496-5175, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Programs No. 13.306, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMAU,
National Institutes of Health,
Committee Management Officer.

[FR Doc. 77-11454 Filed 4-19-77; 8:45 am]

**BLOOD DISEASES AND RESOURCES
ADVISORY COMMITTEE**
Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Blood

Diseases and Resources Advisory Committee, National Heart, Lung, and Blood Institute, May 23, and 24, 1977, National Institutes of Health, Building 331, Conference Room 8, Bethesda, Maryland 20014.

The entire meeting will be open to the public from 9:00 a.m.-5:00 p.m., May 23, and from 8:30 a.m.-4:30 p.m., May 24, 1977, to discuss the status of the Blood Diseases and Resources program, needs and opportunities. Attendance by the public will be limited to space available.

Mr. York Onnen, Chief, Public Inquiries and Reports Branch, National Heart, Lung, and Blood Institute, Building 31, Room 5A03, National Institutes of Health, Bethesda, Maryland 20014, phone: (301) 496-4236, will provide summaries of the meeting and rosters of the committee members.

Dr. Fann Harding, Special Assistant to the Director, Division of Blood Diseases and Resources, National Heart, Lung, and Blood Institute, Building 31, Room 5A04, National Institutes of Health, Bethesda, Maryland 20014, phone: (301) 496-1817, will furnish substantive program information.

Dated: April 12, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[FR Doc. 77-11452 Filed 4-19-77; 8:45 am]

BOARD OF SCIENTIFIC COUNSELORS, NEI

Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Board of Scientific Counselors, National Eye Institute, June 3-4, 1977, building 31, Room 6A-21, National Institutes of Health, Bethesda, Maryland.

This meeting will be open to the public on June 3 from 8:30 a.m. until 2:30 p.m. for general remarks by the Institute Director on matters concerning the intramural programs of the National Eye Institute. Attendance by the public will be limited to space available.

In accordance with provisions set forth in section 552b(c) (6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public on June 3, from 2:30 p.m. until adjournment and the entire day on June 4 for review, discussion, and evaluation of individual projects conducted by the Clinical Branch, NEI. This evaluation and discussion could reveal personal information concerning individuals associated with the projects. Consequently, this meeting is concerned with matters exempt from mandatory disclosure.

Mr. Julian Morris, Head, Office of Program Planning and Scientific Reporting, National Eye Institute, Building 31, Room 6A-27, telephone (301-496-5248) will furnish summaries of the meeting and rosters of committee members.

Substantive program information may also be obtained from Dr. Carl Kupfer, Director, National Eye Institute, Building 31, Room 6A-03, telephone (301-

496-2234), National Institutes of Health, Bethesda, Maryland 20014.

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[FR Doc. 77-11448 Filed 4-19-77; 8:45 am]

BOARD OF SCIENTIFIC COUNSELORS

Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Board of Scientific Counselors, National Institute of Allergy and Infectious Diseases, June 6, 1977, in Building 5, Room 216, and on June 7 and 8, 1977, in Building 31C, Conference Room 8, National Institutes of Health, Bethesda, Maryland.

This meeting will be open to the public on June 6 and 7 from 9 a.m. until recess. During this open session, the permanent staff of the Laboratory of Immunology will present and discuss their immediate, past, and present research activities. The review of the entire immunology program will include a tour of the Laboratory of Microbial Immunity and the Laboratory of Immunology.

In accordance with the provisions set forth in sections 552b(c) (6), Title 5, U.S. Code, and section 10(d) of Public Law 92-463, the meeting of the Board will be closed to the public on June 8 from 9 a.m. to adjournment for the review, discussion, and evaluation of individual intramural programs and projects conducted by the National Institute of Allergy and Infectious Diseases, including consideration of personal qualifications and performance, and the competence of individual investigators.

Mr. Robert L. Schreiber, Chief, Office of Research Reporting and Public Response, National Institute of Allergy and Infectious Diseases, Building 31, Room 7A32, National Institutes of Health, Bethesda, Maryland, telephone 301-496-5717, will provide summaries of the meetings and rosters of the Board members.

Dr. Franklin A. Neva, Acting Executive Secretary, Board of Scientific Counselors, NIAID, NIH, Building 5, Room 116, telephone 301-496-2486, will provide substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13-301, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[FR Doc. 77-11449 Filed 4-19-77; 8:45 am]

CLINICAL TRIALS REVIEW COMMITTEE

Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Clinical Trials Review Committee, National Heart, Lung, and Blood Institute, May 16-17, at the National Institutes of Health, Building 31A, Conference Room 4.

This meeting will be open to the public from 8:30 a.m. to 9 a.m. on May 16, 1977, to discuss administrative details and to hear a report concerning the current status of the National Heart, Lung, and Blood Institute.

In accordance with the provisions set forth in sections 552b(c) (4) and 552b(c) (6), Title 5, U.S. Code and section 10(d) of Public Law 92-463, the meeting will be closed to the public on May 16, 1977 from 9 a.m. to adjournment and from 8:30 a.m. to adjournment on May 17, 1977, for the review, discussion and evaluation of individual contract proposals. These proposals and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the proposals.

Mr. York Onnen, Chief, Public Inquiries and Reports Branch, NHLBI, National Institutes of Health, Building 31, Room 5A03, phone 301-496-4236, will provide summaries of the meeting and rosters of the committee members. Dr. Fred P. Heydrick, Chief, Research Contracts Review Section, Division of Extramural Affairs, NHLBI, Westwood Building, Room 548B, phone 301-496-7363, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13-839, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[FR Doc. 77-11444 Filed 4-19-77; 8:45 am]

COMMUNICATIVE DISORDERS REVIEW COMMITTEE

Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of the meeting of the Communicative Disorders Review Committee, National Institutes of Health, June 5 and 6, 1977, in the New Jersey Room, Holiday Inn of Bethesda, 8120 Wisconsin Avenue, Bethesda, Md. 20014.

This meeting will be open to the public from 8:30 a.m. until 10 a.m. on June 5th, to discuss program planning and program accomplishments. Attendance by the public will be limited to space available. In accordance with the provisions set forth in section 552b(c) (4), and 552b(c) (6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public on June 5th, from 10 a.m. to adjournment on June 6th, for the review, discussion and evaluation of individual initial pending and renewal grant applications. The portion of the meeting being closed involves the review, discussion, and evaluation of individual grant applications. These applications and the discussion could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications.

NOTICES

DIVISION OF RESEARCH GRANTS

Workshop

Mrs. Ruth Dudley, Chief, Office of Scientific and Health Reports, Building 31, Room 8A03, NIH, NINCDS, Bethesda, Md. 20014, 301-496-5751, will furnish summaries of the meeting and rosters of committee members.

Dr. Ernest J. Moore, Executive Secretary, Federal Building, Room 9C14, Bethesda, Md. 20014, 301-496-9223, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.851, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[FR Doc. 77-11442 Filed 4-19-77; 8:45 am]

DENTAL RESEARCH INSTITUTES AND SPECIAL PROGRAMS ADVISORY COMMITTEE

Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Dental Research Institutes and Special Programs Advisory Committee, National Institute of Dental Research, on May 24-25, 1977, at the Terrace Conference Room, Linden Hill Hotel, 5400 Pooks Hill Road, Bethesda, Md. This meeting will be open to the public on May 24 from 9 a.m. to 10 a.m. to discuss administrative details relating to Committee business and general discussion. Attendance by the public will be limited to space available.

In accordance with provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting will be closed to the public from 10 a.m. to 5 p.m. on May 24, and from 9 a.m. to adjournment on May 25 for the review, discussion and evaluation of individual grant applications. These applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications.

Dr. Emil L. Rigg, Special Assistant for Institutes and Centers, National Institute of Dental Research, National Institutes of Health, Westwood Building, Room 507, Bethesda, Maryland 20014, phone 301-496-7748, will provide summaries of meetings, rosters of committee members, and substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.841 and 13.845, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[FR Doc. 77-11446 Filed 4-19-77; 8:45 am]

NATIONAL ARTHRITIS, METABOLISM, AND DIGESTIVE DISEASES ADVISORY COUNCIL

Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the National Arthritis, Metabolism, and Digestive Diseases Advisory Council and its subcommittees on May 18-20, 1977, in Conference Room 6, Building 31, National Institutes of Health, Bethesda, Maryland. This meeting will be open to the public from 8:30 a.m. to 10 a.m. on May 18 and from 9 a.m. to 11 a.m. on May 19 to discuss administrative reports. Attendance by the public will be limited to space available.

In addition, the below listed subcommittees of the above Council will have meetings from 10:30 a.m. to 5 p.m. on May 18, 1977: the Digestive Diseases Subcommittee will be held in Room 9A51, Building 31, NIH; the Arthritis, Bone and Skin Diseases Subcommittee will be held in Room 11A10, Building 31, NIH; the Diabetes, Endocrine, and Metabolic Diseases Subcommittee will be held in Room 9A52, Building 31, NIH; the Kidney, Urologic and Blood Diseases Subcommittee will be held in Conference Room 6, Building 31, NIH.

In accordance with the provisions set forth under sections 552b(c)(4) and 552b(c)(6), Title 5, U.S. Code and section 10(d) of Pub. L. 92-463, the meeting of the Council and its subcommittees will be closed to the public on May 18, 1977, from 10:30 a.m. to 5 p.m., on May 19, 1977, from 11 a.m. to 5 p.m., and on May 20, 1977, from 8:30 a.m. to 12:30 p.m., for the review, discussion and evaluation of individual grant applications. These applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications.

Messrs. James N. Fordham or Leo E. Treacy, Office of Scientific and Technical Reports, NIAMDD, National Institutes of Health, Building 31, Room 9A04, Bethesda, Maryland 20014, 301-496-3583, will provide summaries of the meeting and rosters of the committee members.

(Catalog of Federal Domestic Assistance Program No. 13-846 through 13.850, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[FR Doc. 11445 Filed 4-19-77; 8:45 am]

NEUROLOGICAL DISORDERS PROGRAM-PROJECT REVIEW, A COMMITTEE

Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Neurological Disorders Program-Project Review A Committee, National Institutes of Health, June 9-11, 1977, in the Caucus Room, Sheraton-Silver Spring Motor Inn, 8727 Colesville Rd., Silver Spring, MD 20910.

This meeting will be open to the public from 8:30 p.m. until 10:30 p.m. on June 9th, to discuss program planning and program accomplishments. Attendance by the public will be limited to space available. In accordance with the provisions set forth in section 552b(c)(4), and 552b(c)(6), Title 5, U.S. Code and section 10(d) of P.L. 92-463, the meeting will be closed to the public on June 10th, from 8:30 a.m. to adjournment on June 11th, for the review, discussion, and evaluation of individual initial pending and renewal grant applications. The portion of the meeting being closed involves the review, discussion, and evaluation of individual grant applications. These applications and the discussion could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications.

Mrs. Ruth Dudley, Chief, Office of Scientific and Health Reports, Building 31, Room 8A03, NIH, NINCDs, Bethesda, MD 20014, (301) 496-5751, will furnish summaries of the meeting and rosters of committee members. Dr. Leon J. Greenbaum, Jr., Executive Secretary, Federal Bldg., Room 9C14B, Bethesda, MD 20014, (301) 496-9223, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.852, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.
[PR Doc.77-11450 Filed 4-19-77;8:45 am]

NEUROLOGICAL DISORDERS PROGRAM-PROJECT REVIEW, B COMMITTEE

Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Neurological Disorders Program-Project Review B Committee, National Institutes of Health, June 9-11, 1977, in the Quorum Room, Sheraton-Silver Spring Motor Inn, 8727 Colesville Rd., Silver Spring, MD 20910.

This meeting will be open to the public from 8:30 p.m. until 10:30 p.m. on June 9th, to discuss program planning and program accomplishments. Attendance by the public will be limited to space available. In accordance with the provisions set forth in section 552b(c)(4), and 552b(c)(6), Title 5, U.S. Code and section 10(d) of P.L. 92-463, the meeting will be closed to the public on June 10th, from 8:30 a.m. to adjournment on June 11th, for the review, discussion and evaluation of individual initial pending and renewal grant applications. The portion of the meeting being closed involves the review, discussion, and evaluation of individual grant applications. These applications and the discussion could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications.

dividuals associated with the applications.

Mrs. Ruth Dudley, Chief, Office of Scientific and Health Reports, Building 31, Room 8A03, NIH, NINCDs, Bethesda, MD 20014, Telephone (301) 496-5751, will furnish summaries of the meeting and rosters of committee members.

Dr. John W. Diggs, Executive Secretary, Federal Bldg., Room 9C10B, Bethesda, MD 20014, (301) 496-9223, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.852, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[PR Doc.77-11443 Filed 4-19-77;8:45 am]

POPULATION RESEARCH COMMITTEE

Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Population Research Committee, National Institute of Child Health and Human Development, on June 1-3, 1977, at the Holiday Inn, New Jersey Room, 8120 Wisconsin Avenue, Bethesda, Maryland.

This meeting will be open to the public from 9:00 a.m. to 10:30 a.m. on June 1 to discuss the program status, new developments and projections for population research centers, program projects and national research award applications. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in Title 5, U.S. Code 552b(c)(4) and 552b(c)(6) and section 10(d) of Public Law 92-463, the meeting will be closed to the public on June 1 from 10:30 a.m. to adjournment on June 3 for the review, discussion and evaluation of individual grant applications. The applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications.

Mrs. Marjorie Neff, Committee Management Officer, NICHD, Building 31, Room 2A-04, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496-1848, will provide a summary of the meeting and a roster of committee members. Dr. William A. Sadler, Executive Secretary of the Population Research Committee, NICHD, Landow Building, Room C-733, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496-6515, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.864, National Institutes of Health.)

Dated: April 15, 1977.

SUZANNE L. FREMEAUX,
Committee Management Officer,
National Institutes of Health.

[PR Doc.77-11447 Filed 4-19-77;8:45 am]

Office of Education

LIST OF NATIONALLY RECOGNIZED ACCREDITING AGENCIES AND ASSOCIATIONS

For the purposes of determining eligibility for Federal assistance, pursuant to 20 U.S.C. 1141(a) and other legislation, beginning with the Veterans Readjustment Assistance Act of 1952, the U.S. Commissioner of Education hereby publishes a list of nationally recognized accrediting agencies and associations which he determines to be reliable authorities as to the quality of training offered by educational institutions either in a geographical area or in a specialized field, and the general scope of recognition granted to the accrediting bodies.

This list supersedes the list previously promulgated by the Commissioner of Education on April 4, 1975, 40 FR 15115-15118.

REGIONAL INSTITUTIONAL ACCREDITING ASSOCIATIONS

New England Association of Schools and Colleges:

Commission on Independent Schools,
Commission on Institutions of Higher Education, Commission on Public Schools, Commission on Vocational, Technical, Career Institutions.

REGIONAL INSTITUTIONAL ACCREDITING COMMISSIONS

Commission on Higher Education, Middle States Association of Colleges and Secondary Schools

Commission on Institutions of Higher Education.

Commission on Schools, North Central Association of Colleges and Schools

Commission on Colleges, Northwest Association of Schools and Colleges

Commission on Colleges, Commission on Occupational Education Institutions, Southern Association of Colleges and Schools

Accrediting Commission for Community and Junior Colleges,

Accrediting Commission for Schools,

Accrediting Commission for Senior Colleges and Universities, Western Association of Schools and Colleges.

NATIONAL INSTITUTIONAL AND SPECIALIZED ACCREDITING AGENCIES AND ASSOCIATIONS

ARCHITECTURE

National Architectural Accrediting Board, Inc. (first professional degree programs).

ART

National Association of Schools of Art, Commission on Accreditation and Membership (professional schools and programs).

BIBLE COLLEGE EDUCATION

American Association of Bible Colleges (three-year institutes and four- and five-year colleges).

BLIND AND VISUALLY HANDICAPPED EDUCATION

National Accreditation Council for Agencies Serving the Blind and Visually Handicapped (specialized schools for the blind and visually handicapped).

BLOOD BANK TECHNOLOGY

Council on Medical Education, American Medical Association, in cooperation with the Committee on Education, American Association of Blood Banks (programs for the specialist in blood bank technology).

NOTICES

BUSINESS

American Assembly of Collegiate Schools of Business, Accreditation Council (baccalaureate and graduate degree programs in business and management).

Association of Independent Colleges and Schools, Accrediting Commission (private junior and senior colleges of business and private business schools).

CHIROPRACTIC

Council on Chiropractic Education, Commission on Accreditation (programs leading to the D.C. degree).

CLINICAL PASTORAL EDUCATION

Association for Clinical Pastoral Education, Inc. (professional training centers).

COSMETOLOGY

Cosmetology Accrediting Commission (cosmetology schools and programs).

CYTO TECHNOLOGY

Council on Medical Education, American Medical Association, in cooperation with the Cytotechnology Programs Review Committee, American Society of Cytology (programs for the cytotechnologist).

DENTAL AND DENTAL AUXILIARY PROGRAMS

American Dental Association, Commission on Accreditation of Dental and Dental Auxiliary Programs (programs leading to the D.D.S. or D.M.D. degrees, advanced dental specialty programs, general practice residency programs and programs in dental hygiene, dental assisting and dental technology).

DIETETICS

American Dietetic Association, Commission on Evaluation of Dietetic Education (coordinated undergraduate programs in dietetics and dietetic internships).

ENGINEERING

Engineers' Council for Professional Development (first professional degree programs in engineering, graduate programs leading to advanced entry into the engineering profession and associate and baccalaureate degree programs in engineering technology).

FORESTRY

Society of American Foresters (professional schools).

FUNERAL SERVICE EDUCATION

American Board of Funeral Service Education, Commission of Schools (independent schools and collegiate departments).

HEALTH SERVICES ADMINISTRATION

Accrediting Commission on Education for Health Services Administration (graduate programs in health services administration).

HISTOLOGIC TECHNOLOGY

Council on Medical Education, American Medical Association, in cooperation with the National Accrediting Agency for Clinical Laboratory Sciences, which is sponsored by the American Society for Medical Technology and the American Society of Clinical Pathologists (programs for the histologic technician).

HOME STUDY EDUCATION

National Home Study Council, Accrediting Commission (home study schools).

INTERIOR DESIGN EDUCATION

Foundation for Interior Design Education Research, Committee on Accreditation (professional and technical programs).

JOURNALISM

American Council on Education for Journalism, Accrediting Committee (first professional degree programs).

LABORATORY ASSISTANT EDUCATION

Council on Medical Education, American Medical Association, in cooperation with the National Accrediting Agency for Clinical Laboratory Sciences, which is sponsored by the American Society for Medical Technology and the American Society of Clinical Pathologists (programs for the laboratory assistant).

LANDSCAPE ARCHITECTURE

American Society of Landscape Architects, Board of Landscape Architectural Accreditation (first professional degree programs).

LAW

American Bar Association, Council of the Section of Legal Education and Admissions to the Bar (professional schools).

LIBRARIANSHIP

American Library Association, Committee on Accreditation (master's degree programs).

MEDICAL ASSISTANT EDUCATION

Accrediting Bureau of Medical Laboratory Schools (private medical assistant educational institutions and programs).

Council on Medical Education, American Medical Association, in cooperation with the Curriculum Review Board, American Association of Medical Assistants (one- and two-year medical assistant programs).

MEDICAL LABORATORY TECHNICIAN EDUCATION

Accrediting Bureau of Medical Laboratory Schools (schools and programs for the medical laboratory technician).

Council on Medical Education, American Medical Association, in cooperation with the National Accrediting Agency for Clinical Laboratory Sciences, which is sponsored by the American Society for Medical Technology and the American Society for Clinical Pathologists (programs for the medical laboratory technician).

MEDICAL RECORD EDUCATION

Council on Medical Education, American Medical Association, in cooperation with the Education and Registration Committee, American Medical Record Association (programs for the medical record administrator and medical record technician).

MEDICAL TECHNOLOGY

Council on Medical Education, American Medical Association, in cooperation with the National Accrediting Agency for Clinical Laboratory Sciences, which is sponsored by the American Society for Medical Technology and the American Society of Clinical Pathologists (professional programs).

MEDICINE

Liaison Committee on Medical Education, representing the Council on Medical Education, American Medical Association, and the Executive Council, Association of American Medical Colleges (programs leading to the M.D. degree).

MUSIC

National Association of Schools of Music (baccalaureate and graduate degree programs and non-degree-granting secondary and postsecondary institutions).

NUCLEAR MEDICINE TECHNOLOGY

Council on Medical Education, American Medical Association, in cooperation with the Joint Review Committee on Educational Programs in Nuclear Medicine Technology, which is sponsored by the American College of Radiology, American Society of Clinical Pathologists, American Society for Medical Technology, American Society of Radiologic Technologists and Society of Nuclear Medicine (programs for the nuclear medicine technologist).

NURSING

American Association of Nurse Anesthetists, Council on Accreditation (professional schools/programs of nurse anesthesia).

National Association for Practical Nurse Education and Service, Inc., Accrediting Review Board (practical nurse programs).

National League for Nursing, Inc., Board of Review for Associate Degree Programs, Board of Review for Baccalaureate and Higher Degree Programs, Board of Review for Diploma Programs, Board of Review for Practical Nursing Programs (professional, technical and practical nurse programs).

OCCUPATIONAL THERAPY

Council on Medical Education, American Medical Association, in cooperation with the Accreditation Committee, American Occupational Therapy Association (professional programs).

OCCUPATIONAL, TRADE AND TECHNICAL EDUCATION

National Association of Trade and Technical Schools, Accrediting Commission (private trade and technical schools).

OPTOMETRY

American Optometric Association, Council on Optometric Education (professional programs).

OSTEOPATHIC MEDICINE

American Osteopathic Association (programs leading to the D.O. degree).

PHARMACY

American Council on Pharmaceutical Education (professional schools).

PHYSICAL THERAPY

Council on Medical Education, American Medical Association, in cooperation with the Committee on Accreditation in Education, American Physical Therapy Association (professional programs).

PHYSICIAN'S ASSISTANT EDUCATION

Council on Medical Education, American Medical Association, in cooperation with the Joint Review Committee on Educational Programs for Physician's Assistants, which is sponsored by the American Academy of Family Physicians, American Academy of Pediatrics, American Academy of Physician's Assistants, American College of Physicians, American College of Surgeons and American Society of Internal Medicine (programs for the assistant to the primary care physician and the surgeon's assistant).

PODIATRY

American Podiatry Association, Council on Podiatry Education (professional and graduate degree programs and podiatric assistant training programs).

PSYCHOLOGY

American Psychological Association, Committee on Accreditation (doctoral and internship programs in clinical and counseling psychology and doctoral programs in school psychology).

PUBLIC HEALTH

Council on Education for Public Health (graduate schools of public health).

RABBINICAL AND TALMUDIC EDUCATION

Association of Advanced Rabbinical and Talmudic Schools, Accreditation Commission (rabbinical and Talmudic schools).

RADIOLOGIC TECHNOLOGY

Council on Medical Education, American Medical Association, in cooperation with the Joint Review Committee on Education in Radiologic Technology, which is sponsored by the American College of Radiology and the American Society of Radiologic Technologists (programs for the radiologic technologist and radiation therapy technologist).

RESPIRATORY THERAPY

Council on Medical Education, American Medical Association, in cooperation with the Joint Review Committee for Respiratory Therapy Education, which is sponsored by the American Association for Respiratory Therapy Education, American College of Chest Physicians, American Society of Anesthesiologists and American Thoracic Society (programs for the respiratory therapist and respiratory therapy technician).

SOCIAL WORK

Council on Social Work Education, Commission on Accreditation (master's and baccalaureate degree programs).

SPEECH PATHOLOGY AND AUDIOLOGY

American Speech and Hearing Association, American Boards of Examiners in Speech Pathology and Audiology (master's degree programs).

TEACHER EDUCATION

National Council for Accreditation of Teacher Education (baccalaureate and graduate degree programs).

THEOLOGY

Association of Theological Schools in the United States and Canada, Commission on Accrediting (graduate professional schools).

VETERINARY MEDICINE

American Veterinary Medical Association, Council on Education (programs leading to D.V.M. or V.M.D. degrees), Committee on Animal Technician Activities and Training (associate degree programs for animal technicians).

OTHER

New York State Board of Regents (registration [accreditation] of collegiate degree-granting programs or curricula offered by institutions of higher education).

NATIONAL ACCREDITING AGENCIES AND ASSOCIATIONS RECOGNIZED FOR PREACCREDITATION CATEGORIES

REGIONAL INSTITUTIONAL ACCREDITING ASSOCIATIONS

New England Association of Schools and Colleges:

Commission on Independent Schools, Recognition of Candidacy for Accreditation, Correspondent.

Commission on Institutions of Higher Education, Candidate for Accreditation.

Commission on Public Schools, Recognition of Candidacy for Accreditation.

Commission on Vocational, Technical, Career Institutions, Candidate for Accreditation, Candidacy for Accreditation.

REGIONAL INSTITUTIONAL ACCREDITING COMMISSIONS

Commission on Higher Education, Candidate for Accreditation, Middle States Association of Colleges and Secondary Schools.

Commission on Institutions of Higher Education, Candidate for Accreditation.

Commission on Schools, Candidate for Accreditation, North Central Association of Colleges and Schools.

Commission on Colleges, Candidate for Accreditation, Northwest Association of Schools and Colleges.

Commission on Colleges, Candidate for Accreditation, Commission on Occupational Education Institutions, Candidate for Accreditation, Southern Association of Colleges and Schools.

Accrediting Commission for Community and Junior Colleges, Candidate for Accreditation, Accrediting Commission for Schools, Candidate for Accreditation, Accrediting Commission for Senior Colleges and Universities, Candidate for Accreditation, Western Association of Schools and Colleges.

NATIONAL INSTITUTIONAL AND SPECIALIZED ACCREDITING AGENCIES AND ASSOCIATIONS

American Association of Bible Colleges, Associate.

American Association of Nurse Anesthetists, Council on Accreditation, Preaccreditation.

American Dental Association, Commission on Accreditation of Dental and Dental Auxiliary Programs, Accreditation Eligible, Reasonable Assurance, Preliminary Approval.

American Optometric Association, Council on Optometric Education, Reasonable Assurance, Preliminary Approval.

American Osteopathic Association, Preaccreditation Status, Provisional Approval.

American Podiatry Association, Council on Podiatry Education, Reasonable Assurance, Preliminary Assurance.

American Veterinary Medical Association, Council on Education, Reasonable Assurance of Accreditation.

Association of Advanced Rabbinical and Talmudic Schools, Accreditation Commission, Correspondent, Candidate.

Association of Independent Colleges and Schools, Accrediting Commission, Recognized Candidate Status.

Association of Theological Schools in the United States and Canada, Commission on Accrediting, Authorization of Self-Study.

Council on Chiropractic Education, Commission on Accreditation, Correspondent, Recognized Candidate for Accreditation.

Council on Education for Public Health, Provisional Accreditation.

Council on Social Work Education, Commission on Accreditation, Candidacy.

Engineers' Council for Professional Development, Engineering Technology Committee, Candidate for Accreditation, Reasonable Assurance of Accreditation.

Liaison Committee on Medical Education, Reasonable Assurance, Provisional Approval.

National Association of Schools of Art, Commission on Accreditation and Membership, Candidacy Status.

National League for Nursing, Inc., Reasonable Assurance of Accreditation:

Board of Review for Associate Degree Programs,

Board of Review for Baccalaureate and Higher Degree Programs,

Board of Review for Diploma Programs.

New York State Board of Regents, Interim Registration, Preliminary Registration.

Dated: March 28, 1977.

WILLIAM F. PIERCE,
Acting Commissioner of Education.

LIST OF STATE AGENCIES RECOGNIZED FOR THE APPROVAL OF PUBLIC POSTSECONDARY VOCATIONAL EDUCATION

For purposes of determining eligibility for Federal assistance, pursuant to 20 U.S.C. 1067-1(b), the U.S. Commissioner of Education hereby publishes a list of State agencies which he determines to be reliable authorities as to the quality of public postsecondary vocational education in their respective States.

This list supersedes the list previously promulgated by the Commissioner of Education on April 4, 1975, 40 FR 15115-15118.

Arkansas State Board for Vocational Education

Indiana State Board of Vocational and Technical Education

Iowa State Board of Public Instruction

Kansas State Board of Education

Kentucky State Board of Education

Minnesota State Board for Vocational-Technical Education

Missouri State Board of Education

Montana Board of Public Education

New Jersey State Board of Education

New York State Board of Regents

Oklahoma State Board of Vocational and Technical Education (for approval of postsecondary vocational education programs and courses offered at area vocational technical schools which are not offered for college credit)

Oklahoma State Regents for Higher Education (for approval of vocational education programs for which credit earned is applied toward a degree, diploma, or other postsecondary academic or collegiate award, or which are given at State institutions comprising the Oklahoma State System of Higher Education).

South Dakota State Board of Vocational-Technical Education

Utah State Board for Vocational Education

AGENCIES WITHDRAWN FROM LIST

Colorado State Board for Community Colleges and Occupational Education (by request)

Florida State Board of Education (by request)

New Mexico State Board of Education

Dated: March 28, 1977.

WILLIAM F. PIERCE,
Acting Commissioner of Education.

LIST OF ACCREDITING AND STATE APPROVAL AGENCIES RECOGNIZED FOR THE APPROVAL OF NURSE EDUCATION

For the purposes of determining eligibility for Federal assistance, pursuant to the Nurse Training Act, as amended (42 U.S.C. 298(b)), the U.S. Commissioner of Education hereby publishes a list of recognized accrediting and State approval agencies which he determines to be reliable authorities as to the quality of training offered by schools and programs for diploma, associate degrees and baccalaureate and graduate degrees in nursing.

This list supersedes the list previously promulgated by the Commissioner of Education on April 4, 1975, 40 FR 15115-15118.

REGIONAL INSTITUTIONAL ACCREDITING ASSOCIATIONS

New England Association of Schools and Colleges, Commission on Institutions of Higher Education.

NOTICES

REGIONAL INSTITUTIONAL ACCREDITING COMMISSIONS

Commission on Higher Education, Middle States Association of Colleges and Secondary Schools.
 Commission on Institutions of Higher Education, North Central Association of Colleges and Schools.
 Commission on Colleges, Northwest Association of Schools and Colleges.
 Commission on Colleges, Southern Association of Colleges and Schools.
 Accrediting Commission for Community and Junior Colleges, Accrediting Commission for Senior Colleges and Universities, Western Association of Schools and Colleges.

NATIONAL INSTITUTIONAL AND SPECIALIZED ACCREDITING AGENCIES AND ASSOCIATIONS

National League for Nursing, Inc.:
 Board of Review for Associate Degree Programs,
 Board of Review for Baccalaureate and Higher Degree Programs,
 Board of Review for Diploma Programs.

STATE AGENCIES

California Board of Registered Nursing
 Iowa Board of Nursing
 Louisiana State Board of Nurse Examiners
 Missouri State Board of Nursing
 Montana State Board of Nursing
 New Hampshire Board of Nursing Education and Nurse Registration
 New York State Board of Regents (Nursing Education Unit)
 West Virginia Board of Examiners for Registered Nurses.

Dated: March 28, 1977.

WILLIAM F. PIERCE,
Acting Commissioner of Education.
 [FR Doc. 77-11397 Filed 4-19-77; 8:45 am]

NATIONAL ADVISORY COUNCIL ON THE EDUCATION OF DISADVANTAGED CHILDREN; COMMITTEE ON INDIAN EDUCATION

Meeting

Notice is hereby given, pursuant to Pub. L. 92-463, that the Committee on Indian Education of the National Advisory Council on the Education of Disadvantaged Children will meet on Wednesday, May 18 and on Thursday, May 19, 1977. On both days, the meeting will begin at 9:00 a.m. and end at 4:00 p.m. The meeting on May 18 will be held at the Bureau of Indian Affairs, 1951 Constitution Avenue N.W., Washington, D.C. 20240; and the May 19 meeting will be at the Council office located at Suite 1012, 425 Thirteenth Street N.W., Washington, D.C. 20004.

The National Advisory Council on the Education of Disadvantaged Children is established under section 148 of the Elementary and Secondary Act (20 U.S.C. 2411) to advise the President and the Congress on the effectiveness of compensatory education to improve the educational attainment of disadvantaged children.

On May 18, the Committee is meeting at the Bureau of Indian Affairs in order to be briefed by BIA officials; and, on May 19 the Committee will meet at the Council office in order to have discussions and to outline their plans for the year.

The entire meeting is open to the public. In order to assure everyone attending of sufficient space, all persons wishing to attend should call the office for reservations by May 13, 1977 at area code 202-382-6945.

Records shall be kept of all Committee proceedings and shall be available for public inspection at the Office of the National Advisory Council on the Education of Disadvantaged Children, located at 425 Thirteenth Street N.W., Suite 1012, Washington, D.C. 20004.

Signed at Washington, D.C., on April 15, 1977.

ROBERTA LOVENHEIM,
Executive Director.

[FR Doc. 77-11408 Filed 4-19-77; 8:45 am]

NATIONAL ADVISORY COUNCIL ON THE EDUCATION OF DISADVANTAGED CHILDREN

Meeting

Notice is hereby given, pursuant to Pub. L. 92-463, that the next meeting of the National Advisory Council on the Education of Disadvantaged Children will be held on Friday, May 20 and on Saturday, May 21, 1977. The meeting on May 20 will begin at 9:00 a.m. and will end at 5:00 p.m.; and, on May 21, the meeting will be from 9:00 a.m. until 1:00 p.m. The two-day meeting will be held at 425 Thirteenth Street N.W., Suite 1012, Washington, D.C. 20004.

The National Advisory Council on the Education of Disadvantaged Children is established under section 148 of the Elementary and Secondary Act (20 U.S.C. 2411) to advise the President and the Congress on the effectiveness of compensatory education to improve the educational attainment of disadvantaged children.

The full meeting will include further review of the 1978 annual plan, Barrera Amicus Curiae brief, Committee assignments, extension of ESEA, Title I discussion and site visit plans.

On Friday, May 20, from 9:00 a.m. until 10:00 a.m., there will be a closed session during which the Council will discuss its annual evaluation of personnel performance on an individual basis. This discussion will include consideration of the qualifications and fitness of individual staff members, and will touch upon many matters which would constitute a serious invasion of privacy if conducted in an open session. Such matters are protected by exemptions (b) (2) and (6) of section 552, Title 5, United States Code.

The meeting, excluding that one hour, is open to the public. All persons wishing to attend should call for reservations by May 17, 1977, area code 202/382-6945.

Records shall be kept of all Council proceedings and shall be available for public inspection at the Office of the National Advisory Council on the Education of Disadvantaged Children, located at 425 Thirteenth Street N.W., Suite 1012, Washington, D.C. 20004.

Signed at Washington, D.C., on April 5, 1977.

ROBERTA LOVENHEIM,
Executive Director.

[FR Doc. 77-11409 Filed 4-19-77; 8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. D-77-487]

Office of the Secretary

ACTING REGIONAL ADMINISTRATOR REGION III (PHILADELPHIA)

Designation

The officials appointed to the following listed positions in Region III (Philadelphia) are hereby designated to serve as Acting Regional Administrator, Region III, during the absence of the Regional Administrator, with all of the powers, functions, and duties redelegated or assigned to the Regional Administrator. *Provided*, That no official is authorized to serve as Acting Regional Administrator unless all other officials whose titles precede his in this designation are unable to act by reason of absence:

1. Deputy Regional Administrator.
2. Regional Counsel.
3. Assistant Regional Administrator for Housing.
4. Assistant Regional Administrator for Community Planning and Development.
5. Assistant Regional Administrator for Fair Housing and Equal Opportunity.
6. Assistant Regional Administrator for Administration.

Effective date: This designation is effective April 1, 1977.

HARRY W. STALLER,
Acting Regional Administrator Region III, Philadelphia.

[FR Doc. 77-11387 Filed 4-19-77; 8:45 am]

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant: Knoxville Zoological Park, 1009 Mary Street, Knoxville, Tennessee 37914. Guy L. Smith III, Director.

NOTICES

20511



DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE
FEDERAL FISH AND WILDLIFE
LICENSE/PERMIT APPLICATION

2. APPLICANT, DRAW, COMPLETE ADDRESS AND PHONE NUMBER OF INDIVIDUAL, BUSINESS, AGENCY, OR INSTITUTION FOR WHICH PERMIT IS REQUESTED

Knoxville Zoological Park
1009 Mary Street
Knoxville, Tennessee 37914
(615) 637-5331

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:

<input type="checkbox"/> MR. <input type="checkbox"/> MRS. <input type="checkbox"/> MISS <input type="checkbox"/> MS.	HEIGHT	WEIGHT
DATE OF BIRTH	COLOR HAIR	COLOR EYES
PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER	
OCCUPATION		

5. ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT

Dr. Pedro Trebbau Dr. Gonzalo Medina
Director of Zoo Director of Fauna
Caracas, Venezuela Min. of Agriculture

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED

Hacienda El Prio
Apure-state, Venezuela

8. CERTIFIED CHECK OR MONEY ORDER (IF APPLICABLE) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE INCLOSED IN AMOUNT OF

Letters and import permit from the government of Venezuela for Jaguar,
Panthera onca 0/1

CERTIFICATION

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER 1 OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (See sig)

DATE

February 8, 1977

KNOXVILLE ZOOLOGICAL PARK,
Knoxville, Tenn., April 5, 1977.

Director,
U.S. Fish and Wildlife Service, Department
of Interior, Federal Wildlife Permit Office,
Washington, D.C. 20240.

Dear Sirs: The information immediately following represents an application to the Department of the Interior for the exportation of an endangered species from the Knoxville Zoological Park, Chilhowee Park, P.O. Box 1631, Knoxville, Tennessee 37914, U.S.A. to Dr. Pedro Trebbau, Director of Zoos, Caracas, Venezuela and Dr. Gonzalo Medina, Director of Fauna and Minister of Agriculture, Caracas, Venezuela, as required by the Endangered Species Act of 1973; specifically as indicated in paragraph 17.22, subpart (C) for the exportation of 0/1 Jaguar, *Panthera onca*.

1. Name and address of applicant: Knoxville Zoological Park, P.O. Box 1631, Knoxville, Tennessee 37914.

2. The number of specimens and common names (genus, species, subspecies) of each

1. APPLICATION F-4 (Rev. 4-2-64) GENE NO. 42-9162

IMPORT OR EXPORT LICENSE PERMIT
 Export

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED

Research in predator reestablishment into natural habitat under direction of Dr. Pedro Trebbau, Director of Zoos of Caracas, Venezuela. Concurrent radioactive tracking techniques researched by Dr. Mike Felton, University of Tenn., Dept. of Wildlife Biology, Knoxville, Tennessee. To release one Jaguar from the Knoxville Zoological Park to Dr. Pedro Trebbau in Venezuela.

3. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:

EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION

Zoological Park

NAME, TITLE, AND PHONE NUMBER OF FREQUENT, PRINCIPAL OFFICER, DIRECTOR, ETC.

Guy L. Smith III, Director

4. IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

5. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? YES NO
(If yes, list license or permit number)

1. 63EL-1 3. PRT-7-08-F-Z-NV
2. PRT2-8 4. PRT 2-310

6. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? YES NO
(If yes, list jurisdiction and type of document)

Venezuela government
Director of Fauna, Dr. Gonzalo Medina
Ministry of Agriculture

7. DESCRIBE-EFFECTIVE DATE

April 1, 1977

8. DURATION NEEDED

Indefinite

11. ATTACHMENTS, THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(d) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.

Letters and import permit from the government of Venezuela for Jaguar,
Panthera onca 0/1

which we have one (1) male and two (2) female specimens which are now becoming sexually mature. We have also recently applied to the Department of the Interior to import two (2) female Asiatic lions, *Panthera leo persica* to help ensure the survival of that extremely endangered species.

The Knoxville Zoological Park has successfully reproduced five (5) species of large cats which has resulted in forty-six (46) offspring. We hope to continue to help ensure the survival of endangered species of large cats in captivity, however we feel that it is imperative that research be conducted and expertise obtained in re-establishing these endangered species in the wild. This must be accomplished before the wild population is diminished to the brink of extinction!

The Central Florida Zoological Society, P.O. Drawer 2078, Sanford, Florida 32771 is presently applying to export one (1) male Jaguar, *Panthera onca* for the same purposes as this request, which is as follows:

Research in large cat or predator re-establishment into their natural habitat. This project will be under the direction of Dr. Pedro Trebbau, Director of Zoos, Caracas, Venezuela, with the permission of Dr. Gonzalo Medina, Director of Fauna, Ministry of Agriculture, Caracas, Venezuela. Dr. Mike Felton, University of Tennessee, Department of Wildlife Biology, Knoxville, Tennessee will oversee radioactive tracking research in order to ensure the specimens survival in the wild. Mr. Stan Brock, wildlife expert, will function as the project coordinator.

This specimens will not be just released into the wild state. A compound is being constructed in a very large and quite suitable area of Venezuela where Jaguar, *Panthera onca* naturally exist. It has been determined that abundant natural prey is available to the specimens to be gradually released. However, naturalistic food will be provided until the specimens has learned to totally survive without aid. This entire process of re-establishing this species will be a controlled endeavor and at no time will the survival of the specimens be jeopardized. Again we stress the fact that information and expertise in reestablishing predator species back into the wild state is vital to not only the Jaguar, *Panthera onca*, but other species in the genus *Panthera* as well. This program is considered a very important step in conserving wild populations of felines.

4. If live fish or wildlife are evolved, include a detailed description of the type, size, and construction of the container, arrangements for feeding, watering and otherwise caring for the fish or wildlife in transit, and arrangement for caring for the fish or wildlife on entry into the United States.

The animal in question will be exported legally from the Knoxville Zoological Park, Chilhowee Park, P.O. Box 1631, Knoxville, Tennessee 37914 to Dr. Pedro Trebbau, Director of Zoos, % Hacienda "El Prio, in the Apure-State, Venezuela.

The shipping containers will be exteriorly constructed of wood and lined with sheet metal interiorly. The container will weigh approximately 80 kilos and be of the following dimensions: 105 centimeters long; 55 centimeters wide; and 65 centimeters high. Arrangements will be made within the container for watering during transit. Food will be provided prior to air departure and immediately upon arrival in Venezuela. This will mean an approximately twenty-four (24) hours fast for the specimen which is not detrimental to the specimen.

It is not possible to provide a photograph of the container, but we can assure you that the container will be of sufficient strength to ensure the specimens containment and adequate ventilations, etc.

NOTICES

We cite the international reputation of our zoological institution and of our director, Guy L. Smith III, concerning our genuine care for and expertise with large cats. Therefore we guarantee that every possible consideration for the specimens well being during transit will be provided. Every effort will be made to satisfy all requirements to ensure the safe arrival of the specimens.

5. The address and complete description of the facilities where such fish or wildlife will be kept:

The compound, which is nearly completed is being constructed specifically for this species and specifically for this conservational project is located at the Hacienda "El Frio," in the Apure-state, in Venezuela, which is owned by Dr. Ivan Dario Maldonado. The area in which the project will take place consists of approximately 190,000 acres.

The compound itself measures 100 meters in circumference. The walls of the compound is approximately 3 meters high with a 1 meter overhang that has an electrical wire attachment to prevent escape. The compound will also have den quarters with sliding doors, built in water receptacle and live trees for shade, and exercise. (See enclosed diagram). The compound floor will be of a natural surface (soil) with appropriate foliage such as grasses.

Routine cleaning, and other husbandry details will be provided by assistants to Dr. Pedro Trebbau, Director of the Zoos of Venezuela, who is, of course, well versed in the needs of the Jaguar, *Panthera onca*, a native species to Venezuela.

6. A statement, if applicable, of the applicant's qualifications and previous experience in caring for and handling captive wildlife:

Dr. Pedro Trebbau is recognized internationally as an expert on captive species and quite noted for his many successful animal conservation endeavors.

7. A copy of the contract or other arrangements under which such fish or wildlife is to be exported, showing the home and address of seller or consigner, date of contract, contract price, number and weight (if available) and description of items:

Being a total conservational effort evolving two zoological institutions in the United States, the Director of Zoos for Venezuela, Mr. Stanly Brock, wildlife expert, and the Department of Wildlife Biology of the University of Tennessee, there is no monetary transactions whatsoever. There is therefore no contract, as the entire project depends solely on the approval of the Department of the Interior. However, approval of the project has already been given by the Ministry of Agriculture of the Republic of Venezuela, for the importation of one (1) female Jaguar, *Panthera onca*, weighing approximately one hundred (100) pounds, and eighteen (18) to twenty-four (24) months old.

8. Certification:

I hereby certify that the foregoing information is complete and accurate to the best of my knowledge and belief. I understand that the information is submitted for the purpose of obtaining an exception from the requirements of the Endangered Species Conservation Act of 1973, and that any false statements herein may be subject to the criminal penalties of 18 U.S.C. 1001.

9. Signature of applicant—see below.
Your consideration of the foregoing will be very much appreciated.

Sincerely,

GUY L. SMITH III,
Zoo Director.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Room 512, 1717 H Street NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/WPO), U.S. Fish and Wildlife Service, Washington, D.C. 20240. This application has been assigned File Number PRT 2-658-C07; please refer to this number when submitting comments. All relevant com-

ments received on or before May 20, 1977 will be considered.

Dated: April 15, 1977.

DONALD G. DONAHOO,
Chief, Permit Branch, Federal
Wildlife Permit Office, U.S.
Fish and Wildlife Service.

[FR Doc. 77-11398 Filed 4-19-77; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant: National Zoological Park, Washington, D.C. 20009. Theodore H. Reed, D.V.M., Director.

CH-NO. AD-816-2

1. APPLICATION FOR (check only one)																									
<input type="checkbox"/> IMPORT OR EXPORT LICENSE <input checked="" type="checkbox"/> PERMIT																									
2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.																									
Export 2 male and 2 female Hawaiian goose (Hawaiian), <i>Branta sandvicensis</i> , live, to Parque Zoologico Nacional, Santo Domingo, Dominican Republic.																									
3. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:																									
<table border="1"> <tr> <td><input type="checkbox"/> MR.</td> <td><input type="checkbox"/> MRS.</td> <td><input type="checkbox"/> MISS</td> <td><input type="checkbox"/> MS.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td colspan="3">DATE OF BIRTH</td> <td colspan="3">COLOR HAIR COLOR EYES</td> </tr> <tr> <td colspan="3">PHONE NUMBER WHERE EMPLOYED</td> <td colspan="3">SOCIAL SECURITY NUMBER</td> </tr> <tr> <td colspan="6">OCCUPATION</td> </tr> </table>		<input type="checkbox"/> MR.	<input type="checkbox"/> MRS.	<input type="checkbox"/> MISS	<input type="checkbox"/> MS.	HEIGHT	WEIGHT	DATE OF BIRTH			COLOR HAIR COLOR EYES			PHONE NUMBER WHERE EMPLOYED			SOCIAL SECURITY NUMBER			OCCUPATION					
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DATE OF BIRTH			COLOR HAIR COLOR EYES																						
PHONE NUMBER WHERE EMPLOYED			SOCIAL SECURITY NUMBER																						
OCCUPATION																									
4. ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT																									
Zoological Park National Zoological Park Washington, D.C. 20009																									
5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:																									
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION Theodore H. Reed, D.V.M., Director (202) 381-7282																									
6. IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED																									
7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL, FISH AND WILDLIFE LICENSE OR PERMIT? <input type="checkbox"/> YES <input type="checkbox"/> NO (If yes, list license or permit number) 8-142-C 2-558 53-X 2-373 2-298																									
8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? <input type="checkbox"/> YES <input type="checkbox"/> NO (If yes, list jurisdiction and type of document)																									
9. DESIRED EFFECTIVE DATE																									
1 May 1977 11. DURATION NEEDED 1977																									
12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 17.32(d)) MUST BE ATTACHED, IF CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.																									
17.22 CERTIFICATION <p>I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER 1 OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.</p> <p>SIGNATURE OF APPLICANT</p> <p>5/10/77</p> <p>DATE</p> <p>20 March 77</p>																									

5-120
12/78

GPO 1970-242

50 CFR 17.32(d)

NATIONAL ZOOLOGICAL PARK,
Washington, D.C., March 17, 1977.

DIRECTOR,
Fish and Wildlife Service, U.S. Department
of the Interior, Washington, D.C. 20240.

Attention: Wildlife Permit Office.

DEAR SIR: In accordance with 50 CFR 17.22 we hereby apply for an Endangered Species Permit:

(1) To export as a gift two (2) male and two (2) female Hawaiian goose (Nene), *Branta sandvicensis*, live animals, one year old.

(2) These birds were all hatched in captivity.

(3) N.A.

(4) Hatched April-May 1976 at National Zoological Park, Washington, D.C.

(5) To be sent to Parque Zoológico Nacional, Arroyo Salado D.N., Santo Domingo, República Dominicana where the birds will be displayed in a successful waterfowl exhibit.

(6) (i-iii) See attached copy of letter from the Parque's Curator of Birds describing their facilities.

(iv) The birds will be shipped two (2) per crate per IATA standards.

(v) The Parque zoo is new and has only been open to the public since July, 1975. To the best of my knowledge they have not had the Hawaiian goose in their collection before. The Parque zoo did not provide mortality data on their Anseriformes, but it is the impression of the National Zoological Park's Curator of Birds, who visited the facility in January 1977, that the collection is very well managed and the waterfowl death rate is low. They also have an excellent laboratory-treatment center, with two full-time veterinarians on the staff.

(7) Attached copy of letter from the Parque zoo indicates their readiness to accept the birds at any time. The offer to send the birds as a gift was made in person and there is no written contract.

(8) For over a year the National zoo has wanted to send waterfowl as a gift to the new zoo in Santo Domingo, but such shipment was held up for various reasons. Now we would like to send them a variety of birds hatched at the National zoo, including the Nene, other waterfowl, and quail. Such captive reared birds would be used for educational display and propagation in a lovely, naturalistic setting. We feel certain this new zoo is a worthy institution. They have a highly trained staff which is actively engaged in wildlife research, and a remarkable education division that has given formal classes to over 170,000 individuals since the zoo opened in 1975.

Sincerely,

THEODORE H. REED, D.V.M.,
Director.

PARQUE ZOOLÓGICO NATIONAL,
Santo Domingo, February 8, 1977.

Mr. CHARLES W. PICKETT,
National Zoological Park, Smithsonian Institution,
Washington, D.C. 20009.

DEAR MR. PICKETT: I would like to receive from you the following birds:

3.3 Indian Spotbill (*Anas p. poecilorhyncha*).
3.3 Australian Grey Teal (*Anas gibberifrons gracilis*).
2.2 African yellowbill (*Anas u. undulata*).
3.2 Nene (*Branta sandvicensis*).
4.2 California Valley Quail (*Lophortyx californica*).

With regards to the Code of Federal Regulations, Title 50, Section 17.22, the following information is provided:

6. (1) The anseriformes will be kept in our waterfowl lake along with 31 other species of waterfowl, 4 species of herons, 3 species of rails, 1 species of grebe and a flock of over 80 Caribbean Flamingos. The lake covers approximately five acres, and varies from one to four feet in dept. Three islands and large portion of the lake shoreline are arranged to provide breeding areas, protective cover and space for terrestrial territories. Aquatic vegetation (*Sagittaria*, *Cyperus*, *Typha*, *Echinodorus*, *Nymphaea*, *Eichornia*) gives a natural look to the area. Fishes (Cichlidae, Gobiidae), shrimp (*Macrobrachium*) molluscs (Cerithidae), aquatic insects and other invertebrates supply animal food in addition to the diet. There is a continuous flow of water through the lake supplied by both natural spring and a well which is operated during visiting hours. Water is pumped at a rate of 30,000 gallons per hour from this well. (See diagram.)

6. (ii) The Parque Zoológico Nacional has been exhibiting and breeding waterfowl since opening in July 1975. Among the species bred are Egyptian Goose, Foulvour whistling Duck, Black Swan, Lesser Brazilian Teal, Mallard, Red Crested, Pochard, Common Gallinule and Yellow-crowned night Heron. I have been in charge of the collection since December 1974, and have degree in Zoology.

6. (iii) I will participate in a cooperative breeding program and maintain and contribute data as desired.

If any further information is needed, please let me know.

Sincerely yours,

José ALBERTO OTTENWALDER,
Curator of Birds.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Room 512, 1717 H Street NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/WPO), U.S. Fish and Wildlife Service, Washington, D.C. 20240. This application has been assigned File Number PRT 2-708-CO7; please refer to this number when submitting comments. All relevant comments received on or before May 20, 1977, will be considered.

Dated: April 15, 1977.

DONALD G. DONAHOO,
Chief, Permit Branch, Federal
Wildlife Permit Office, U.S.
Fish and Wildlife Service.

[FR Doc. 77-11399 Filed 4-19-77; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant: Oklahoma City Zoo, Route 1, Box 1, Oklahoma City, Okla. 73111, Lawrence Curtis, Director.

NOTICES

 <p>DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION</p>		<p>OMB NO. 45-11450</p> <p>1. APPLICATION FOR (Indicate only one)</p> <p><input type="checkbox"/> IMPORT OR EXPORT LICENSE <input checked="" type="checkbox"/> PERMIT to import an endangered species</p> <p>2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.</p> <p>See point 6 (this page) and permit application text (a) (7) (v)</p>																									
<p>3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)</p> <p>OKLAHOMA CITY ZOO Rt. 1, Box 1 Oklahoma City, OK 73111 405/424-3344</p>		<p>4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:</p> <table border="1"> <tr> <td><input type="checkbox"/> MR.</td> <td><input type="checkbox"/> MRS.</td> <td><input type="checkbox"/> MISS</td> <td><input type="checkbox"/> MS.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td colspan="4">DATE OF BIRTH</td> <td>COLOR HAIR</td> <td>COLOR EYES</td> </tr> <tr> <td colspan="4">PHONE NUMBER WHERE EMPLOYED</td> <td colspan="2">SOCIAL SECURITY NUMBER</td> </tr> <tr> <td colspan="6">OCCUPATION</td> </tr> </table> <p>ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT</p> <p>n/a</p>		<input type="checkbox"/> MR.	<input type="checkbox"/> MRS.	<input type="checkbox"/> MISS	<input type="checkbox"/> MS.	HEIGHT	WEIGHT	DATE OF BIRTH				COLOR HAIR	COLOR EYES	PHONE NUMBER WHERE EMPLOYED				SOCIAL SECURITY NUMBER		OCCUPATION					
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<p>5. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED</p> <p>Import from South America (country of origin yet to be determined) see permit application text (a) (7) (v)</p>		<p>6. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING.</p> <p>EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION</p> <p>Zoological, Educational, or Scientific or Propagation</p> <p>NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC. 405/424-3344 Lawrence Curtis, Director</p> <p>IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED</p> <p>7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, list license or permit number 73 EZ 2</p> <p>8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSED? <input type="checkbox"/> YES <input type="checkbox"/> NO If yes, list qualifications and type of document Valid export permit from country of origin will be in hand prior to shipment</p> <p>9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF \$</p> <p>10. DESIRED EFFECTIVE DATE: 1 October 76 11. DURATION NEEDED: 2 years</p> <p>12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 17.21(b)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.</p> <p>(6) (1) (11) (v)</p>																									
<p>CERTIFICATION</p> <p>I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 55, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.</p> <p>SIGNATURE (11)  3-200 10/74</p> <p>DATE 20 Oct 76</p>																											

OKLAHOMA CITY ZOO,
Oklahoma City, Okla. September 28, 1976.

DIRECTOR,
Fish and Wildlife Service, U.S. Department of
the Interior, Washington, D.C. 20247.

DEAR SIR: Please consider this our application to import an endangered species of animal within the context of the Endangered and Threatened Wildlife and Plants, Part 17, Subpart C, Article 17.22 for the enhancement of propagation.

(a) (1) Importation of 1 male and 2 female wild-caught, young adult maned wolves (*Chrysocyon brachyurus*).

(2) (1) The animals for which this permit is requested are still in the wild. Should the permit be granted we will authorize and engage a collector (approved by appropriate authorities in the country of origin) to live trap these animals.

(ii) N/A.

(iii) N/A.

(3) We have made a concerted effort and commitment to breed and conserve this species without removing it from the

pessimistic outlook on obtaining animals from them for many years to come.

The Oklahoma City Zoo is committed to maintaining one breeding pair and one breeding trio of this species and developing additional breeding groups from the offspring of the initial animals. That is, our commitment is to develop a breeding group sustainable without further wild-caught animals. The facilities for these animals are: (a) that which contains our existing pair (see attachment 1 and photograph), and (b) those available for the trio for which permit is requested and a third and/or fourth pair (see attachment 1-3).

The key to the success of a progressive breeding program depends upon the flexibility designed into the program itself. We feel that if we are to commit the necessary resources to the development of a third and fourth breeding pair from the initial animals, we must have the flexibility that can only occur by developing a breeding nucleus of five animals of this species. Without such flexibility should one of the animals of a single pair in the breeding nucleus die, be incompatible with the other, or be determined incapable of reproduction, the entire breeding program fails. Breeding programs at the Oklahoma City Zoo have been most successful when two unrelated males and several females were secured as the breeding nucleus. This allows the flexibility to manipulate the animals until the right combination of factors create a viable breeding nucleus.

(4) N/A.

(5) Oklahoma City Zoo, Rt. 1, Box 1, Oklahoma City, OK 73111.

(6) (1) Attachment 1 indicates the existing facility and Attachments 2 and 3 indicate two facilities which are available for the trio of maned wolves for which this permit is requested.

(ii) The Oklahoma City Zoo has been exhibiting the maned wolf since 1970; we have bred the bush dog (*Speothos venaticus*) three times since the arrival of our original pair in May 1972 and were one of the first zoos to mother-rear this species. At present a pair of bush dogs is in a breeding situation in a large, naturalistic, facility similar to that which is afforded our maned wolves. We produced two litters of cape hunting dogs (*Lycosa pictus*) and seven litters of gray wolves (*Canis lupus*) as well as bred our cheetah in February 1974 in similar naturalistic exhibits. Our pair of aardwolves produced litters in July 1974 and March 1975. These were the first captive births since 1963 and the second and third instances of captive reproduction of this species. As a result of these births the first successful hand-rearing of the aardwolf was accomplished by our nursery staff. Since these births our pair of aardwolves have been placed in one of the naturalistic exhibits similar to that occupied by our maned wolves. The pair has now excavated their own den in the natural substrate and have been observed copulating. From 1968 through 1973 we obtained and kept three pair of what the U.S. Fish and Wildlife Service suspected were red wolves (*Canis rufus*). We bred over 15 offspring from this group and distributed them to several zoos and researchers. When their identity as red wolves appeared to be hopelessly inconclusive and biologically unsound, the animals were sent to the Tacoma Zoo where further work as in progress.

The Oklahoma City Zoo is actively engaged in animal research as indicated in the enclosed publication (see Attachment 8). More than 60 area scientists (M.D. and Ph. D.) are members of the Oklahoma City Zoo Animal Research Council (A.R.C.). A.R.C. members are consulted with reference to scientific problems related to their expertise (behavior, nutrition, physiology).

In 1973 a "Survey of Conditions Associated with Breeding Cheetah in Captivity" (see At-

tachment 9) was published after consolidating data from an extensive questionnaire sent to all known institutions with cheetah.

During the spring of 1975 Deborah Buitron, Department of Behavioral Biology at the University of Minnesota, conducted research on the "Social Structure of a Captive Pack of African Wild Dogs (*Lycaon pictus*)" at the Oklahoma City Zoo. Ms. Buitron's research proposal (see Attachment 10) and the summary of data collected (see Attachment 11) for her master's thesis are enclosed.

In the past, the Oklahoma City Zoo staff has hand-reared many offspring due to a variety of reasons. At present, however, many of our animals are able to rear their offspring as they have been placed in larger or more secluded (see Attachment 5 for list of facilities constructed or under construction for rare or endangered species in the Oklahoma City Zoo's Rare Animal Breeding Compound) facilities which are conducive to mother-rearing. Thus, our concerted trend has been to research, design and build species-specific enclosures and husbandry programs conducive to sustained breeding and mother-rearing.

We consider hand-rearing the last resort and would only do so with maned wolves should mother-rearing be contraindicated. All too frequently hand-reared animals have difficulty adjusting to separation from their foster (human) parent and consequent difficulty acclimating to a breeding situation.

Our nursery staff has successfully hand-reared most species of great and several species of lesser cats; kangaroos and wallabies; orangutan; was the first to successfully hand-rear the golden lion marmoset (*Leontopithecus rosalia*) (see Attachment 6)—publication pending—and is currently hand-rearing a pileated gibbon (*Hylobates lar* *pileatus*); when necessary we routinely hand-rear offspring born to one of the largest and most diverse collections of ungulates in captivity in the world. With our nursery staff's expertise, we are confident we can hand-rear litters of maned wolves should the situation arise.

(iii) The Oklahoma City Zoo is willing to participate in a cooperative breeding program and to maintain or contribute to a studbook for the wildlife covered by this permit.

(iv) These animals will be placed in crates meeting current IATA regulations and shipped by the most appropriate airline from the country of origin to the Oklahoma City Zoo. Complete feeding and watering instructions to be attached to shipping crates.

(v) In addition, the Oklahoma City Zoo's animal care program consists of an animal hospital with adequate medical, surgical and holding facilities staffed by a full-time veterinarian and a registered medical technologist. We have two back-up veterinarians with two and six years of exotic animal experience, respectively. The animal care unit is part of the Hospital and Isolation area which is staffed by two full-time animal technicians. See Attachment 4.

Twenty-five area clinicians are members of our Animal Health Council (AHC). The AHC meets monthly and works with our fulltime veterinarian on exceptional health related problems.

7. We are currently not in contact with a collector approved by the government of the country of origin and therefore request this permit be issued for two years from the date of approval to allow the Oklahoma City Zoo

to coordinate collection and receive approval of collection and export from the country of origin. At the time of receipt of contract from the collector and export permit from the country of origin, copies of this information will be forwarded to the U.S.D.I. We would expect to utilize our contacts with reputable zoos in South America to implement this project.

8. The Oklahoma City Zoo currently holds a pair of maned wolves on loan from the Overton Park Zoo, Memphis, Tennessee. These animals were sent to us on breeding loan in recognition of our facilities and management program. We have and are committed to breeding this species and are able to provide large, naturalistic breeding facilities for up to four pair. Based on the above commitment to a species in desperate need of captive propagation and the fact that importation of wild-caught young maned wolves will contribute to a breeding nucleus, we feel justified in obtaining a permit to import a trio of these animals.

(i) See USDI form 3-200 (item 2) attached.

(ii) See (6) (vi).

(iii) Importation of a wild-caught trio of maned wolves will increase the reproductive potential of the captive population by establishing a breeding nucleus and will provide additional offspring for future captive populations, thus reducing the demand on wild populations.

(iv) In the event of the death of the animals in question, the carcasses will be preserved as scientific specimens and made available to institutions of higher learning for post mortem study.

Sincerely,

LAWRENCE CURTIS,
Director, Oklahoma City Zoo,
Route 1, Box 1, Oklahoma City, Okla.

OKLAHOMA CITY ZOO,
Oklahoma City, Okla., March 14, 1977.
Mr. DONALD DONAHOO,
U.S. Fish and Wildlife Service, Federal
Wildlife Permit Office, Washington, D.C.
20240.

DEAR MR. DONAHOO: We request that the amendments below be made a part of our endangered species permit application filed on 28 September 1976 to import one (1) male and two (2) female wild-caught, young adult maned wolves (*Chrysocyon brachyurus*) for the enhancement of propagation. We request this because we have recently been advised that:

1. One (1) male and two (2) female maned wolves have been declared surplus by the Director of São Paulo, Brazil Zoo.

(a) The male and one female are adult.

(b) One female is one year of age.

2. Proper documentation and export papers are available and will be obtained prior to importing these animals if the permit is granted.

3. Information regarding country and place of capture is available and is being forwarded to us. We will send the information to you as soon as it is received here.

As you can see, the above information changes the original application in that the mentioned animals are not in the wild. We request the changes below be incorporated in our original permit application sent to you on 28 September 1976.

(a) (2) (i) Delete original statement and substitute as follows: The animals for which

this permit is requested are in captivity at the São Paulo Zoo, Brazil.

(a) (2) (ii) Delete original statement and substitute as follows: Not applicable.

(a) (2) (iii) Delete original statement and substitute as follows: These animals have been removed from the wild and are in captivity at the São Paulo Zoo, Brazil.

(a) (3) Add this paragraph to our original text:

The knowledge that these animals were available (in captivity at the São Paulo Zoo, Brazil) and could be held by the zoo until and contingent upon an endangered species permit being obtained by us is of extraordinary importance. The communication (attached) from Mr. F. J. Zeehandelaar prompts us to pursue acquisition of these animals that are already in captivity and declared surplus by the Director of São Paulo Zoo.

(a) (4) Delete original statement and substitute as follows: The applicant has requested additional supportive information and documents to be included in the application; however, due to geographical and language communication problems, this information has not been received. As soon as it is available, the information will be forwarded directly to you.

We are both encouraged and hopeful at this important new information. Hence, our request to amend our original application. We would appreciate your prompt consideration of our application and the amendments contained herein.

Sincerely,

LAWRENCE CURTIS,
Director.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Room 512, 1717 H Street NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/WPO), U.S. Fish and Wildlife Service, Washington, D.C. 20240. This application has been assigned File Number PRT 2-505-07; please refer to this number when submitting comments. All relevant comments received on or before May 20, 1977, will be considered.

Dated: April 15, 1977

DONALD G. DONAHOO,
Chief, Permit Branch, Federal
Wildlife Permit Office, U.S.
Fish and Wildlife Service.

[FR Doc. 77-11402 Filed 4-19-77; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant: Robert D. Ohmart, Department of Zoology, Arizona State University, Tempe, Arizona 85281.

NOTICES

 <p>DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION</p>		<p>OMB NO. 42-1167</p> <p>1. APPLICATION FOR (Indicate only one)</p> <p><input type="checkbox"/> IMPORT OR EXPORT LICENSE <input checked="" type="checkbox"/> PERMIT</p> <p>2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED</p> <p>Band, wing tag, and instrument five (5) Clapper Rails (<u><i>Rallus longirostris yumanensis</i></u>) with radios to examine migratory movements.</p> <p>3. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:</p> <table border="1"> <tr> <td><input checked="" type="checkbox"/> MFC</td> <td><input type="checkbox"/> MRS.</td> <td><input type="checkbox"/> MISS</td> <td><input type="checkbox"/> MS.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td colspan="4"></td> <td>5'11"</td> <td>160</td> </tr> <tr> <td colspan="4"></td> <td>COLOR HAIR</td> <td>COLOR EYES</td> </tr> <tr> <td colspan="4"></td> <td>Blnd</td> <td>Blue</td> </tr> <tr> <td colspan="4"></td> <td>SOCIAL SECURITY NUMBER</td> <td>602-965-2932</td> </tr> <tr> <td colspan="4"></td> <td colspan="2">PHONE NUMBER WHERE EMPLOYED</td> </tr> <tr> <td colspan="4"></td> <td colspan="2">OCCUPATION</td> </tr> </table> <p>4. ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT</p> <p>5. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED</p> <p>California "Authorized activities under this permit must be conducted in compliance with State permit."</p> <p>6. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF Individual basis</p> <p>7. ATTACHMENTS, THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 12.37) MUST BE ATTACHED; IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTION(S) OF 50 CFR WHICH WHICH ATTACHMENTS ARE PROVIDED: see attached</p> <p>8. DESIRED EFFECTIVE DATE April 1977 11. DURATION NEEDED two (2) years</p> <p>12. SIGNATURE OF APPLICANT R. H. Alvarado DATE 1/20/77</p>		<input checked="" type="checkbox"/> MFC	<input type="checkbox"/> MRS.	<input type="checkbox"/> MISS	<input type="checkbox"/> MS.	HEIGHT	WEIGHT					5'11"	160					COLOR HAIR	COLOR EYES					Blnd	Blue					SOCIAL SECURITY NUMBER	602-965-2932					PHONE NUMBER WHERE EMPLOYED						OCCUPATION	
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OBJECTIVES OF PROPOSED CLAPPER RAIL STUDY

A habitat requirement study of the *yumanensis* race of Clapper Rail is currently underway. Biotelemetry equipment has been provided by the Recovery Team to determine the wintering grounds of this race to insure the continued existence of this freshwater rail.

I. U.S. Fish and Wildlife Service bands will be placed on all trapped individuals. Narrow (3 mm) and short (7 cm) colored strips will be placed (braided plastic to plastic) on all birds except the five that will be fitted with radio transmitting units.

II. Five radio transmitting back packs will be fitted on birds trapped in late August and early September. The heaviest unit weighs 15.0 gm which is 6 percent of the body weight (233 gm) of an adult bird. Elastic will form the loops to hold the unit in place. Unit size is 3.5 cm (length) by 3 cm (width) by 1.2 cm (depth). A trailing antenna of

32 cm projects down the back and about 8 to 8 cm past the tail of the bird. Back packs will be placed on the birds in late August or early September (unit life expectancy three months). Radioed birds will be monitored daily and as they begin moving south, their progress will be plotted. By the time the battery expires (late November) they should be on the final wintering grounds. Fix-winged aircraft will be used to locate and follow the birds during the migrational phase. A graduate student, Mr. William Bennett, will assist in the study. The use of biotelemetry is essential to answering these questions.

OBJECTIVES OF PROPOSED CLAPPER RAIL STUDY

The study will be conducted in the Salton Sea area in California, where the ecological study is in progress.

I have worked in the area of avian sciences over twenty years. In my studies I have used wing tags, biotelemetry equipment and as-

sorted techniques to study the ecology of birds. I have held state and federal banding and collecting permits for many years (over ten). I have published extensively in journals dealing with avian ecology. We have already conducted and published one study dealing with the habitat requirements of this race on the Colorado River.

Listed below are four biologists who have agreed to provide recommendations should they be requested.

Mr. W. O. Nelson, Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, NM 87103.

Dr. Ralph J. Raitt, Department of Biology, New Mexico State University, Las Cruces, NM 88001.

Mr. Roy Tomlinson, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, NM 87103.

Dr. Russell Balda, Department of Biology, Northern Arizona, Flagstaff, AZ 86001.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Room 512, 1717 H Street NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/WPO), U.S. Fish and Wildlife Service, Washington, D.C. 20240. This application has been assigned File Number PRT 2-673-07; please refer to this number when submitting comments. All relevant comments received on or before May 20, 1977 will be considered.

Dated: April 15, 1977.

DONALD G. DANAHOO,
Chief, Permit Branch, Federal
Wildlife Permit Office, U.S.
Fish and Wildlife Service.

[FR Doc. 77-11400 Filed 4-19-77; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Request for Amendment

A permit authorizing certain work of the Patuxent Center's Endangered Wildlife Research Program was not included in the Endangered Species Permit and/or Amendment Nos. 1, 2, and 3 when issued. This proposed Amendment No. 4 would update and correct our permit.

A notice containing the application for the permit was published in the FEDERAL REGISTER on August 4, 1975 (40 FR 32766, 68, 69, 70, 71), soliciting public comments for a period of 30 days.

A notice of the issuance of the permit was published on March 9, 1976 (41 FR 10103, 04).

Under date of September 27, 1976, the Patuxent Wildlife Research Center submitted a request for changes in the conditions of this permit. Published here-with is a copy of the request for changes which will be considered as an amendment to this permit. This request is being considered pursuant to Section 13.23, Title 50 Code of Federal Regulations (see 39 FR 1162).

NOTICES

20517

 <p>DEPARTMENT OF THE INTERIOR U. S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION</p>		<p>1. APPLICATION FOR (Amendment No. 4)</p> <p><input type="checkbox"/> IMPORT OR EXPORT LICENSE for <input checked="" type="checkbox"/> PERMIT 8-86-B-C</p> <p>2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH PROPOSED LICENSE OR PERMIT IS NEEDED.</p> <p>Certain work of the Patuxent Center's Endangered Wildlife Research Program was not included in the Endangered Species Permit and/or Amendment Nos. 1, 2 & 3 when issued. This proposed Amendment No. 4 would update and correct our permit.</p>																
<p>3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)</p> <p>Patuxent Wildlife Research Center U. S. Fish and Wildlife Service Laurel, Maryland 20811</p>																		
<p>4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING.</p> <table border="1"> <tr> <td><input type="checkbox"/> MR. <input type="checkbox"/> MRS. <input type="checkbox"/> MISS <input checked="" type="checkbox"/> MS.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td>DATE OF BIRTH</td> <td>COLOR HAIR</td> <td>COLOR EYES</td> </tr> <tr> <td>PHONE NUMBER WHERE EMPLOYED</td> <td colspan="2">SOCIAL SECURITY NUMBER</td> </tr> <tr> <td colspan="3">OCCUPATION</td> </tr> <tr> <td colspan="3">ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT</td> </tr> </table>				<input type="checkbox"/> MR. <input type="checkbox"/> MRS. <input type="checkbox"/> MISS <input checked="" type="checkbox"/> MS.	HEIGHT	WEIGHT	DATE OF BIRTH	COLOR HAIR	COLOR EYES	PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER		OCCUPATION			ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT		
<input type="checkbox"/> MR. <input type="checkbox"/> MRS. <input type="checkbox"/> MISS <input checked="" type="checkbox"/> MS.	HEIGHT	WEIGHT																
DATE OF BIRTH	COLOR HAIR	COLOR EYES																
PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER																	
OCCUPATION																		
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT																		
<p>5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING.</p> <p>EXPLAIN TYPE OF KIND OF BUSINESS, AGENCY, OR INSTITUTION</p> <p>Wildlife research to enhance the status of endangered and threatened species; also to determine the effects of environmental pollutants on wildlife and their habitat.</p>																		
<p>6. IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED</p> <p>NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC. Lucille F. Stickel, Director, 301-776-4880</p>																		
<p>7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO (If yes, list license or permit numbers) PRT 8-85-C, PRT 8-169-C, PRT 2-913-BA, PRT 8-86-B-C</p>																		
<p>8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO (If yes, list jurisdictions and type of documents)</p> <p>If not already received, all appropriate State permits will be obtained.</p>																		
<p>9. CERTIFIED CHECK OR MONEY ORDER (If applicable) PAYABLE TO: THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF: \$ N/A</p>																		
<p>10. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 17.11(h)(4)(i) if attached, it constitutes an integral part of this application. List sections of 50 CFR under which attachments are provided.</p>																		
<p>17.22</p>																		
<p>CERTIFICATION</p> <p>I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE PROVISIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN CHAPTER 5 OF CHAPTER 1 OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 46 U.S.C. 1901.</p> <p>SIGNATURE (See 50 CFR 17.11(h)(4))</p> <p><i>Lucille F. Stickel</i></p> <p>DATE 9/27/71</p>																		

3-200
M-04

GPO 202-542

50 CFR 17.11(h)(4)

ATTACHMENT

Additional information, per Part 17.22 (a):

- Common and scientific names of species sought to be covered:
 - Laysan duck (*Anas laysanensis*).
 - Mexican duck (*Anas diazi*).
 - Florida Everglade kite (*Rostrhamus sociabilis plumbeus*).
 - Southern bald eagle (*Haliaeetus leucocephalus*).
 - Hawaiian hawk (*Buteo solitarius*).
 - Puerto Rican whip-poor-will (*Caprimulgus noctitherus*).
 - Red-cockaded woodpecker (*Dendrocopos borealis*).
 - Kauai oo (*Moho braccatus*).
 - Hawaiian creeper (*Loxops maculata mana*).
 - Po'o ʻuli (*Metampsonops phaeosoma*).
- Also, other species of Hawaiian forest birds that may become listed as "endangered" in the future.
- Bachman's warbler (*Vermivora bachmanii*).

Number, age, and sex of each species cannot be determined because of the general and often opportunistic way in which field observations on these species will be made.

Authorization is requested for field studies only, as outlined in item 8, below.

2. All wildlife sought to be covered is still in the wild.

3. There will be no attempt to remove healthy individuals from the wild population. All banding will be by experienced and qualified banders with an appropriate permit. Birds will be released immediately after they have been banded.

4. N/A.

5. Field studies will be conducted by research staff of the Patuxent Center in the natural habitat of the listed species (item 1, above). All activities will be conducted in the field and will cause minimal disruption of the normal activity of subject wildlife.

6. (i) There is no intent to remove individuals from the wild population.

(ii) N/A.

(iii) N/A.

(iv) N/A.

(v) The following is a listing of mortalities since September 1971 of both northern and southern bald eagles maintained by the Patuxent Wildlife Research Center.

Band No.	Date of death	Cause of death
	14 Jan. 15, 1972	Myocarditis—bumble foot present on both feet.
509-34014	Apr. 1, 1972	Possible pancreatitis. The bird was blind in 1 eye when taken into captivity.
(1)	Jan. 1, 1973	Bacterial pericarditis, diffuse air sac infection caused by systemic <i>E. coli</i> infection, necrotic granuloma in meninges overlying the cerebellum extending into the dorsal portion of the cerebellum.
509-34915	Mar. 1, 1973	Sacrificed—blind in both eyes, cause of blindness unknown.
	28 Aug. 4, 1973	The left wing was fractured and drooped badly when the eagle was acquired. The fracture callus became necrotic and abraded, and was subsequently attacked by maggots; gangrenous changes developed. Possible early pneumonic changes in the lungs and possible damage to the heart by bacterial toxins may have occurred.
	23 Nov. 13, 1973	Sacrificed—severe nontypic bumble foot lesions present on both feet. Staphylococci isolated from bumble foot lesions; secondary hepatitis present. The bumble foot lesions were treated periodically over a long period of time with only temporary results. The bird also suffered from severe feather loss with no detectable replacement. Its carcass was analyzed and found to contain 250 p/m (wet weight) of PCB's, an extremely high level, even though it had been in captivity on a clean diet for 17 mo. The high level of PCB's may have contributed to its poor health.
	24 Aug. 30, 1974	Sacrificed after it had been dosed with dieldrin. We wished to determine residue levels remaining in its tissues.
	3 May 21, 1975	Hepatitis, aspergillosis. Causes uncertain.
	29 Sept. 29, 1975	Post mortem changes advanced precluding determination of cause of death. No major injuries present. We were unable to have an autopsy conducted immediately.
509-54725	Jan. 9, 1976	Trauma to central nervous system. The bird, which was blind in 1 eye when taken into captivity, apparently flew into the pen wire or other structure within the pen.

¹ Red.

In addition to the above, three nestling bald eagles, all less than one week of age, died while being cared for by their parents. Two deaths occurred in 1972 following severe weather and one in 1973 may have been the result of fighting between nest mates. We were not able to retrieve any of the three to determine cause of death.

The following steps have been taken to decrease mortalities:

1. Amputation of wings (with old breaks) that droop badly, which tend to drag on the ground.

2. More intensive treatment of birds having moderate to severe cases of bumble foot.

3. More careful observation of all birds in an attempt to detect illness or injuries prior to severe problems.

4. Improvement of the birds' diet by the feeding of chickens once a week, fish more frequently, and rodents less frequently.

No birds of other species listed in Item 1, above, have been maintained in captivity.

7. N/A. (All activities will be conducted by employees of the Patuxent Wildlife Research Center.)

8. (i) We request authorization to conduct surveys, including nesting surveys, and census, record calls, photograph, capture, band, tag, and immediately release at or near capture site, and make observations at distances necessary to accomplish scientific research. While there is no intention to systematically search for nests or to capture these species to mark them, when the opportunities exist this should be done to obtain useful information on individual identity to show mobility, longevity, extent of inbreeding in small populations, facilitate population estimates, and for many other purposes. Only experienced and qualified banders with an appropriate permit will be performing or supervising the nesting surveys and banding, tagging, or other marking; there should be little, if any, hazard to individual birds.

(ii) The purpose of the research is to obtain information regarding each endangered species, and its habitat, that can be utilized in management efforts to prevent its extinction and, hopefully, return it to safer numbers. Studies will include the determination of status and distribution, behavior under various conditions and at all seasons of the year, competing or predator species with which the endangered forms must cope, and actually or potentially negative factors that could adversely affect essential habitat. There is no intention to capture specimens for propagation or study in confinement, transplant or otherwise manipulate wild populations, or to collect live animals for museum specimen use, food habits study, or other terminal uses. Attempts to photograph and

record sounds of endangered wildlife will be made only where such efforts can be made without apparent handicap or other adverse effects to the subject; it will only be accomplished by experienced personnel who in many cases are currently the most knowledgeable authorities on the species in question, and who are best able to avoid undue disturbance to the species. Such photography and sound recording will be for the purpose of documenting behavior, plumage and pelage patterns, and other physical and ethological characteristics of each species for its more complete understanding and management. No animals will, however, be captured for this purpose; photography and sound recordings will be made opportunistically when and where they can be safely accomplished.

Species and activities not including those previously listed in Amendment No. 1 are as follows:

Layson duck—This species is censused annually during status surveys on the Hawaiian National Wildlife Refuge (Laysan Island) without adverse effects.

Mexican duck—The biologist located at Tucson, Arizona, is responsible for studies of endangered species of the Southwest, and will include this species in general status surveys as opportunities permit. No intensive studies are currently contemplated, but banding would be advisable if and when opportunities permit.

Florida Everglade kite—Our biologist-in-charge, Delray Beach Field Station, is directing his principal research efforts to studies of the status, distribution, ecology, behavior, population dynamics, and productivity of this endangered species. He must observe, photograph, record calls, survey (including nest surveys), census, capture, band or tag, and measure eggs and young of this species. It should, therefore, be listed under D-2, but with the understanding that viable eggs or live birds of this species would not be removed from the wild. One experienced researcher is employed in this study, and no detectable adverse effects have been associated with these investigations.

Southern bald eagle—This species was omitted from previous submissions but should be included for general status surveys by our biologist located in Delray Beach, Florida, who is responsible for endangered species research in the Southeast. No intensive studies are currently contemplated, but banding is advisable when and if opportunities permit.

Hawaiian hawk—No intensive research upon this species is envisioned in the foreseeable future. As other assignments permit, records will be kept of field observations and any nests encountered will be checked and

the remains of unhatched eggs or dead nestlings will be collected for pesticidal residue analysis or determination of eggshell thickness. Remains of prey items and parasites at the nest will also be collected and identified.

Puerto Rican whip-poor-will—The biologist assigned to study endangered and threatened species in Puerto Rico carries out annual call counts during the breeding season but is undertaking no intensive ecological studies. Nests are rarely found, but when they are, it would be advisable to band, measure, photograph, weigh, and record other characteristics of this little-known species. No harmful disturbance of the whip-poor-will population is anticipated.

Red-cockaded woodpecker—This species was omitted from previous submissions but should be included for general status surveys by our biologist located in Delray Beach, Florida, who is responsible for endangered species research in the Southeast. No intensive studies are contemplated, but banding is advisable when and if opportunities permit.

Hawaiian forest birds—justification for activities as described above was included in our memorandum of June 16, 1975, but not included in our memorandum of March 17, nor in Amendment No. 1. Three Hawaii forest bird species were omitted from Amendment No. 1 namely, Kauai oo, Hawaii creeper, and the Po'o uil. The Kauai oo was inadvertently omitted from our submissions but the justification given for the group Hawaiian forest birds under Item 21 on page 11 of our June 16, 1975, memorandum covers all pertinent research needs and safeguards. Justification for inclusion of the Hawaii creeper, recently classified as endangered, is also identical to that provided for other endangered Hawaiian forest birds as reported under Item 21 on page 11 of our June 16, memorandum, as is that for the Po'o uil, both of which are also listed in our memorandum of March 17, 1976, but not in Amendment No. 1.

Other species of Hawaiian forest birds that may become listed as "endangered" in the future and which can be encountered in the field by research biologists of the Patuxent Center—To obviate the need for applying for and issuance of amendments each time more Hawaiian forest bird species are added to the endangered species list, we would like to request that biologists of our staff be authorized to carry out research under the same guidelines that apply to their studies of other forest birds already having endangered status.

Bachman's warbler—Although no intensive studies of this species are contemplated, observations will be made opportunistically whenever possible. No capturing, tagging or handling or intentional disturbance is anticipated.

(iii) Included in Item 8 i and ii, above.

(iv) Specimens found in obvious distress and unlikely to survive in the wild without assistance will be captured, confined, and treated until sufficiently recovered to be released. Upon recovery, animals will be returned to the point of capture, or if local conditions make release there unwise, to another location within their known historic range where they are most likely to survive. Any skin, skeleton, various organs, or related material from specimens found dead, or which die while in confinement, will be transferred to the National Fish and Wildlife Laboratory, Smithsonian Institution, Washington, D.C. for incorporation into its collections.

In keeping with the spirit of the Endangered Species Act of 1973 this notice is being published to allow public com-

ment on the request for an amendment. Interested persons may comment on this amendment by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/WPO), U.S. Fish and Wildlife Service, Washington, D.C. 20240. This application has been assigned File Number PRT 8-86-B-C; Please refer to this number when submitting comments. All relevant comments received on or before May 20, 1977, will be considered.

Dated: April 15, 1977.

DONALD G. DONAHOO,
Chief, Permit Branch,
Federal Wildlife Permit Office.

[FR Doc. 77-11401 Filed 4-19-77; 8:45 am]

DEPARTMENT OF JUSTICE

Drug Enforcement Administration
[Docket No. 76-20]

BOWENS PHARMACY OF MADISON, INC.,
ET AL.

Hearing

In the matter of Bowens Pharmacy of Madison, Inc., Madison, West Virginia, Bowen Pharmacy of Sissonville, Sissonville, West Virginia, Bowen Pharmacy of Kanawha City, Inc., Charleston, West Virginia, Bowen Pharmacy of Dunbar, Inc., Dunbar, West Virginia, and Champs, Inc., Clendenin, West Virginia.

Notice is hereby given that on April 20, 1976, the Drug Enforcement Administration, Department of Justice, issued to the above-named retail pharmacies an Order to Show Cause as to why the Drug Enforcement Administration registrations, AB2991013, AB5280689, AB6073768, AB5725657, and AC5877420, issued respectively to the above-named retail pharmacies pursuant to Section 303 of the Controlled Substances Act (21 U.S.C. 823) should not be revoked.

Thirty days having elapsed since the said Order to Show Cause was received by the Respondents, and written request for a hearing having been filed with the Drug Enforcement Administration, notice is hereby given that a hearing in this matter will be held commencing at 10:00 a.m. on Tuesday, May 3, 1977, in Courtroom No. 3, U.S. Court of Claims, 717 Madison Place, N.W., Washington, D.C.

Dated: April 13, 1977.

PETER B. BENSINGER,
Administrator, Drug
Enforcement Administration.

[FR Doc. 77-11407 Filed 4-19-77; 8:45 am]

[Docket No. 77-9]

JOSEPH A. GRECO, M.D.
Hearing

Notice is hereby given that on February 2, 1977, the Drug Enforcement Administration, Department of Justice, issued to Joseph A. Greco, M.D., Patchogue, New York, an Order to Show Cause as to why the Drug Enforcement Administration registration AG0800727 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 the said Order to Show Cause was received by the Respondent, and written request for a hearing having been filed with the Drug Enforcement Administration, notice is hereby given that a hearing in this matter will be held commencing at 10:00 a.m. on Friday, May 6, 1977, in Courtroom No. 3, U.S. Court of Claims, 717 Madison Place, N.W., Washington, D.C.

Dated: April 13, 1977.

PETER B. BENSINGER,
Administrator, Drug
Enforcement Administration.

[FR Doc. 77-11406 Filed 4-19-77; 8:45 am]

[Docket No. 76-30]

JOSEPH O. LASBY, M.D.
Final Order

On July 1, 1976, the Administrator of the Drug Enforcement Administration (DEA) directed to Joseph O. Lasby, M.D. of Tacoma, Washington, (hereinafter, "Respondent"), an Order to Show Cause as to why Respondent's DEA Certificate of Registration No. AL6543082 should not be revoked for reason that on February 14, 1976, Respondent executed an application for registration in Schedules II (non-narcotic), III, IV and V, indicating therein and by an accompanying letter that he was authorized to handle Schedule II non-narcotic controlled substances, thereby materially falsifying said application since Respondent's privilege to prescribe or dispense Schedule II controlled substances was permanently revoked by the Medical Disciplinary Board of the State of Washington on December 3, 1973. On July 14, 1976, Respondent, through his attorney, requested a hearing on the Order to Show Cause.

Following the completion of a pre-hearing conference, the Honorable Francis L. Young, Administrative Law Judge, issued a prehearing ruling, and on February 8 and 9, 1977, a hearing was conducted by Judge Young in Seattle, Washington. On March 14, 1977, Judge Young certified to the Administrator the record of these proceedings, including his recommended ruling, findings of fact, conclusions of law and decision. Based upon careful consideration of the entire record and, pursuant to 21 CFR 1316.66, the Administrator hereby publishes his final order based on the following findings of fact and conclusions of law.

On or about February 14, 1976, the Respondent applied for renewal of his present registration under the Controlled Substances Act and for registration in Schedule II non-narcotic despite the fact that he was prohibited, under Washington State law, to handle this schedule. In so applying, he sent with his application for registration a letter which read as follows:

Gentlemen: I would like to be issued a Schedule II non-narcotic registration. I have

III, 4 and 5, but it would be convenient for me to have No. 2 non-narcotic.

My State of Washington license was suspended the first 6 months of 1974, but I was back in practice in 1975 and to the present time without any problems. However, I would like to have No. 2 non-narcotic but do not wish to have a narcotic license.

If I am given class 2 non-narcotic, I would not write narcotics except on schedule 3, 4 and 5.

The Respondent neither contacted the State to determine whether he was entitled to handle Schedule II non-narcotic controlled substances, nor did he contact the local DEA office. Instead, he submitted the aforementioned letter with the standard DEA registration form. The Administrator agrees with the finding of the Administrative Law Judge that "only a stupid or desperate man would have used such a letter in an attempt to deceive". Had the Respondent merely checked the "Schedule 2, non-narcotic" box on the registration form, the Administrator would not have any difficulty in finding that he materially falsified his application. The letter tends to negate a specific finding of intent to mislead and, therefore, the Administrator concludes that there is no lawful basis for the revocation of Respondent's registration at the present time.

The Administrator finds that the Respondent did, in fact, "apply" for registration in "Schedule 2, non-narcotic". The accompanying letter must be read as part of the application. The Administrator finds that the Respondent affirmatively answered the question on the application form which read, "Are you currently authorized to prescribe, distribute, dispense, conduct research, or otherwise handle the controlled substances in the schedules for which you are applying, under the laws of the state or jurisdiction in which you are operating or propose to operate?"

Respondent was not so authorized with respect to Schedule II non-narcotic controlled substances. Only the fact of the accompanying letter leads the Administrator to conclude that there was no positive proof of intentional falsification. The record of this proceeding contains a greater deal of testimony and other evidence indicating a past history in dealing with controlled substances which would support the denial of a registration had this Respondent been a manufacturer or distributor instead of a practitioner. There is evidence that the Respondent illegally prescribed controlled substances during a time when he was not registered at all and that he has prescribed and continues to prescribe controlled substances for addicts. Why he was not prosecuted for these violations does not appear in the record. His prescribing practices merit further scrutiny. There is additional evidence that he may have violated the terms of the State probation imposed on his medical license; however, Section 304 of the Controlled Substances Act does not provide for revocation upon these bases.

This case has been decided on the merits of its own peculiar facts; it should

NOTICES

not be considered precedent. The administration of the Controlled Substances Act is no small task. There are currently about one half million registrants who are practitioners. In order to provide these registrants with annual registrations on a timely basis, the Drug Enforcement Administration must rely upon the honesty of the applicant. In the case of over 99 percent of these registrants or applicants, this reliance is well placed. The alternative is to require that applications be executed under oath or to institute a costly verification process for each and every application or request for modification of a registration. Therefore, those few registrants or applicants who might seek to obtain registrations without the requisite state authorization as well as those who would otherwise provide misleading answers to questions on the application form must be on notice that all representations with respect to the application form will be considered material and that Section 304(a)(1) of the Controlled Substances Act, (21 U.S.C. 824(a)(1)), providing that a registration may be revoked, suspended or denied upon a finding that the registrant materially falsified any application under the Act, can, and will, be strictly interpreted and applied.

Accordingly, pursuant to the authority vested in the Attorney General, and re-delegated to the Administrator of the Drug Enforcement Administration, the Administrator hereby orders that the Certificate of Registration, AL6543082, issued to Joseph O. Lasby, M.D., to dispense and prescribe Schedule III, IV and V controlled substances not be revoked.

Dated: April 13, 1977.

PETER B. BENSINGER,
Administrator.

[FR Doc.77-11404 Filed 4-19-77; 8:45 am]

[Docket No. 76-37]

UMBLES' DREW-HALE PHARMACY, INC.

Hearing

Notice is hereby given that on September 9, 1976, the Drug Enforcement Administration, Department of Justice, issued to Umbles' Drew-Hale Pharmacy, Inc., Toledo, Ohio an Order to Show Cause as to why the Drug Enforcement Administration should not deny the applications for Registration under the Controlled Substances Act of 1970, of the Respondent executed on April 24, 1975 and April 14, 1976, pursuant to section 303 of the Controlled Substances Act (21 U.S.C. 823).

Thirty days having elapsed since the said Order to Show Cause was received by the Respondent, and written request for a hearing having been filed with the Drug Enforcement Administration, notice is hereby given that a hearing in this matter will be held commencing at 10:00 a.m. on May 5, 1977 in Courtroom

No. 3, U.S. Court of Claims, 717 Madison Place NW, Washington D.C.

Dated: April 13, 1977.

PETER B. BENSINGER,
Administrator, Drug
Enforcement Administration.

[FR Doc.77-11405 Filed 4-19-77; 8:45 am]

LEGAL SERVICES CORPORATION

GRANTS AND CONTRACTS

APRIL 14, 1977.

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93-355, 88 Stat. 378, 42 U.S.C. 2996-2996l. Section 1007(f) provides:

At least thirty days prior to the approval of any grant application or prior to entering into a contract or prior to the initiation of any other project, the Corporation shall announce publicly, and shall notify the Governor and the State Bar Association of any State where legal assistance will thereby be initiated, of such grant, contract, or project * * *

The Legal Services Corporation hereby announces publicly that it is considering the grant application submitted by:

Kansas Legal Aid Society in Topeka, Kansas to serve the counties of Leavenworth, Brown, Doniphan, Atchison, Jackson, Butler, Harvey, McPherson and Saline.

Interested persons are hereby invited to submit written comments or recommendations concerning the above application to the Regional Office of the Legal Services Corporation at:

Chicago Regional Office, 310 South Michigan Avenue, 24th Floor, Chicago, Illinois 60604.

THOMAS EHRЛИCH,
President.

[FR Doc.77-11365 Filed 4-19-77; 8:45 am]

GRANTS AND CONTRACTS

APRIL 13, 1977.

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93-355, 88 Stat. 378, 42 U.S.C. 2996-2996l. Section 1007(f) provides:

At least thirty days prior to the approval of any grant application or prior to entering into a contract or prior to the initiation of any other project, the Corporation shall announce publicly, and shall notify the Governor and the State Bar Association of any State where legal assistance will thereby be initiated, of such grant, contract, or project * * *

The Legal Services Corporation hereby announces publicly that it is considering the grant application submitted by:

1. Wyandotte County Legal Aid Society, Kansas City, Kansas to serve Leavenworth County.

2. Legal Aid Society of Topeka, Topeka, Kansas to serve Brown, Doniphan, Atchison and Jackson Counties.

Interested persons are hereby invited to submit written comments or recommendations concerning the above application to the Regional Office of the Legal Services Corporation at:

Chicago Regional Office, 310 South Michigan Avenue, 24th Floor, Chicago, Illinois 60604.

THOMAS EHRЛИCH,
President.

[FR Doc.77-11365 Filed 4-19-77; 8:45 am]

NATIONAL COMMISSION ON NEW
TECHNOLOGICAL USES OF COPY-
RIGHTED WORKS

Meeting

A meeting of the National Commission on New Technological Uses of Copyrighted Works (CONTU) will be held at 10 a.m. on Thursday, May 5, 1977 and at 9:30 a.m. on Friday, May 6, 1977 in the CONTU conference room No. 910, 1921 Jefferson Davis Highway, Crystal City, Virginia.

The proceedings will be devoted to a discussion of subcommittee reports on the copyrightability of computer software and automated data bases. The meeting will be open to the public.

Full transcripts of the meeting will be available for purchase from the National Technical Information Service in July of 1977; ordering information may be obtained from Carol A. Risher, Information Officer, National Commission on New Technological Uses of Copyrighted Works, Washington, D.C. 20558.

ARTHUR J. LEVINE,
Executive Director, National
Commission on New Techno-
logical Uses of Copyrighted
Works.

[FR Doc.77-11620 Filed 4-19-77; 8:45 am]

NATIONAL FOUNDATION ON THE
ARTS AND THE HUMANITIESADVISORY COMMITTEE RESEARCH
GRANTS PANEL

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Research Grants Panel will be held at 806 15th Street NW, in Room 1130, Washington, D.C. 20506, from 9:00 a.m. to 5:00 p.m. on May 16, 1977.

The purpose of the meeting is to review applications for the Translations Program submitted to the National Endowment for the Humanities for projects beginning after September 1, 1977.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority

to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW, Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.77-11457 Filed 4-19-77;8:45 am]

ADVISORY COMMITTEE RESEARCH GRANTS PANEL

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Research Grants Panel will be held at 806 15th Street NW, in Room 1130, Washington, D.C. 20506, from 9:00 a.m. to 5:00 p.m. on May 17, 1977.

The purpose of the meeting is to review applications for the Translations Program submitted to the National Endowment for the Humanities for projects beginning after September 1, 1977.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW, Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.77-11458 Filed 4-19-77;8:45 am]

ADVISORY COMMITTEE RESEARCH GRANTS PANEL

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Research Grants Panel will be held at 806 15th Street NW, in Room 1025, Washington, D.C. 20506, from 9:00 a.m. to 5:00 p.m. on May 19, 1977.

The purpose of the meeting is to review applications for the Translations

Program submitted to the National Endowment for the Humanities for projects beginning after September 1, 1977.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW, Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.77-11459 Filed 4-19-77;8:45 am]

ADVISORY COMMITTEE RESEARCH GRANTS PANEL

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Research Grants Panel will be held at 806 15th Street NW, in Room 1025, Washington, D.C. 20506, from 9:00 a.m. to 5:00 p.m. on May 20, 1977.

The purpose of the meeting is to review applications for the Translations Program submitted to the National Endowment for the Humanities for projects beginning after September 1, 1977.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW, Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.77-11461 Filed 4-19-77;8:45 am]

ADVISORY COMMITTEE RESEARCH GRANTS PANEL

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a

meeting of the Research Grants Panel will be held at 806 15th Street NW, in Room 1130, Washington, D.C., 20506, from 9:00 a.m. to 5:00 p.m. on May 23, 1977.

The purpose of the meeting is to review applications for the Translations Program submitted to the National Endowment for the Humanities for projects beginning after September 1, 1977.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N.W., Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.77-11462 Filed 4-19-77;8:45 am]

ADVISORY COMMITTEE RESEARCH GRANTS PANEL

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Research Grants Panel will be held at 806 15th Street NW, in Room 1130, Washington, D.C. 20506, from 9:00 a.m. to 5:00 p.m. on May 26, 1977.

The purpose of the meeting is to review applications for the Translations Program submitted to the National Endowment for the Humanities for projects beginning after September 1, 1977.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N.W., Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.77-11463 Filed 4-19-77;8:45 am]

OFFICE OF MANAGEMENT AND BUDGET
CLEARANCE OF REPORTS

List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on April 14, 1977 (44 U.S.C. 3509). The purpose of publishing this list in the **FEDERAL REGISTER** is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form numbers(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice thru this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, 202-395-4529, or from the reviewer listed.

NEW FORMS

U.S. CIVIL SERVICE COMMISSION

USCSC College Recruitment Survey, single-time, 4 year college and university students, Caywood, D.P., 395-3443.

DEPARTMENT OF DEFENSE

Department of the Air Force, Civil Reserve Air Fleet (CRAF) Personnel Security Clearance Report, semi-annually, 20 CRAF carriers, Lowry, R.I., 395-3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Human Development, Typology and Service Assessment of Runaway Youth Unable or Unwilling to Return Home, single-time, clients of funded runaway projects and service providers, Reese, B.F., 395-3211.

Social Security Administration, Survey of Physicians' Practice Costs, SSA-3482, annually, physicians in 18 specialties, Richard Eisinger, 395-6140.

EXTENSIONS

U.S. CIVIL SERVICE COMMISSION

Establishment Information Form, Wage Data Collection Forms, FWS 2, annually, firms engaged in manufacturing wholesale trades, Strasser, A., 395-5867.

DEPARTMENT OF THE TREASURY

Departmental and Other Liabilities to, and Claims on, Foreigners U.S. Nonbanking Institutions, C-3, monthly, non-banking business concerns, Gaylord Worden, 395-4730.

PHILIP D. LARSEN,
*Budget and Management
 Officer.*

[FR Doc. 77-11566 Filed 4-19-77; 8:45 am]

NOTICES

PRIVACY PROTECTION STUDY COMMISSION
MEETING

The Privacy Protection Study Commission hereby announces that it will hold meetings from 1:30 p.m. to 5:30 p.m. on Tuesday, May 3, 1977, and from 9 a.m. to 5:30 p.m. on Wednesday, May 4, 1977 in Washington, D.C. The meetings will be held in a room in either the House or Senate Office Buildings, the exact location will be available by calling the Commission offices. All meetings will be open to the public.

The agenda for the meetings will include a discussion of Commission business matters, as well as the Commission's final review of projects and recommendations in preparation of the issuance of its final report.

For further information, contact Mark Ferber, Public Affairs Officer, at 202-634-1477.

CAROLE W. PARSONS,
*Executive Director, Privacy
 Protection Study Commission.*

[FR Doc. 77-11531 Filed 4-19-77; 8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[Release No. 9725; 812-4099]

NARRAGANSETT CAPITAL CORP., ET AL.

Filing of Application for Order

APRIL 18, 1977.

In the matter of Narragansett Capital Corporation, 40 Westminster Street, Providence, Rhode Island 02903 Amtel, Inc., 40 Westminster Street, Providence, Rhode Island 02903; Dr. A. T. Yu, Mr. Anthony Palladino and Mr. Charles H. Ricker, Jr., c/o Orba Corporation, One Gothic Plaza, Fairfield, New Jersey 07006; (812-4099).

Notice is hereby given that Narragansett Capital Corporation ("Narragansett"), registered under the Investment Company Act of 1940 (the "Act") as a nondiversified, closed-end management investment company, and licensed as a small business investment company under the Small Business Investment Act of 1958, Amtel, Inc. ("Amtel"), and Dr. A. T. Yu, Mr. Anthony Palladino, and Mr. Charles H. Ricker, Jr. (the "Executive Stockholders", referred to collectively with Narragansett and Amtel as the "Applicants"), filed an application on March 1, 1977, and amendments thereto on April 11, 1977, and April 15, 1977, for an order of the Commission (1) pursuant to section 17(d) of the Act and Rule 17d-1 thereunder to permit a proposed purchase by Amtel of 50 percent of the outstanding Class A Common Stock of Orba Corporation ("Orba") from Narragansett and 30 percent of such outstanding stock from the Executive Stockholders, and (2) pursuant to section 17(b) of the Act exempting from the provisions of section 17(a) of the Act

that proposed purchase from Narragansett. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

According to the application, Amtel, a publicly held corporation having a net worth of \$45 million, is a diversified company engaged in process engineering and construction, petroleum marketing, and the manufacture and sale of industrial and consumer products. The application states that Narragansett holds 439,350 shares, or 9.4 percent, of the outstanding common stock of Amtel; that Royal Little, a director of Narragansett, is Chairman of the Board of Directors of Amtel and owns, directly or indirectly, 38,768 shares of such common stock; and that the officers and directors of Narragansett collectively own, directly or indirectly, 48,685 shares of such common stock. The application also states that Narragansett and Amtel have one other common director, Mr. Raymond J. Armstrong.

Applicants submit that Orba was organized in 1972 to engage in business as engineers in material handling systems on a worldwide basis for such bulk products as coal, copper, ore and chemicals. They state that Narragansett made an original investment of \$725,000 in Orba, of which \$600,000 was represented by subordinated debt and \$125,000 was represented by 12,500 shares, or 50 percent of the outstanding Class A common stock of Orba, and that the balance of such outstanding common stock was acquired by the Executive Stockholders, who were on a worldwide basis for such bulk products the founders of Orba and presently serve as its directors, officers and employees. According to the application, Orba offered a new concept and a new approach to bulk material handling; it determined to offer total bulk material handling and transportation services, incorporating consultation and design, engineering and construction, financing, and facility operations. The application states that while operationally the Orba concept rapidly proved successful, it became clear that the scale upon which its operations depended for cost-saving advantages created substantial capital demands, in excess of what Orba could itself generate, and that a financial reverse of a major French contract supplier of machinery for Orba stretched Orba's financial resources to the limit. Applicants allege that these two factors, together with a decline in the demand for Orba's services resulting from the cut-back in capital spending programs in the industry which it serves, made it necessary for Orba, in the fall of 1976, to seek refinancing with Narragansett as well as with Industrial National Bank of Rhode Island ("INB"). The application states that on December 8, 1976, Matran, a wholly owned subsidiary of Orba, entered into a "Loan Agreement" with INB for a \$703,125 loan to Matran, and Nar-

ragansett exchanged its original \$600,000 subordinated loan to Orba for two new subordinated Notes to Matran, for \$775,000 (with an additional commitment for \$125,000) and \$35,076 (representing accrued by unpaid interest on old indebtedness) respectively, both Notes being guaranteed by Orba and both being subordinated to the INB indebtedness. The application states that at December 31, 1976, Orba had a net capital deficiency of \$965,000 and had suffered losses for the seven month period ending on that date of \$199,000. The application further states that Orba has suffered losses in four of its last five fiscal years.

According to the application, Orba's Board of Directors was persuaded that, to continue to operate successfully, Orba must have substantial capital resources available to it, but Narragansett's Board of Directors felt that Narragansett could not commit to Orba, only one of its portfolio companies, the further capital resources which might be needed. Applicants state, however, that the Executive Stockholders suggested that Amtel, a large company with sales in 1975 in excess of \$349 million, a net worth of over \$45 million, current assets of \$117 million and annual income of \$6 million, had financial resources that were on the scale required by Orba and might provide a solution to this problem.

Applicants submit that, at recent meetings of the Boards of Directors of Amtel and Narragansett, the Board of each company approved the acquisition by Amtel of 80 percent of the outstanding Class A common stock of Orba from Narragansett and the Executive Stockholders pursuant to a Stock Purchase Agreement (the "Agreement"), subject in each case to the order of the Commission requested herein and, in Amtel's case, to a favorable vote of its shareholders.

The Agreement provides that Amtel will purchase 80 percent, or 20,000, of the 25,000 outstanding shares of Class A common stock of Orba (the "Sold Shares"), and enter into certain commitments described below with respect to the 5,000 outstanding shares (the "Retained Shares"). It is proposed that Narragansett will sell all of the 12,500 shares owned by it, and that the Executive Stockholders will each sell 2,500 of the approximately 4,167 shares owned by them, for a purchase price in each case of \$40.00 per share payable in cash at the closing of the transaction (the "Closing"), which is to take place not later than May 31, 1977. Applicants allege that this will result in aggregate cash proceeds to Narragansett of \$500,000, and will terminate Narragansett's interest in Orba except for subordinated notes of Matran, in the face amount of \$810,076.72, bearing interest at the rate of 5 percent over prime per annum, but not less than 12 percent nor more than 15 percent. Applicants further allege that each of the Executive Stockholders will realize cash proceeds of \$100,000, and each will continue to hold approximately 6 1/2 percent of the out-

standing shares of Orba, subject to the rights and restrictions described in the Agreement.

The Agreement provides that the Retained Shares are subject to certain rights and restrictions, many of which relate, in the case of a future sale of Orba shares, to a "Formula Price" per share of Orba, computed as follows: \$40 (the cash price per share for the Sold Shares), plus or minus \$65 percent of the cumulative net amount of all consolidated net profit or loss (as defined in the Agreement) of Orba per share from the Closing to the date of such sale arising from long term gain or loss from the disposition of capital assets and 50 percent of the remaining portion of such consolidated net profit or loss. The application summarizes the provisions of the Agreement relating to the Retained Stock as follows: (1) Amtel has a right of first refusal on all Retained Shares (except for transfers to executors or family trusts) at the lower of (i) the price to the proposed purchaser, or (ii) the Formula Price; (2) Amtel cannot sell the Sold Shares or the business of Orba until January 1, 1980. In addition, if Orba has a cumulative consolidated net loss over a 24-month period commencing on or after January 1, 1978, Amtel can purchase the Retained Shares at the Formula Price, without any premium, terminate the employment contracts of the Executive Stockholders, and dispose of the stock or assets of Orba, subject, however, to a right of first refusal on the part of the Executive Stockholders. In the case of any other contemplated disposition of Orba, Amtel must call the Retained Shares at the price specified in (3) below; (3) at any time after December 31, 1979, Amtel has a call on any or all of the Retained Shares at percentages of the Formula Price, ranging from 112 percent in 1980 to 100 percent in 1986 and thereafter; (4) if the employment of any Executive Stockholder is terminated for a violation of his employment agreement, Amtel has a call on his Retained Shares at the lower of the Formula Price or \$40 per share plus simple interest at the rate of 6 percent; (5) if the employment of any Executive Stockholder is terminated without violation of his employment agreement, including termination for death or total disability, Amtel has an obligation to buy his Retained Shares, and he has an obligation to sell them at the Formula Price.

The application also states that so long as the Executive Stockholders continue to hold Retained Shares, they are entitled to certain powers and rights of veto including that, without the consent of a majority of the surviving Executive Stockholders, Orba cannot issue any stock, options, warrants or convertible securities. The application further states that the Agreement also requires, as a condition of closing, that each of the Executive Stockholders enter into employment contracts for a period ending December 31, 1979.

Applicants further represent that among the conditions of closing is the

condition that INB and Narragansett shall have amended the terms of the aforementioned loan agreements with Matran dated December 8, 1976, so that, *inter alia*, INB and Narragansett will no longer have security interests in properties of Orba and Matran, and that Amtel, in order to induce INB and Narragansett to do so, shall have executed certain "Comfort Letters," relating to an expression of Amtel's intention, without obligation to do so, to advance sufficient funds to Matran to enable it to make payments under the loan agreements. The application also states, however, that if the Matran loans are not refinanced by the Closing in the manner indicated, it is anticipated that the parties may waive this condition of closing, and that Amtel may thereafter cause the prepayment in full of the entire principal amount of the INB and Narragansett loans under the December 8, 1976 Loan Agreements, in order to avoid the substantial interest charges to which such parties are entitled under such loan agreements.

Section 2(a)(3) of the Act includes, within the definition of "affiliated person" of another person, (1) any person controlled by such other person; (2) any person five per centum or more of whose outstanding voting securities are owned by such other person; and (3) any employee, officer or director of such other person. Section 2(a)(9) of the Act provides, in part, that any person owning more than 25 per centum of the voting securities of a company shall be presumed to control such company. Accordingly, it appears from the foregoing that (1) Amtel is an affiliated person of Narragansett, (2) Orba is an affiliated person of, and presumed to be controlled by, Narragansett, and (3) the Executive Stockholders are affiliated persons of an affiliated person (Orba) of Narragansett.

Section 17(a) of the Act provides, in part, that it is unlawful for any affiliated person of a registered investment company knowingly to purchase from such registered company, or from any company controlled by such registered company, any security or other property, except securities of which the seller is the issuer. Section 17(b) of the Act generally provides that, upon application, the Commission shall exempt a proposed transaction from the provisions of section 17(a) if evidence establishes that the terms of the proposed transaction, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned and that the proposed transaction is consistent with the policy of each registered investment company concerned and with the general purposes of the Act.

Section 17(d) of the Act and Rule 17d-1 thereunder, taken together, provide, in part, that it is unlawful for an affiliated person of a registered investment company, or any affiliated person of such person, acting as principal, to effect any transaction in which such investment company is a joint participant,

NOTICES

without the permission of the Commission. Rule 17d-1 provides, in part, that in passing upon applications for orders granting such permission, the Commission will consider (1) whether the participation of the investment company in such transaction on the basis proposed is consistent with the provisions, policies and purposes of the Act, and (2) the extent to which such participation is on a basis different from or less advantageous than that of other participants.

Applicants accordingly request an order of the Commission (1) pursuant to section 17(d) of the Act and Rule 17d-1 thereunder permitting the proposed purchase by Amtel, from Narragansett and the Executive Stockholders, of 80 percent, collectively, of the outstanding Class A common stock of Orba, and (2) pursuant to section 17(b) of the Act exempting from the provisions of section 17(a) of the Act the proposed purchase by Amtel from Narragansett of 50 percent of such outstanding common stock.

Applicants assert that the \$800,000 consideration proposed to be paid by Amtel for 80 percent of the outstanding equity of Orba was determined in arm's-length negotiations between Harvey J. Sarles, Chairman of the Executive Committee and Chief Executive Officer of Narragansett, acting on behalf of Narragansett and its shareholders, Jerome Ottmar, as President and Chief Executive Officer of Amtel, acting on behalf of Amtel, and the Executive Stockholders, acting on their own behalf. In addition, Applicants assert that the two common directors of Amtel and Narragansett did not participate in the vote of Amtel's Board approving the Agreement.

Applicants further assert that the terms of the proposed transaction, including the consideration to be paid, are reasonable and fair for the following reasons: (1) A present contract for management and operation of the Superior Coal Transshipment Terminal in Superior, Wisconsin, has, in Applicants' estimation, a minimum after-tax present value to Orba of at least \$871,000; (2) Amtel's management believes that the "energy crisis" may lead to an increase of emphasis on coal as an energy source, resulting in a significant increase in the need for coal handling facilities such as are designed and operated by Orba; (3) on March 4, 1977, Georgia Power Company chose Orba to operate its new coal transloader terminal on the Tennessee River at Pride, Alabama, pursuant to which arrangement the planned commitment for 1977-1982 has an after-tax present value to Orba, Applicants assert, of approximately \$770,000; (4) Applicants assert that Orba's operations will complement the operations of Amtel's engineering and construction subsidiaries and divisions; (5) Applicants allege that Amtel has the financial resources to finance Orba's working capital requirements and that Amtel will benefit from Orba's ability to utilize its net operating loss carryforward of approximately \$2,800,000; (5) Amtel's management believes that Orba and its personnel have, in the brief period of Orba's

existence, gained a wide reputation for excellent performance and technical expertise in the engineering of material handling systems and that Orba is pursuing opportunities to design, engineer, and build additional transshipment facilities which may generate significant revenues and profits; (6) Applicants represent that Orba has developed certain proprietary shiploading and materials handling systems which, Amtel's management believes, have an excellent potential for generating future revenues; and (7) Applicants state that Orba's budgeted statement of operations for the year ended December 31, 1977, shows profitable operations by the last quarter of 1977.

Applicants assert that the participation of Narragansett in the proposed transaction will not be on a basis less advantageous than that of other participants. However, they concede that, since only 60 percent of Orba's Class A common stock held by the Executive Stockholders is to be bought by Amtel at the Closing, while 100 percent of the common stock held by Narragansett is to be so bought, those two classes of stockholders are participating on a different basis. They concede that Narragansett may also be viewed as participating on a different basis in that the Agreement provides that Narragansett amend the terms of its loan agreement with Matran and its guaranty agreements with Orba, so that Narragansett may be viewed as giving and receiving "consideration" in connection with the Agreement, apart from the cash price of \$40 per share of Orba, which is different from the "consideration" given and received by the Executive Stockholders apart from their \$40 per share of Orba.

Applicants state that the purpose to have the Executive Stockholders continue to retain 20 percent of the equity of Orba was suggested by the President of Amtel and not by either Narragansett or the Executive Stockholders; they assert that the purpose of this arrangement is to provide additional incentive to the individuals who will be continuing to operate Orba after acquisition of its control by Amtel. Applicants further submit that, although the Executive Stockholders may in the future realize a price different from \$40 per share for the Retained Shares, in that instance the basic price from which the Formula Price is computed is \$40 per share, and the extent to which the Executive Stockholders would therefore realize more or less than \$40 per share in the future is a direct reflection of their success or failure in running Orba's business after the Closing. Applicants also submit that the Executive Stockholders are committing their individual futures to the Orba business, while Narragansett, originally the larger investor, is realizing somewhat more cash from the present sale from the Executive Stockholders, but still has a considerable investment at stake in the form of subordinated loans.

Applicants submit that the terms of the proposed transaction, including the

consideration to be paid and received, are reasonable and fair and do not involve overreaching. Applicants further represent that the proposed transaction is consistent with Narragansett's investment policy and the purposes of the Act and that the participation by Narragansett in such transaction is not on a basis less advantageous than that of other participants.

Notice is further given that any interested person may, not later than May 6, 1977, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail upon Applicants at their respective addresses as set forth above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive 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 Investment Management, pursuant to delegated authority.

GEORGE A. FITZSIMMONS,
Secretary.

[PR Doc.77-11628 Filed 4-19-77; 10:36 am]

**SMALL BUSINESS
ADMINISTRATION**

[Proposed License No. 02/02-0329]

FIRST GENERAL CAPITAL CORP.

Application for a License to Operate as a
Small Business Investment Company

Notice is hereby given that an application has been filed with the Small Business Administration (SBA), pursuant to § 107.102 of the Regulations governing small business investment companies (13 CFR 107.102 (1977)) under the name of First General Capital Corporation, 505 Park Avenue, New York, New York 10022, for a license to operate as a small business investment company under the provisions of the Small Business Investment Act of 1958, as amended (the Act), and the rules and regulations promulgated thereunder.

The proposed officers, directors and shareholders are as follows:

Name and Title

Thomas Howard Quinn, 37 East 64th St., New York, N.Y. 10021. Chairman and Director.

Richard Hanford Hurd, 128 Westminster Road, Chatham Township, N.J. 07928. President, General Manager and Director.

Leslie Peter Roth, 17 Ash Lane, Lake Hiawatha, N.J. 07034. Vice President, Treasurer and Director.

Ariens Frances Nalesnik (nee, Leccese) Secretary and Director, 33 Russell Road, Ringwood, N.J. 07456.

The Applicant proposes to commence operations with capital of \$755,000 provided by First General Resources (parent) which concern is a Massachusetts Business Trust with interests in Real Estate Management and Real Estate Development, Automobile Leasing and other business interests. It is a publicly held business trust organized and existing under the laws of the State of Massachusetts. Its common stock is owned by approximately 2,633 shareholders. It is the intention of the parent to increase the applicant's capitalization over the next four years to \$1,500,000. Applicant proposes to invest in small business concerns located throughout the United States of America and its territories and possessions but, emphasis will be in the New York and New England areas. Applicant expects to perform consulting services for investees and other small business concerns, however, the Applicant does not intend to use the services of an investment adviser.

Matters involved in SBA's consideration of the application include the general business reputation of the owner and management, and the probability of successful operations of the new company, in accordance with the Act and Regulations.

Notice is further given that any person may, not later than May 5, 1977, submit to SBA, in writing, relevant comments on the proposed licensing of this company. Any such communications should be addressed to: Deputy Associate Administrator for Investment, Small Business Administration, 1441 "L" Street, N.W., Washington, D.C. 20416.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies.)

Dated: April 11, 1977.

PETER F. MCNEISH,
Deputy Associate
Administrator for Investment.

[FR Doc. 77-11391 Filed 4-19-77; 8:45 am]

DEPARTMENT OF THE TREASURY

Customs Service

FLOAT GLASS FROM THE UNITED KINGDOM**Amendment of Notice of Preliminary Countervailing Duty Determination**

AGENCY: United States Treasury Department.

ACTION: Amendment of notice of preliminary countervailing duty determination.

SUMMARY: This notice is to advise the public that the preliminary countervailing duty determination on float glass from the United Kingdom is being amended to correct that notice for the purpose of accuracy.

EFFECTIVE DATE: April 20, 1977.

FOR FURTHER INFORMATION CONTACT:

R. Theodore Hume, Office of the General Counsel, U.S. Treasury Department, 1500 Pennsylvania Avenue NW, Washington, D.C. 20220 (202-566-2941).

SUPPLEMENTARY INFORMATION: On June 30, 1975, a "Notice of Preliminary Countervailing Duty Determination" was published in the **FEDERAL REGISTER** (40 FR 27499). This notice stated that on the basis of certain facts described therein, it was preliminarily determined that no bounty or grant was being paid or bestowed by means of regional investment programs upon the manufacture, production, or exportation of float glass from the United Kingdom within the meaning of section 303 of the Tariff Act of 1930, as amended (19 U.S.C. 1303). The facts set forth in this preliminary countervailing duty determination subsequently were adopted in the "Notice of Final Countervailing Duty Determination" published in the **FEDERAL REGISTER** of December 22, 1975 (40 FR 59227).

The information obtained during the investigation conducted was recently reviewed and it is deemed appropriate, for the purposes of accuracy, to correct the last sentence of paragraph three of the preliminary determination to read as follows:

The amount of assistance provided by the regional incentive programs was slightly over 1 percent of the value [the exact amount is less than two percent, but is not stated in order to protect confidential commercial information] of the float glass sold.

This correction in no way affects the final negative countervailing duty determination issued previously in this case.

VERNON D. ACREE,
Commissioner of Customs.

Approved: April 5, 1977.

JOHN H. HARPER,
Acting Assistant Secretary
of the Treasury.

[FR Doc. 77-11434 Filed 4-19-77; 8:45 am]

Office of Revenue Sharing**ENTITLEMENT DATA****Procedure for Data Improvement**

The data used by the Office of Revenue Sharing in calculating the revenue sharing allocations for all State governments and units of local governments pursuant to the State and Local Fiscal Assistance Act of 1972 (86 Stat. 919; 31 U.S.C. 1221

et seq., as amended by the State and Local Fiscal Assistance Amendments of 1976 (90 Stat. 2347)) for Entitlement Period Nine (October 1, 1977 through September 30, 1978) will be mailed to each recipient government on or about April 15, 1977. The collective data for all State governments and units of local government used in the allocations for Entitlement Period Nine will be available from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402 by early summer, 1977.

These data have been compiled by the Bureau of the Census, Bureau of Economic Analysis, Internal Revenue Service, and the Bureau of Indian Affairs. The definitions of each data element are provided in this notice.

Additionally, an estimated allocation amount has been provided to each State government, and to each local recipient government on the data form 3233 or form 3240 (described below), to aid each recipient government in its data verification efforts. Please note that this allocation amount is an estimate only, and will not be used as the basis or each recipient government's payment for Entitlement Period Nine. If a recipient government does not believe the estimated allocation amount is approximately correct, it should check its data carefully to find the source of the discrepancy.

In order to assure equitable treatment for each recipient government, the data will be declared final, and the amount of revenue sharing funds each recipient government will actually receive will be determined only after the Office of Revenue Sharing has had an opportunity to review all of the questioned data. This process is necessary to validate the data and to correct data found to be erroneous.

The amount of revenue sharing funds each recipient government will actually receive for Entitlement Period Nine will be printed on Assurance Forms for Entitlement Period Nine to be sent to all recipient governments. The amount of revenue sharing funds each recipient government will actually receive will differ from the estimated allocation amount appearing on form 3233 or form 3240 containing each recipient government's data factors. This is because data which are reviewed and corrected under this data improvement procedure will differ from that used to make the estimated allocation amounts. When these revised data are entered into the revenue sharing formulas, and because many recipient governments compete with one another for a given amount of revenue sharing funds on the basis of their data, changes in the data will cause changes in the amount of revenue sharing funds each recipient government will actually receive.

The exception to this procedure will be for those cases where a State or local government makes a demand for adjustment (or a demand is made by the Secretary) on or before September 30, 1979, pursuant to § 102(b) of the State and Local Fiscal Assistance Act of 1972 (31

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U.S.C. 1221 as amended by § 6(e)(2) of the State and Local Fiscal Assistance Amendments of 1976 (90 Stat. 2347). If a demand for adjustment is made by a recipient government, the demand shall be made in writing and contain evidence and documentation to fully justify the proposed corrections of data. In that event, the adjustment, if any, will affect only the recipient government for which a demand for adjustment has been made. Those recipient governments for which a demand is not made, will receive for Entitlement Period Nine the amount of revenue sharing funds indicated on the Assurance Forms for Entitlement Period Nine.

STATE GOVERNMENTS

The State data will be mailed to the Governor of each State and to the Mayor of Washington, D.C. For purposes of the revenue sharing program, the District of Columbia is treated as a State.

Each State government will receive a letter showing its data elements. The definitions of each data element are provided in this notice. If State governments believe that there are errors in these data, relative to these definitions and effective dates, they should so inform the Office of Revenue Sharing in writing and provide evidence and documentation to fully justify the proposed corrections of data.

The written justification must be received by the Office of Revenue Sharing on or before May 20, 1977 in order that corrections to data elements may be used in determining Entitlement Period Nine allocations.

The data of record in the Office of Revenue Sharing for those State governments which do not respond by May 20, 1977 will be used to calculate their allocations for Entitlement Period Nine.

Upon receipt of any written response from State governments, the Office of Revenue Sharing, in conjunction with appropriate Federal agencies, will substantiate or correct all data questioned and advise the State governments of its findings.

UNITS OF LOCAL GOVERNMENT

The data for units of local government will be mailed to the official of record for each government. Each recipient unit of local government will be sent either a form 3233 or a form 3240. Form 3240 will be sent only to those governments in areas declared major disaster areas since April 1, 1974 under the Disaster Relief Act of 1974 (88 Stat. 143; 42 U.S.C. Chapter 58) and whose data were possibly adversely affected by the major disaster. Those local governments, which receive a form 3240, in order to be eligible for the data stabilization benefit of the Disaster Relief Act (which permits them to use their pre-disaster data figures rather than their post-disaster figures) are required to certify that one or more of their data factors were adversely affected by the disaster. Such certification shall be received in the Office of Revenue Sharing by May 20, 1977.

Form 3233 will be sent to all other recipient governments. If a recipient government believes that there are errors in these data, relative to these definitions and effective dates, it should so inform the Office of Revenue Sharing in writing and return the form 3233 on or before May 20, 1977, with evidence and documentation to fully justify the proposed corrections of data. Governments which receive form 3240 will also have the opportunity to question their data elements by returning form 3240 on or before May 20, 1977, with evidence and documentation to fully justify the proposed corrections to these data. It is essential that either form 3233 or form 3240 be returned to the Office of Revenue Sharing on or before May 20, 1977 in order that corrections to data elements may be processed in time to determine Entitlement Period Nine allocations. Recipient governments which do not wish to question their data need not return the form.

The data of record in the Office of Revenue Sharing for those local governments which do not respond by May 20, 1977 will be used to calculate their allocation for Entitlement Period Nine. In the case of those local governments sent Form 3240, the post-disaster data of record in the Office of Revenue Sharing will be considered valid for those governments for which the Office of Revenue Sharing has not received a disaster certification by May 20, 1977.

Upon receipt of a written response from a recipient government the Office of Revenue Sharing will, as timely as practicable, work with the Bureau of the Census, the Bureau of Indian Affairs, or other appropriate Federal agency, to substantiate or correct all data questioned and to advise the recipient government of its findings.

Dated: April 13, 1977.

KENT A. PETERSON,
Acting Director,
Office of Revenue Sharing.

STATE GOVERNMENT DATA DEFINITIONS

I. POPULATION

The population of a State for revenue sharing purposes for Entitlement Period 9 is the total resident population as of July 1, 1976 as determined by the Bureau of the Census. The July 1, 1976 State populations are provisional estimates which were published by the Bureau of the Census in a report entitled Revised 1975 and Provisional Estimates of the Population of States, and Components of Change, 1970 to 1976 (Current Population Reports, Series P-25, No. 642) dated December 1976. Incorporated in these population totals for the year ending July 1, 1976, are estimates of population change, including migration, which are based on vital statistics, key population indicators, and extrapolations of past trends. For a complete description of the methodology used, please consult the full report in the Bureau of the Census' Series P-25.

II. URBANIZED POPULATION

The urbanized population of a State for revenue sharing purposes for Entitlement Period 9 is the 1970 urbanized population of the State as determined by the Bureau of the Census. A State's 1970 urbanized population

is that State's 1970 population that were living in territory designated as urbanized areas according to the Bureau of the Census' 1974 Urbanized Area Criteria. The Bureau of the Census revised its definitional criteria for urbanized areas in 1974 to make them more consistent with the criteria for Standard Metropolitan Statistical Areas (SMSAs). Urbanized areas were defined using 1970 census population.

1. An urbanized area must include a central city or cities that qualify under one of the criteria listed below. All population criteria refer to 1970 census population counts (except as specified in item 1a).

a. A city of 50,000 inhabitants or more according to the 1970 census, a special census taken between 1960 and 1970, or the 1960 census, provided that the city is located in an SMSA and is not included in an existing urbanized area.

b. A city with at least 25,000 inhabitants which, together with those contiguous places (incorporated or unincorporated) having population densities of at least 1,000 persons per square mile, has a combined population of 50,000 and constitutes for general economic and social purposes a single community, provided that the city is located within an SMSA and is not included in an existing urbanized area.

2. In addition to a central city or cities, an urbanized area includes contiguous territory meeting the following criteria:

a. Incorporated places of 2,500 inhabitants or more but excluding the rural portions of extended cities.

b. Incorporated places with fewer than 2,500 inhabitants, provided that each has a closely settled area of 100 housing units or more; and all unincorporated places recognized in the 1970 census.

c. Contiguous small parcels of unincorporated land (delineated as either enumeration districts or block parcels prior to the 1970 census) determined to have a 1970 census population density of 1,000 inhabitants or more per square mile. The areas of large non-residential tracts devoted to such urban land uses as railroad yards, airports, factories, parks, golf courses, and cemeteries are excluded in computing the population density.

d. Other similar small areas in unincorporated territory without regard to population density provided that they serve:

To eliminate enclosures, or

To close indentations of one mile or less in width across the open end of the urbanized areas in order to eliminate narrow fingers of "rural" area, or

To link outlying areas of qualifying density provided that these are not more than 1½ miles from the main body of the urbanized area.

III. INCOME

The per capita income (PCI) of a State for revenue sharing purposes for Entitlement Period 9 is the 1974 per capita income of the State as determined by the Bureau of the Census. The per capita income is the estimated mean or average amount of total money income received during calendar year 1974 by all persons residing in the State in April 1975. The 1974 PCI estimates are based on data from the 1970 census and reflect corrections to the census data which have been made since 1970.

Total money income is the sum of:

Wage and salary income, Net nonfarm self-employment income, Net farm self-employment income, Social Security and railroad retirement income, Public assistance, and All other income such as interest, dividends, veteran's payments, pensions, unemployment insurance, alimony, etc.

The total represents the amount of income received before deductions for personal in-

come taxes, Social Security, bond purchases, union dues, medicare deductions, etc.

Receipts from the following sources are not included as income: Money received from the sale of personal property; capital gains; the value of income "in kind" such as food produced and consumed in the home or free living quarters; withdrawals of bank deposits; money borrowed; tax refunds; exchange of money between relatives living in the same household; gifts and lump sum inheritances, insurance payments, and other types of lump sum receipts.

The 1970 census PCI data were updated to 1974, based on income data from the 1969 and 1974 Federal income tax returns and State income estimates prepared by the Bureau of Economic Analysis to measure the change from 1969 to 1974.

At the State level, 1974 per capita income estimates were developed by carrying forward the 1970 census aggregate wage and salary income and per capita income for the remaining types of income itemized above, and dividing the sum of the 1974 aggregates for each State by the estimated April 1975 population. The percent change in wage and salary income as reflected by the IRS data, was used to update the 1970 census wage and salary amount, while the remaining income types were carried forward using the percent change implied in estimates developed by the Bureau of Economic Analysis.

The 1974 PCI estimates were published by the Bureau of the Census in *Current Population Reports*, Series P-25, in State reports numbered in alphabetical sequence from Alabama through Wyoming. The estimates being used for revenue sharing purposes may not agree exactly with the figures in the P-25 reports since corrections have been made to the estimates subsequent to the publication of the reports.

IV. STATE INDIVIDUAL INCOME TAX

The State individual income tax data of a State for Entitlement Period 9 of revenue sharing is the total calendar year 1976 collections of the tax imposed upon the income of individuals by such State and described as a State income tax under section 164 (a)(3) of the Internal Revenue Code of 1954. These are collections of taxes on individuals measured by net income and taxes on special types of income (e.g., interest, dividends, income from intangibles, etc.).

Actual calendar year 1976 State individual income tax collections data were obtained from the Bureau of the Census' publication entitled *Quarterly Summary of State and Local Tax Revenue*, October-December 1976. The calendar year 1976 State individual income tax collections data used for revenue sharing may not agree exactly with the figures in the Census Bureau's *Quarterly Summary of State and Local Tax Revenue*, if corrections to these data were made subsequent to its publication.

V. FEDERAL INDIVIDUAL INCOME TAX LIABILITIES

The Federal individual income tax liability of a State for revenue sharing purposes is the total annual Federal individual income taxes after credits attributed to the residents of the State by the Internal Revenue Service. Income tax after credits is determined by subtracting statutory credits from the total of income tax before credits and the tax surcharge. It does not include self-employment tax or tax from recomputing prior year investment credit, nor does it take into account refundable credits.

Income tax before credits is the tax liability computed in taxable income based on:

1. The regular combined normal tax and surcharge including tax from the optional tax tables.

2. Alternative tax, or

3. Tax computed using the income averaging provisions.

Examples of credits which are applied against income taxes are:

1. Retirement income credit,
2. Investment credit,
3. Foreign tax credit, and
4. Other tax credits.

The most recent Federal individual income tax liabilities available for revenue sharing use in Entitlement Period 9 are the 1975 IRS estimates of Federal individual income tax liabilities of States. These estimated tax amounts for calendar year 1975 are the preliminary 1975 estimates from the Internal Revenue Service's *Statistics of Income*.

VI. STATE AND LOCAL TAXES

The State and local taxes data of a State are the compulsory contributions exacted by the State (or by any unit of local government or other political subdivision of the State) for public purposes (other than employee and employer assessments and contributions to finance retirement and social insurance systems, and other than special assessments for capital outlay) as such contributions are determined by the Bureau of the Census for general statistical purposes.

State and local taxes data used for revenue sharing purposes in Entitlement Period 9 are the Fiscal Year 1974-75 State and local taxes as reported by the Bureau of the Census in Table 17 of *Governmental Finances 1974-75* (GF 75, No. 5). Fiscal Year 1974-75 is a government's 12-month accounting period that ended between July 1, 1974 and June 30, 1975 except for the State governments of Alabama and Texas (as well as school districts in those States). These latter governments have fiscal years which end at the end of September and August, respectively, and are treated as though they were part of the group with fiscal years ending June 30.

Tax revenue comprises amounts collected from all taxes which are imposed by a government and collected by that government or which are collected for it by another government acting as its agent. This includes interest and penalties but does not include amounts paid under protest and amounts refunded. For purposes of this definition, local governments and political subdivisions include counties (parishes in Louisiana and boroughs in Alaska), municipalities, townships, school districts, and special districts. A unit of government also includes, in addition to the central authority of the unit, any semiautonomous boards, commissions, or other agencies dependent on it that do not in themselves meet requirements as to fiscal and administrative independence even though as to accounting records and other specific administrative aspects such agencies may operate outside the central accounting and administrative pattern of the unit.

The State government information contained in State and local taxes is based on the annual Bureau of the Census survey of State finances. State finance statistics are compiled by representatives of the Bureau of the Census from official records and reports of the various States. The local government portion of the State and local taxes data are estimates based on information received from a sample of such governments. The sample consisted of approximately 16,000 local governments and included all counties having a 1970 population of 50,000 or more, all cities having a 1970 population of 25,000 or more, all other governments whose relative importance in their State based on expenditure or debt was above a specified size, and a random sample of remaining units.

The Fiscal Year 1974-75 State and local taxes data may not agree exactly with the figures in *Governmental Finances 1974-*

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because corrections may have been made to these data subsequent to its publication.

VII. GENERAL TAX EFFORT FACTOR

The general tax effort factor of a State used for Entitlement Period 9 is the amount of Fiscal Year 1974-75 State and local taxes of the State divided by the aggregate personal income of the State for 1974. State and local taxes for Fiscal Year 1974-75 are as defined above, and as reported by the Bureau of the Census in Table 17 of *Governmental Finances 1974-75* (GF 75, No. 5).

Aggregate personal income of a State in calendar year 1974 is the income of individuals as estimated by the Bureau of Economic Analysis of the Department of Commerce for national income accounts purposes and as reported in Table 1 of *Survey of Current Business*, August 1976, Volume 56, Number 8.

Aggregate personal income represents the total current income received by persons residing in the State from all sources, including transfers from government and business but excluding transfers among "persons." Not only individuals (including owners of unincorporated enterprises), but also nonprofit institutions, private trust funds, and private pension, health and welfare funds are classified as "persons." Personal income is measured on a before-tax basis, as the sum of wages and salary disbursements, other labor income, proprietors and rental income, interest and dividends, and transfer payments, minus personal contributions for social insurance, etc.

LOCAL GOVERNMENT DATA DEFINITIONS

I. POPULATION

Population of Counties, Cities, Towns and Townships

The population of a unit of government for revenue sharing purposes is the resident population as of July 1, 1975 as determined by the Bureau of the Census. The July 1, 1975 population estimates were published by the Bureau of the Census in *Current Population Reports*, Series P-25, in State reports numbered in alphabetical sequence from Alabama through Wyoming. The population estimates being used for the revenue sharing program reflect corrections which have been made since the publication of the P-25 Series reports.

The July 1, 1975 estimates of population were derived by the Bureau of the Census using a component procedure whereby components of population change are estimated separately and then added to the enumerated 1970 census populations of the units of local government. The 1970 population base reflects all population collections made to the data after the initial Bureau of the Census publications as well as changes due to new incorporations, disincorporations and annexations.

The components of population change are:

1. *Natural increase*, i.e., the excess of births over deaths: Annual births and deaths were compiled from State vital statistics offices supplemented by data from the National Center for Health Statistics. County statistics were available for all States. When vital statistics were not available for all areas within a county, the births and deaths for these areas were distributed proportionately on the basis of characteristics obtained in the 1970 census population. Births were distributed on the basis of the female population 18 to 34 years old, and deaths were distributed on the basis of the population 65 years old and over by race.

2. *Net Migration*: This component of population change was estimated for each unit of government by developing net migration rates for the periods between 1970 and 1973 and between 1973 and 1975. The net migra-

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tion rate was developed by matching IRS files of 1972 tax returns and 1969 tax returns and by matching 1974 and 1972 tax returns, respectively. Thus, it was possible to determine for each unit of local government the number of taxpayers who did not move, or who moved in or out of the jurisdiction between 1970 and 1973 and between 1973 and 1975. The number of those who moved in minus the number of those who moved out yields the net migration. The net migration rate of taxpayers was applied to the nongroup quarters population in an area.

In addition to the estimates of natural increase and net migration, adjustments were incorporated into the estimates to account for immigration from abroad, institutional inmates, members of the armed forces living in barracks, and college students. For all areas where special censuses were taken by the Bureau of the Census close to the 1975 estimate date, the special census counts were used in lieu of the estimates. The special census counts were adjusted to the July 1, 1975 estimate date. In several States, the subcounty estimates were also merged with estimates developed by State agencies participating in the Federal-State Cooperative Program for Local Population Estimates. This occurred in five States—California, Florida, Oregon, Washington, and Wisconsin.

The July 1, 1975 population estimates being used for revenue sharing for counties represent the average change between July 1, 1974 and July 1, 1975 administrative record-based estimates derived by the procedures described above and component method II estimates derived from the Federal-State Cooperative Program. This average was added to the July 1, 1974 county estimates developed under the auspices of the Federal-State Cooperative Program to yield July 1, 1975 county estimates. The county populations were further adjusted to be consistent with State estimates published by the Bureau of the Census in Current Population Reports, Series P-25, No. 642. The population estimates for the governments in each county area were adjusted to be consistent with the county population.

The July 1, 1975 population estimates published by the Bureau of the Census in Series P-25 are related to boundaries as of December 31, 1975. Adjustments to the 1970 population base were made for new incorporations, disincorporations, and annexations. Adjustments were made for annexations if (1) the 1970 population of the annexed area was 1,000 or more, or (2) the 1970 population of the annexed area was at least 250 people and at least 5 percent of the 1970 population of the gaining government. The estimates being used for revenue sharing purposes have been updated through 1975 to reflect new incorporations, disincorporations and qualifying annexations, i.e., annexations made by places with a population of at least 5,000 and for which the annexed areas include population equal to 5 percent or more of the annexing government's population.

Population of Indian Tribes and Alaskan Native Villages

The population of an Indian tribe or Alaskan native village for revenue sharing purposes is the resident population as of July 1, 1975 as determined by the Bureau of Indian Affairs. For Indian tribes, the resident population is the number of Indians living within the boundaries of the tribal reservation plus the number of Indians living on trust land (including public domain allotments) adjacent to the reservation and pertaining to the tribe. The adjacent trust land may be tribally owned or individually owned. Resident non-Indian members of families with an Indian head or spouse are also included in the population estimates.

For Alaskan native villages, the resident population is the number of Indians, Aleuts and Eskimos living within the boundaries of the village. Resident non-Alaskan native members of families with an Alaskan native head or spouse are also included in the population estimate.

The methodology used by the Bureau of Indian Affairs to update the 1970 population of an Indian tribe or Alaskan native village depended on the type of accurate data that was available for that tribe or village. The types of data available varies from place to place. Two examples of the types of data used to make the July 1, 1975 population estimates are lists of residents and school enrollment data. In many cases the Bureau of Indian Affairs worked directly with the Indian tribe or Alaskan native village to obtain the best available data.

II. PER CAPITA INCOME

The 1974 per capita income (PCI) is the estimated mean or average amount of total money income received during calendar year 1974 by all persons residing in a given political jurisdiction in April 1975. The 1974 PCI estimates are based on data from the 1970 census and reflect corrections to the census data as well as changes in income, population, and geographic boundaries which have occurred since 1970. The 1974 PCI estimates were published by the Bureau of the Census in Current Population Reports, Series P-25 in State reports numbered in alphabetical sequence from Alabama through Wyoming. The estimates being used for revenue sharing will not agree exactly with all of the figures in the P-25 reports, since corrections have been made to the data subsequent to the publication of the reports.

The 1970 census PCI data were updated to 1974 based on income data from the 1969, 1972 and 1974 Federal income tax returns and State and county money income estimates prepared by the Bureau of Economic Analysis (BEA) to measure the change from 1969 to 1974.

Total money income is the sum of:

Wage and salary income, net nonfarm self-employment income, Net farm self-employment income, Social Security and railroad retirement income, Public assistance income, or All other income such as interest, dividends, veteran's payments, pensions, unemployment insurance, alimony, etc.

The total represents the amount of income received before deductions for personal income taxes, Social Security, bond purchases, union dues, medicare deductions, etc.

Receipts from the following sources are not included as income: Money received from the sale of personal property; capital gains; the value of income "in kind" such as food produced and consumed in the home or free living quarters; withdrawal of bank deposits; money borrowed; tax refunds; exchange of money between relatives living in the same household; gifts and lump sum inheritances, insurance payments, and other types of lump sum receipts.

County Estimates

At the county level, 1974 PCI estimates were developed by carrying forward the 1970 census per capita amount for each income type listed above. Census wage and salary per capita income amounts were updated using the percent change in the IRS wage and salary per exemption. For the remaining income types, the percent change in the BEA per capita amounts were used. The 1974 per capita amounts for each income type were then multiplied by the April 1, 1975 population estimate, and the resulting county income aggregates were adjusted to State income aggregates. For each county the ag-

gregate amounts for each income type were added to get an estimated 1974 total money income which was then divided by the estimated population to derive the 1974 PCI estimate.

Subcounty Governmental Unit Estimates

For all townships and municipalities, the updates were also developed using per capita amounts. Updated census estimates of Adjusted Gross Income per capita were developed using the percent change in IRS Adjusted Gross Income per exemption. The estimates for Social Security, public assistance and other forms of transfer income were made by assuming that the 1970 Census per capita amounts for this income type grew at the same rate as that for the county.

The rates of change in per capita income for governmental units with a 1970 population under 1,000 were computed in the same manner as those for larger areas. However, the 1970 census per capita income figure was not used as the base figure for these small area estimates. The 1960 base per capita income estimates for these areas were developed by computing a weighted average of their 1970 Census value and a regression estimate. This procedure was used to improve the statistical accuracy of these estimates.

The PCI estimates for all townships and municipalities outside of townships were adjusted to the county estimates to ensure conformity. The estimates for municipalities located within townships were adjusted to the township estimates.

III. ADJUSTED TAXES

The adjusted taxes for a unit of local government, as derived from the General Revenue Sharing Survey conducted by the Bureau of the Census in 1976, are the total taxes of the unit of government in Fiscal Year 1976 (that government's 12-month accounting period that ended between July 1, 1975 and June 30, 1976) excluding taxes for schools and other educational purposes. A government's total Fiscal Year 1976 taxes are those which were exacted by that government and which were collected by or for that government during Fiscal Year 1976. Total general purpose taxes include:

1. *Property taxes*—county, municipal or township taxes levied on the value of real or personal property.

2. *Sales taxes*—county, municipal or township taxes, either general or specific, on goods and services, measured as a percent of sales or receipts, or as an amount per unit sold.

Sales taxes are of two types:

a. General sales or gross receipts taxes.

b. Selective sales or gross receipts taxes.

Examples of selective sales taxes are: Gasoline taxes, Liquor taxes, Cigarette and tobacco taxes, Public utilities excise taxes, Amusement taxes, and Hotel and motel room occupancy and meals taxes.

3. *Licenses, permits and other taxes*—county, municipal or township taxes not included in items 1 and 2 above.

Examples of license taxes are:

Alcoholic beverage licenses, Business privilege licenses, Motor vehicle and operators' licenses, Hunting and fishing licenses, Marriage licenses, and Inspection fees charged in connection with the granting or renewal of a license.

Examples of permits are:

Building permits, or Permits for a business or nonbusiness privilege.

Examples of other taxes area:

Income, payroll or earnings taxes, Mortgage transfer and recordation taxes, Severance taxes, or Fees retained by a government for collecting taxes for other governments.

General purpose taxes do not include receipts from service charges, special assessments, interest earnings or fines.

A tax which is jointly imposed by a State government and units of local government is apportioned in order to determine local tax effort. An example of a jointly imposed tax would be a five percent sales tax of which four percent was imposed by the State government and one percent was imposed by the local government. In such case the amount of revenue realized by virtue of the one percent locally imposed portion will be credited to local tax effort. It is important to distinguish a "jointly imposed tax" from a wholly State imposed tax where part of the tax revenue is shared with local governments. An example of a shared State tax would be a five percent sales tax wholly imposed by the State, but which provides a 20 percent revenue share to units of local government. A local government's share of a "wholly State imposed tax" is classified as an intergovernmental transfer and not as local tax effort. Thus, in determining local tax effort the point of reference is the government which imposed the tax rather than the government which expended the resulting tax revenue. The one exception to the foregoing definition is that locally collected and retained shares of State taxes (including any collection fees retained) are classified as tax revenue of the government ultimately receiving the proceeds.

Certain sales taxes imposed by counties which meet the requirements of Section 109(e)(2)(B) of the Revenue Sharing Act may be considered to be taxes of the units of local government within the county rather than the county government. The "Memphis Rule," as this section is called, provides for situations whereby a county government imposes a sales tax within the geographic area of local governments within the county, and then shares part or all of the applicable tax revenue with those local governments. These taxes must be transferred by the county government without specifying the purposes for which the local governments may spend the revenues. In such cases, the Governor of the State must certify to the Secretary of the Treasury that the requirements of the "Memphis Rule" are met. This certification must be made by the Governor before the beginning of the entitlement period when the "Memphis Rule" is to take effect. The taxes which are transferred by the county to the units of local government will then be considered for revenue sharing purposes to be taxes of the local governments and not the taxes of the county government.

Amounts in lieu of taxes received by a government from a utility it operates are treated as internal transfers and are excluded from taxes. Amounts in lieu of taxes received from utilities operated by other governments are reported as intergovernmental transfers.

The taxes of a local government are adjusted for revenue sharing purposes to exclude taxes for education. School taxes are tax revenues of a unit of government which are used for school purposes. They consist of taxes levied for current operation, capital outlay and debt service including amounts collected for a governmental unit's schools by the State or a local government acting as a collecting agent.

In some jurisdictions, tax revenues for purposes of education are not separately identifiable, because education is financed by appropriations, transfers or direct expenditures from one or more general-type funds. In such instances, a school tax amount must be derived.

For these governments, school taxes are calculated by taking the ratio of tax revenues

to total revenues in the general-type fund and multiplying that ratio by the amount of expenditure or transfer of monies for educational purposes from the general-type fund.

Commencing with the Fiscal Year 1978 General Revenue Sharing Survey, a revised procedure is being used to determine the amount of adjusted taxes for these governments. The governments affected are New York City, some places in Alabama, Alaska, Arizona, North Carolina, Tennessee, and generally in Connecticut, Maryland and Virginia. The new procedure is designed to remove certain dedicated funds from the general-type fund(s) prior to calculating adjusted taxes. Dedicated funds are, in general, those funds received or generated with a requirement that they be spent for a specific purpose. Dedicated funds also include amounts received from Federal, State, or other local governments as reimbursement for a specific purpose or activity, whether received in advance of or subsequent to the expenditure of local monies for the specific purpose involved.

IV. INTERGOVERNMENTAL TRANSFERS OF REVENUE

Intergovernmental transfers of revenue are amounts received by a unit of government from other governments in Fiscal Year 1978 (the government's 12-month accounting period that ended between July 1, 1975 and June 30, 1976) for use either for specific functions or for general financial support. This amount is derived from the General Revenue Sharing Survey conducted by the Bureau of the Census in 1976. The figure includes grants, shared taxes, contingent loans and reimbursements for tuition costs, hospital care, construction costs, etc. Intergovernmental revenue does not include amounts received from the sale of property or commodities, utility services to other governments, or Federal general revenue sharing entitlement funds.

[FR Doc.77-11396 Filed 4-15-77;12:39 pm]

INTERSTATE COMMERCE COMMISSION

[Notice No. 371]

ASSIGNMENT OF HEARINGS

APRIL 15, 1977.

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.

MO 94201 (Sub-145), Bowman Transportation, Inc., now being assigned May 24, 1977 (2 days), in Room 556 Federal Office Building, 275 Peachtree Street, Atlanta, Georgia.
MO 139468 Sub 4, International Contract Carrier, Inc. now assigned May 24, 1977 at Atlanta, Georgia is postponed indefinitely.
MC 141848, Yellow Enterprise Systems, Inc., now assigned May 9, 1977, at Louisville, Ky. is postponed indefinitely.

MO 134323 Sub 91, Jay Lines, Inc. now assigned May 9, 1977 at New Orleans, Louisiana is postponed to a date to be hereafter fixed.

ROBERT L. OSWALD,
Secretary.

[FR Doc.77-11487 Filed 4-19-77;8:45 am]

[Ex Parte No. MC-43]

LEASE AND INTERCHANGE OF VEHICLES BY MOTOR CARRIERS

Corrected Order

APRIL 15, 1977.

At a Session of the Interstate Commerce Commission, Division 1, Acting as an Appellate Division, held at its office in Washington, D.C. on the 28th day of March, 1977.

It appearing, That by joint petition filed January 28, 1977, Ligon Specialized Hauler, Inc., Cherokee Hauling and Rigging, Inc., Virginia Hauling Company and Horne Heavy Hauling, Inc., seek reconsideration of the order of the Commission, Motor Carrier Leasing Board, of December 20, 1976, denying the petitioners' request for waiver of 49 CFR 1057.4(a) (3) and (c).

It further appearing, That no convincing evidence has been presented which would support a vacation of the said order of December 20, 1976.

It is ordered, That the said petition be and it is hereby denied.

By the Commission, Division 1, Acting as an Appellate Division, (Murphy, Gresham, and MacFarland).

ROBERT L. OSWALD,
Secretary.

[FR Doc.77-11485 Filed 4-19-77;8:45 am]

TRANSPORTATION OF "WASTE" PRODUCTS FOR REUSE OR RECYCLING

Special Certificate Letter Notice(s)

The following letter notices request participation in a Special Certificate of Public Convenience and Necessity for the transportation of "waste" products for reuse or recycling in furtherance of a recognized pollution control program under the Commission's regulations (49 CFR 1062) promulgated in "Waste" Products, Ex Parte No. MC-85, 124 MCC 583 (1976).

An original and one copy of protests (including protestant's complete argument and evidence) against applicant's participation may be filed with the Interstate Commerce Commission on or before May 10, 1977. A copy must also be served upon applicant or its representative. Protests against the applicant's participation will not operate to stay commencement of the proposed operation.

If the applicant is not otherwise informed by the Commission, operations may commence on or before May 20, 1977, subject to its tariff publication effective date.

P-5-77 (Special Certificate—Waste Products), filed March 8, 1977. Appli-

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cant: TRI-STATE MOTOR TRANSIT CO., P.O. Box 113, Joplin, Mo. 64801. Applicant's representative: Charles O. Gillogly (same address as applicant). Authority sought to operate pursuant to a certificate of public convenience and necessity authorizing operations in interstate or foreign commerce, as a *common carrier* by motor vehicle, over irregular routes, in the transportation of scrap aluminum, scrap copper, scrap brass, scrap stainless steel, scrap iron and steel, scrap lead, scrap zinc, nickel alloys, and finished lead pigs or blocks, between points in the United States (except Alaska and Hawaii), in furtherance of recognized pollution control programs sponsored by: (1) Apex International Alloys, Inc., of Des Plaines, Ill.; (2) American Iron and Supply Co., of Minneapolis, Minn.; (3) Guggenheim International Corporation, of Jersey City, N.J.; (4) Kalman W. Abrams Metal, Inc., of Minneapolis, Minn.; (5) Atlas Scrap Iron and Metal Co., of Dallas, Tex.; (6) Tower Metals & Ore Corporation, of Chicago, Ill.; (7) Metal Services Company, of Evergreen, Colo.; (8) Louisville Scrap Material Co., Inc., of Louisville, Ky.; (9) Dixie Metals Company, of Dallas, Tex.; (10) Aaron Ferer & Sons Co., of Omaha, Nebr.; (11) Reynolds Metals Company, of Richmond, Va.; and (12) United Iron & Metal Co., Inc. of Baltimore, Md., for the purpose of recovering various ferrous and non-ferrous scrap materials for recycling.

P-6-77 (Special Certificate—Waste Products), filed February 23, 1977. Applicant: LUMBER TRANSPORT, INC., P.O. Box 111, Cochran, Ga. 31014. Applicant's representative: Virgil H. Smith, Suite 12, 1587 Phoenix Blvd., Atlanta, Ga. 30349. Authority sought to operate pursuant to a certificate of public convenience and necessity authorizing operations in interstate or foreign commerce, as a *common carrier* by motor vehicle, over irregular routes, in the transportation of *waste scrap paper*, in bales, from points in Alabama, Florida, North Carolina, South Carolina, Tennessee and Virginia, to points in Georgia, in furtherance of a recognized pollution control program sponsored by Packaging Corporation of America, located at Macon, Ga., for the purpose of recycling newspapers and additional waste papers.

By the Commission.

ROBERT L. OSWALD,
Secretary.

[FPR Doc. 77-11486 Filed 4-19-77; 8:45 am]

[Notice No. 50]

**MOTOR CARRIER TEMPORARY
AUTHORITY APPLICATIONS**

APRIL 15, 1977.

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 ICC Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 2260 (Sub-No. 153TA), filed March 30, 1977. Applicant: NATIONAL FREIGHT, INC., 57 W. Park Ave., Vineland, N.J. 08360. Applicant's representative: Christian V. Graf, 407 N. Front St., Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and preserved foodstuffs*, from the plantsite and shipping facilities of Heinz U.S.A., Division of H. J. Heinz Company, at Fremont, Ohio, to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, Maryland, New Jersey, Virginia, Pennsylvania (on and east of U. S. Highway 220), and New York (on and east of New York Highway 57 and U. S. Highway 11), restricted to transportation originating at the above origin and destined to the above destinations, for 180 days. Supporting shipper: Heinz U.S.A., Division of H. J. Heinz Company, P.O. Box 57, Pittsburgh, Pa. 15230. Send protests to: Dieter H. Harper, District Supervisor, Interstate Commerce Commission, 428 E. State St., Room 204, Trenton, N.J. 08608.

No. MC 61285 (Sub-No. 65TA), filed March 30, 1977. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: John D. Stone (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture, furniture parts and pictures*, from the plantsite and shipping facilities of Marlock, Inc., near Maynardville, Tenn., to Los Angeles and San Jose, Calif., and Dallas, El Paso and Houston, Tex., for 180 days. Applicant

has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Marlock, Inc., P.O. Box 99, Maynardville, Tenn. 37807. Send protests to: Danny R. Beeler, District Supervisor, Bureau of Operations, Interstate Commerce Commission P.O. Box 210, Roanoke, Va. 24011.

No. MC 78118 (Sub-No. 30TA), filed March 30, 1977. Applicant: W. H. JOHNS, INC., 35 Witmer Road, Lancaster, Pa. 17602. Applicant's representative: Christian V. Graf, 407 N. Front St., Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and preserved foodstuffs*, from the plantsite and shipping facilities of Heinz U.S.A., Division of H. J. Heinz Company, at Fremont, Ohio, to points in Pennsylvania (on and east of U. S. Highway 220), Maryland, Delaware, New Jersey, Virginia and the District of Columbia, restricted to transportation originating at the above origin and destined to the above destinations, for 180 days. Supporting shipper: Heinz U.S.A., Division of H. J. Heinz Company, P.O. Box 57, Pittsburgh, Pa. 15230. Send protests to: Robert P. Amerine, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 278 Federal Bldg., P.O. Box 869, Harrisburg, Pa. 17108.

No. MC 82492 (Sub-No. 150TA), filed March 30, 1977. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., P.O. Box 2853, 2109 Olmstead Road, Kalamazoo, Mich. 49003. Applicant's representative: William C. Harris (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from the facilities of Stouffer Foods, Division of The Stouffer Corporation, at or near Cleveland and Solon, Ohio and points in their commercial zones, to Anderson, Dale, Evansville, Ft. Wayne and Indianapolis, Ind.; Kansas City, Kans.; and Mexico, St. Louis and Scott City, Mo., and points in the commercial zones of each of the above-named cities, for 180 days. Supporting shipper: Stouffer Foods, Division of The Stouffer Corporation, Solon, Ohio 44139. Send protests to: C. R. Flemming, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 225 Federal Bldg., Lansing, Mich. 48933.

No. MC 104104 (Sub-No. 13TA), filed March 29, 1977. Applicant: GEORGE A. FETZER, INC., Newton-Sussex Road, Augusta, N.J. 07822. Applicant's representative: Robert B. Pepper, 168 Woodbridge Ave., Highland Park, N.J. 08904. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lawn furniture and on return movements, materials and supplies* used in connection therewith (except in bulk), from Hamburg, Pa.; Stamford, Conn.; Tanquill, N.J.; and West Brookfield, Mass., to points in Connecticut, Delaware, Indiana, Maine, Maryland, Massachusetts, New Hamp-

shire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia and the District of Columbia, for 180 days. Supporting shippers: (1) Harris Pine Mills, 2203 S.W. Court Place, Pendleton, Oreg. 97801. (2) Star Brite Furniture, 69 Jefferson St., Stamford, Conn. 06902. Send protests to: Joel Morrows, District Supervisor, Interstate Commerce Commission, 9 Clinton St., Newark, N.J. 07102.

No. MC 106398 (Sub-No. 771TA) (correction), filed March 14, 1977, published in the *FEDERAL REGISTER* issue of March 30, 1977, and republished as corrected this issue. Applicant: NATIONAL TRAILER CONVOY, INC., 525 S. Main, P.O. Box 3329, Tulsa, Okla. 74101. Applicant's representative: Irvin Tull (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plywood, paneling and composition board*, from Camden, N.J., to points in Pennsylvania, Ohio, Indiana, Illinois, Michigan, Wisconsin, Iowa, Missouri, Alabama, Georgia, Florida, South Carolina, North Carolina, Virginia, West Virginia, Delaware, Maryland, Tennessee, Kentucky, Arkansas, Louisiana and the District of Columbia, for 180 days. Supporting shipper: American Wood Finishing Systems, Inc., 2nd and Beckett Sts., Camden, N.Y. 08103. Send protests to: Joe Green, District Supervisor, Room 240 Old Post Office Bldg., 215 N.W. Third St., Oklahoma City, Okla. 73102. The purpose of this republication is to correct the territorial description in this proceeding.

No. MC 108053 (Sub-No. 136TA), filed March 28, 1977. Applicant: LITTLE AUDREY'S TRANSPORTATION CO., INC., P.O. Box 129, 1520 W. 23rd St., Fremont, Nebr. 68025. Applicant's representative: Arnold L. Burke, 180 N. La Salle St., Chicago, Ill. 60601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in mixed shipments with *meats, meat products and meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except *hides and commodities in bulk*), from the plantsite and warehouse facilities of Oscar Mayer, located at or near (1) Madison, Wis., to points in Arizona, California, Montana, Nevada, Oregon, Utah and Washington; (2) Chicago, Ill., to points in California, Oregon and Washington; and (3) Davenport, Iowa, to Los Angeles, Sacramento, San Diego, San Francisco, San Jose and Stockton, Calif.; Portland, Oreg.; and Auburn, Seattle, Spokane and Tacoma, Wash., for 180 days. Supporting shipper: Richard I. Zweck, Rate Analyst, Oscar Mayer & Co., Inc., 910 Mayer Ave., Madison, Wis. 53704. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Suite 620, 110 N. 14th St., Omaha, Nebr. 68102.

No. MC 109124 (Sub-No. 26TA), filed March 30, 1977. Applicant: SENTLE

TRUCKING CORPORATION, P.O. Box 7850, Toledo, Ohio 43619. Applicant's representative: James M. Burtch, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Roofing, building and insulating materials* (except iron and steel articles and commodities in bulk), from the plantsite and warehouse facilities of Certain-Teed Corporation, located in Erie County, Ohio, to points in Indiana, Kentucky, Michigan, New York, Pennsylvania and West Virginia, for 180 days. Supporting shipper: Certaineed Corporation, Shelter Materials Group, P.O. Box 860, Valley Forge, Pa. 19482. Send protests to: Keith D. Warner, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 313 Federal Office Bldg., 234 Summit St., Toledo, Ohio 43604.

No. MC 109397 (Sub-No. 360TA), filed March 24, 1977. Applicant: TRI-STATE MOTOR TRANSIT CO., P.O. Box 113, Joplin, Mo. 64801. Applicant's representative: Max G. Morgan, 223 Ciudad Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Radioactive waste materials*, in containers, from points in California, Virginia, Maryland, and the District of Columbia, to the facilities of Todd Shipyard, at or near Galveston, Tex., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Southwest Nuclear Company, 7066A Commerce Circle, Pleasanton, Calif. 94566. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 110525 (Sub-No. 1185TA), filed March 30, 1977. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 E. Lancaster Ave., P.O. Box 200, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugar*, in bulk, in tank vehicles, from Boston, Mass., and Philadelphia, Pa., to Canajoharie, N.Y., for 180 days. Supporting shipper: Amstar Corporation, 1251 Avenue of the Americas, New York City, N.Y. 10020. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 114004 (Sub-No. 169TA), filed March 30, 1977. Applicant: CHANDLER TRAILER CONVOY, INC., 8828 New Benton Highway, Little Rock, Ark. 72209. Applicant's representative: Winston Chandler, Jr., same address as applicant. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles (except travel trailers and recreational vehicles) and *buildings*, in sections, mounted on wheeled undercar-

riages (except prefabricated buildings), from points in Russell, Kans., and Gainesville, Tex., and points in their commercial zones, to points in the United States including Alaska but excluding Hawaii, for 180 days. Supporting shipper: Chief Industries, P.O. Box 349, Aurora, Nebr. 68818. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 W. Capitol, Little Rock, Ark. 72201.

No. MC 117088 (Sub-No. 5TA), filed March 30, 1977. Applicant: ASPHALT TRANSPORT, INC., P.O. Box 10416, Jefferson, La. 70121. Applicant's representative: Edward A. Winter, 235 Rosewood Drive, Metairie, La. 70005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Blasting sand*, in bags, and in bulk, from the plantsite of Stan-Blast Abrasives Co., Inc., located at or near Harvey, La., to Mobile, Ala., and to Beaumont and Houston, Tex., and to Pascagoula and Vicksburg, Miss., for 180 days. Supporting shipper: Stan-Blast Abrasives Co., Inc., P.O. Box 968, 3300 River Road, Harvey, La. 70059. Send protests to: Ray C. Armstrong, Jr., District Supervisor, 701 Loyola Ave., 9038 Federal Bldg., New Orleans, La. 70113.

No. MC 118159 (Sub-No. 206TA), filed March 30, 1977. Applicant: NATIONAL REFRIGERATED TRANSPORT, INC., P.O. Box 15366, Dawson Station, Tulsa, Okla. 74151. Applicant's representative: Warren Taylor (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products and articles distributed by meat packing-houses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except *hides and commodities in bulk*), from Denver, Colo., to points in Illinois, Wisconsin, Indiana, Ohio, Michigan, Kentucky, Virginia, West Virginia, Pennsylvania, Delaware, New Jersey, New York, the District of Columbia, Rhode Island, Vermont, New Hampshire, Maine, Massachusetts, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Louisiana, Florida and Maryland, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Colorado Beef Processors, 5590 High St., Denver, Colo. 80216. Send protests to: Joe Green, District Supervisor, Room 240 Old Post Office Bldg., 215 N.W. Third St., Oklahoma City, Okla. 73102.

No. MC 119789 (Sub-No. 335TA), filed March 30, 1977. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cheese*, from Plymouth, Wis., to points in Arizona, California, Louisiana, Oregon, Texas and Washington, for 180 days. Supporting shipper: Borden Foods Division, Borden, Inc., 180

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E. Broad E. Broad St., Columbus, Ohio 43215. Send protests to: Opal M. Jones, Transportation Assistant, Interstate Commerce Commission, 1100 Commerce St., Room 13C12, Dallas, Tex. 75242.

No. MC 119789 (Sub-No. 336TA), filed March 31, 1977. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products*, from the plantsite of Armour and Company, Dixon, Calif., to points in Ohio, Pennsylvania, New Jersey and New York, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Armour Food Company, Fresh Meats Division, 111 W. Clarendon, Greyhound Tower, Phoenix, Ariz. 85007. Send protests to: Opal M. Jones, Transportation Assistant, Interstate Commerce Commission, 1100 Commerce St., Room 13C12, Dallas, Tex. 75242.

No. MC 119789 (Sub-No. 337TA) filed March 30, 1977. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in containers, in mechanically refrigerated equipment, from LaPorte, Tex., to Whitehall, Mich., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Chematron Corporation, 491 Columbia Ave., Holland, Mich. 49423. Send protests to: Opal M. Jones, Transportation Assistant, Interstate Commerce Commission, 1100 Commerce St., Room 13C12, Dallas, Tex. 75242.

No. MC 123157 (Sub-No. 32TA) (Correction), filed March 10, 1977, published in the *FEDERAL REGISTER* issue of March 28, 1977, and republished as corrected this issue. Applicant: CTI, P.O. Drawer 397, Rillito, Ariz. 85246. Applicant's representative: A. Michael Bernstein, 1441 E. Thomas Road, Phoenix, Ariz. 85014. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Masonry cement*, in sacks, from Clarkdale, Ariz., to points in Clark County, Nev., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Phoenix Cement Company, 3550 N. Central Ave., Phoenix, Ariz. 85012. Send protests to: Andrew V. Baylor, District Supervisor, Interstate Commerce Commission, 3427 Federal Bldg., 230 N. First Ave., Phoenix, Ariz. 85025. The purpose of this republication is to state that Clark County is located in the state of Nevada in lieu of Nebraska.

No. MC 128313 (Sub-No. 6TA), filed March 29, 1977. Applicant: TEMPO

TRUCKING, INC., R.F.D. No. 5, P.O. Box 187, Washington Court House, Ohio 43160. Applicant's representative: John P. McMahon, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Sodium phosphate*, in bags from the plantsite and facilities of Olin Corporation, at Joliet, Ill., to Dayton and Washington Court House, Ohio, under a continuing contract with Sugar Creek Packing Co., Inc., of Washington Court House, Ohio, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Sugar Creek Packing Co., Inc., 2101 Kenskill Ave., Washington Court House, Ohio 43160. Send protests to: Frank L. Calvary, District Supervisor, Interstate Commerce Commission, 220 Federal Bldg., and U.S. Courthouse, 85 Marconi Blvd., Columbus, Ohio 43215.

No. MC 128698 (Sub-No. 14TA), filed March 30, 1977. Applicant: ERDNER BROS., INC., P.O. Box 68, Davidson Road, Swedesboro, N.J. 08085. Applicant's representative: Christian V. Graf, 704 N. Front St., Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and preserved foodstuffs*, from the plantsite and shipping facilities of Heinz U.S.A., Division of H. J. Heinz Company, at Fremont, Ohio, to points in New York (on and south of Interstate Highway 84), New Jersey and King of Prussia, Oaks, and Philadelphia, Pa., restricted to transportation originating at the above origin and destined to the above destinations, for 180 days. Supporting shipper: Heinz U.S.A., Division of H. J. Heinz Company, P.O. Box 57, Pittsburgh, Pa. 15230. Send protests to: Dieter H. Harper, District Supervisor, Interstate Commerce Commission, 428 E. State St., Room 204, Trenton, N.J. 08608.

No. MC 128746 (Sub-No. 31TA), filed March 30, 1977. Applicant: D'AGATA NATIONAL TRUCKING CO., 3244 S. 61st St., Philadelphia, Pa. 19153. Applicant's representative: Edward J. Kiley, 1730 M St., N.W. Suite 501, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, from the facilities of the Henry F. Ortley Brewing Company, at or near Philadelphia, Pa., to points in Illinois, Indiana and Michigan, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Henry F. Ortley Brewing Company, American and Poplar Streets, Philadelphia, Pa. 19123. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 134068 (Sub-No. 36TA), filed March 30, 1977. Applicant: KODIAK

REFRIGERATED LINES, INC., 3336 E. Fruitland Ave., P.O. Box 58327, Vernon, Calif. 90058. Applicant's representative: Lowell W. Moffit (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel siding and accessories*, from Minneapolis, Minn., to Lewiston, Idaho, and Seattle, Wenatchee, Tacoma and Auburn, Wash., for 180 days. Supporting shipper: Arrowhead Industries, Inc., 4800 Quebec Ave., North, Minneapolis, Minn. 55428. Send protests to: Walter W. Strakosch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1321 Federal Bldg., 300 N. Los Angeles St., Los Angeles, Calif. 90012.

No. MC 135751 (Sub-No. 9TA), filed March 28, 1977. Applicant: ATLANTIC CARRIERS INC., No. 4 State St., Atlantic, Iowa 50022. Applicant's representative: A. L. Ross, Box 284, Atlantic, Iowa 50022. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Structural steel*, from the plantsite of Atlantic Steel Corporation, at Atlantic, Iowa, to Hibbing, Minn., under a continuing contract with Atlantic Steel Corporation, for 180 days. Supporting shipper: Rex DeVore, Plant Manager, Atlantic Steel Corporation, Atlantic, Iowa 50022. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Suite 620, 110 N. 14th St., Omaha, Nebr. 68102.

No. MC 136010 (Sub-No. 1TA), filed March 30, 1977. Applicant: RONALD SCHNEIDER & DONALD SCHNEIDER, doing business as SCHNEIDER'S IRON & METAL COMPANY, Route 1, Box 113, Iron Mountain, Mich. 49801. Applicant's representative: William J. Bolognesi, 118 E. Brown St., P.O. Box 705, Iron Mountain, Mich. 49801. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron and scrap metals*, in bulk, in dump equipment, from Howard, Brown County, Wis., to Kingsford, Dickinson County, Mich., for 180 days. Supporting shipper: Betten Processing Company, Green Bay, Wis. 54303. Send protests to: C. R. Flemming, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 225 Federal Bldg., Lansing, Mich. 48933.

No. MC 136086 (Sub-No. 7TA), filed March 29, 1977. Applicant: BACIL GUILLEY, doing business as GUILLEY TRUCKING, 8615 Pecan Ave., Fontana, Calif. 92335. Applicant's representative: John T. Wirth, 2310 Colorado State Bank Bldg., 1600 Broadway, Denver, Colo. 80202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Scrap Metal alloys, scrap automobile bodies, scrap batteries, scrap metal and cullet*, from points in Colorado, New Mexico and Wyoming, Etiwanda, Calif., under a contract with Century Enterprises, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper:

Century Enterprises, 234 Columbine St., P.O. Box 6552, Denver Colo. 80206. Send protests to: Walter W. Strakosch, District Supervisor, Interstate Commerce Commission, Room 1321 Federal Bldg., 300 N. Los Angeles St., Los Angeles, Calif. 90012.

No. MC 139495 (Sub-No. 220TA), filed March 30, 1977. Applicant: NATIONAL CARRIERS, INC., P.O. Box 1358, 1501 E. 8th St., Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H St., N.W., Suite 1030, Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Hair curlers, shampoos, cream rinses, bobby pins, waterproof plastic capes, towels, brooms, nail files, scissors, notions and novelties (except fireworks); materials and supplies used in the manufacture of the commodities described above; and such merchandise as is dealt in by variety stores (except commodities in bulk), from the plantsite of Wilson Mfg. Corp., and Hugh H. Wilson Co., at Sunbury, Pa., to Carrollton, Tex., La Mirada and South San Francisco, Calif., and points in Oregon, for 180 days.* Supporting shipper: Wilson Manufacturing Corporation, Hugh H. Wilson Company, E. Packer St., Sunbury, Pa. 17801. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, Suite 101 Litwin Bldg., Wichita, Kans. 67202.

No. MC 139495 (Sub-No. 222TA), filed March 31, 1977. Applicant: NATIONAL CARRIERS, INC., P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H St., N.W., Suite 1030, Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes transporting: *Prepared animal and poultry feeds (except in bulk), from the plantsite of Doane Products Company, at Muscatine, Iowa, to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, Vermont and the District of Columbia, for 180 days.* Supporting shipper: Doane Products Company, P.O. Box 879, Joplin, Mo. 64801. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, Suite 101 Litwin Bldg., 110 N. Market, Wichita, Kans. 67202.

No. MC 140071 (Sub-No. 4TA), filed March 30, 1977. Applicant: MID-AMERICAN CARGO, INC., 1550 E. Birchwood, Des Plaines, Ill. 60018. Applicant's representative: Carl L. Steiner, 39 S. La Salle St., Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Carpeting, between Chicago and Elk Grove Village, Ill., on the one hand, and, on the other, points in the Lower Peninsula of Michigan, for 180 days.* Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shippers: World Carpets, Inc., Marilyn Yamich, General Manager, 7405 N. Oak Park Ave., Niles, Ill. 60648. E. & B. Carpet

Mill, Subsidiary of Armstrong Cork Company, Stanley B. Wojnicki, Warehouse Manager, 700 Fargo Ave., Elk Grove Village, Ill. 60007. Send protests to: Patricia A. Roscoe, Transportation Assistant, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1386, Chicago, Ill. 60604.

No. MC 141197 (Sub-No. 17TA), filed March 29, 1977. Applicant: FLEMING-BABCOCK, INC., 4106 Mattox Road, Riverside, Mo. 64150. Applicant's representative: Tom B. Kretzinger, 910 Brookfield Bldg., 101 W. 11th St., Kansas City, Mo. 64105. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Mill scale, from Kansas City, Mo., to points in Kansas, Missouri, Nebraska and Iowa, for 180 days.* Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Paul Blum Company, Inc., 189 Van Rensselaer St., Buffalo, N.Y. 14210. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64108.

No. MC 141652 (Sub-No. 11TA), filed March 29, 1977. Applicant: ZIP TRUCKING, INC., P.O. Box 5717, Jackson, Miss. 39208. Applicant's representative: K. Edward Wolcott, 1600 First Federal Bldg., Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Steel doors, steel door frames, and brass, bronze, copper and steel hardware, from the plantsite of Ceco Corporation, at or near Milan, Tenn., to points in New Mexico, Colorado, Wyoming, Montana, Arizona, Utah, Idaho, California, Nevada, Oregon and Washington, for 180 days.* Supporting shipper: The Ceco Corporation, 5601 W. 26th St., Chicago, Ill. 60650. Send protests to: Alan C. Tarrant, District Supervisor, Interstate Commerce Commission, Room 212, 145 E. Amite Bldg., Jackson, Miss. 39201.

No. MC 141764 (Sub-No. 3TA), filed March 25, 1977. Applicant: BLACK-HAWK ENTERPRISES, 853 Hancock St., Hayward, Calif. 94544. Applicant's representative: William D. Taylor, 100 Pine St., Suite 2550, San Francisco, Calif. 94111. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Materials and supplies (except empty bottles or jars, NOI, from Millville, N.J.), purchased by and consigned to Shaklee Corporation, at Hayward, Calif., from points in New Jersey, restricted against the transportation of commodities in bulk, from points in New Jersey, to Hayward, Calif., under a continuing contract with Shaklee Corporation, for 180 days.* Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Shaklee Corporation, 2036 National Ave., Hayward, Calif. 94545. Send protests to: A. J. Rodriguez, District Supervisor, 211 Main, Suite 500, San Francisco, Calif. 94105.

No. MC 141804 (Sub-No. 50TA), filed March 29, 1977. Applicant: WESTERN EXPRESS, Div. of Interstate Rental, Inc., P.O. Box 422, Goodlettsville, Tenn. 37072. Applicant's representative: Frederick J. Coffman, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Bicycles and bicycle parts, between Azusa, Torrance and City of Industry, Calif., on the one hand, and, on the other, points in Ohio, Indiana and Chicago, Elgin and Elk Grove Village, Ill.; Grand Rapids, Mich.; Minneapolis, Minn.; Wichita, Kans.; Laredo, Tex.; Hartford, Conn.; and Moscow, Tenn.; Maysville, Ky., and Grafton, Wis., and their respective commercial zones, for 180 days.* Supporting shipper: The Hoffman Manufacturing Co., 1120 W. Foothill Blvd., Azusa, Calif. 91720. Send protests to: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Suite A-422 U.S. Courthouse, 801 Broadway, Nashville, Tenn. 37203.

No. MC 142990TA (Correction), filed March 2, 1977, published in the FEDERAL REGISTER issue of March 22, 1977, and republished as corrected this issue. Applicant: MCKENZIE TANK LINES, INC., P.O. Box 1200, Tallahassee, Fla. 32302. Applicant's representative: Sol H. Proctor, 1101 Blackstone Bldg., Jacksonville, Fla. 32202. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Processed clay catalyst, in bulk, in tank vehicles, from Attapulgus, Ga., to Sugar Creek, Mo., and Tulsa and Ponca City, Okla., for 180 days.* Supporting shipper: Engelhard Minerals & Chemicals, Menlo Park, Edison, N.J. 08817. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 W. Bay St., Jacksonville, Fla. 32202. The purpose of this is to indicate that the applicant requests to operate as a common carrier in lieu of contract carrier.

No. MC 143013 (Sub-No. 1TA), filed March 21, 1977. Applicant: ROGER CHILTON, doing business as CHILTON TRUCKING COMPANY, P.O. Box 841, Beaumont, Tex. 77704. Applicant's representative: John W. Carlisle, 4100 Greenbriar, Suite 215, Houston, Tex. 77098. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Engine or motor parts and equipment and parts thereof, used on ships and ocean going vessels for the operation, maintenance and safety of such ships and vessels; (1) between Intercontinental Airport, Houston, Tex.; Rio Grande Valley Airport, Brownsville, Tex.; Corpus Christi International Airport, Corpus Christi, Tex.; Jefferson County Airport, Beaumont, Tex.; Scholes Field, Galveston, Tex.; Gulfport-Biloxi Municipal Airport, Gulfport-Biloxi, Miss.; Greenville Municipal Airport, Greenville, Miss.; Ryan Airport, Baton Rouge, La.; Moisant Airport, Metairie, La.; and Lake Charles Municipal Airport, Lake Charles, La.; and the Gulf-*

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ports of Houston Navigation District, Baytown-LaPorte, Galveston, Corpus Christi, Port Lavaca, Orange, Brownsville, Port Arthur, Beaumont, Freeport, Port Neches and Texas City, Tex.; Lake Charles, Baton Rouge and New Orleans, La.; Gulfport, Biloxi, Pascagoula and Greenville, Miss.; and (2) between the Gulf Ports named in (1) above; (3) between the following seaports: Houston Navigation District, Barber's Cut, Baytown, LaPorte, Corpus Christi, Galveston, Port Neches, Orange, Port Arthur, Brownsville, Beaumont, Freeport, Port Lavaca and Texas City, Tex.; Lake Charles, Baton Rouge and New Orleans, La.; Gulfport, Biloxi, Pascagoula and Greenville, Miss., on the one hand, and on the other; (4) The following seaports: Mobile, Ala.; Pensacola, Panama City, St. Petersburg, Tampa, Ft. Myers, Ft. Lauderdale, Key West, Miami, West Palm Beach, Ft. Pierce, Daytona Beach, St. Augustine, Fla.; Brunswick and Savannah, Ga.; Charleston, S.C.; Wilmington and New Bern, N.C.; Norfolk, Hampton and Cape Charles, Va.; Wilmington, Del., Atlantic City, N.J.; New York, N.Y.; New London, Conn.; New Bedford and Boston, Mass.; Portsmouth, N.H.; and Portland, Maine;

Between the following airports: Bates Field, Mobile, Ala.; Ferguson Regional Airport, Pensacola, Fla.; Clearwater Airport and Albert Whitted Airport, St. Petersburg, Fla.; Tampa International Airport, Peter O. Knight Airport and Vandenberg Airport, Tampa, Fla.; Page Field, Ft. Myers, Fla.; Executive Airport and Hollywood International Airport, Ft. Lauderdale, Fla.; Key West International Airport, Key West, Fla.; Miami International Airport, Miami, Fla.; Palm Beach International Airport, West Palm Beach, Fla.; Harry W. Nelson Airport, Ft. Pierce, Fla.; Daytona Beach Regional Airport, Daytona Beach, Fla.; St. Augustine Municipal Airport, St. Augustine, Fla.; Golden Isles Municipal Airport and Malcolm McKinnon Airport, Brunswick, Ga.; Savannah Municipal Airport, Savannah, Ga.; Charleston Municipal Airport and Johns Island Airport, Charleston, S.C.; New Hanover County Airport, Wilmington, N.C.; Simmons Nott Airport, New Bern, N.C.; Norfolk International Airport, Norfolk, Va.; Hampton Municipal Airport, Hampton, Va.; Cape Charles Municipal Airport, Cape Charles, Va.; Greater Wilmington Airport, Wilmington, Del.; Atlantic City Airport, Bader Field and NAFEC Airport, Atlantic City, N.J.; John F. Kennedy and La Guardia Airports, New York, N.Y.; Trumbull Airport, New London, Waterford Municipal Airport, New London, Conn.; Theodore Francis Green State Airport, Providence, R.I.; New Bedford Municipal Airport, New Bedford, Mass.; General Edward Lawrence Airport and Tagan International Airport, Boston, Mass.; Portsmouth Municipal Airport, Portsmouth, N.H.; Portland International Jetport, Portland, Maine, on the one hand, and, on the other, the seaports named in (1) and (3) above; (6) from freight terminals located at or in the

vicinity of the seaport named (1) and (4) above, to ships docked at seaports named in (1) and (4) above; and

(7) from the following seaports: Houston Navigation District, Barber's Cut, Baytown, LaPorte, Corpus Christi, Galveston, Port Neches, Orange, Port Arthur, Brownsville, Beaumont, Freeport, Port Lavaca and Texas City, Tex.; Lake Charles, Baton Rouge and New Orleans, La.; Gulfport, Biloxi, Pascagoula and Greenville, Miss., to the following airports: Intercontinental Airport, Houston, Tex.; Gulfport-Biloxi Municipal Airport, Gulfport-Biloxi, Miss.; Ryan Airport, Baton Rouge, La.; Greenville Municipal Airport, Greenville, Miss.; Rio Grande Valley Airport, Brownsville, Tex.; Moisant Airport, Metairie, La.; Corpus Christi International Airport, Corpus Christi, Tex.; Lake Charles Municipal Airport, Lake Charles, La.; Jefferson County Airport, Beaumont, Tex., and Scholes Field, Galveston, Tex. Restrictions: Transportation is restricted to pick-up and delivery service at the airports named above and at port facilities at or near the Seaports named; Transportation between the Seaports named above is restricted to pick-up delivery service at port facilities at or near the Seaports named above; Transportation is restricted to shipments having a prior or subsequent movement in interstate or foreign commerce; Transportation is restricted to shipments moving between Mississippi and Louisiana under United States Customs, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shippers: There are approximately 14 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: John Mensing, District Supervisor, Interstate Commerce Commission, 515 Rusk, Room 8610, Houston, Tex. 77002.

No. MC 143017 (Sub-No. 1TA) filed March 25, 1977. Applicant: CHARLIE SPEARMAN TRUCKING COMPANY, P.O. Box 1606, Tupelo, Miss. 38801. Applicant's representative: Charlie Spearman (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips*, from Evergreen (Itawamba County, Miss.), to Counce, Tenn., under a continuing contract with Tennessee River Pulp & Paper Company, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Tennessee River Pulp & Paper Company, P.O. Box 33, Counce, Tenn. Send protests to: Floyd A. Johnson, District Supervisor, Interstate Commerce Commission, 100 N. Main St., 100 N. Main Bldg., Suite 2006, Memphis, Tenn. 38103.

No. MC 143028 (Sub-No. 2TA), filed March 29, 1977. Applicant: CHRYSLER TRANSPORT, INC., 8555 Lynch Road,

Detroit, Mich. 48234. Applicant's representative: L. D. Blanchard (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Automotive parts, components, assemblies and other products* to various Chrysler Corporation plant locations for the exclusive use of Chrysler Corporation, in the manufacture of its products, between Detroit, Marysville, Port Huron, Trenton, Sterling Heights, Mt. Clemens, Rochester, Pontiac, Troy, Northville, Plymouth, Chelsea, Ann Arbor, to ports of entry on the United States-Canada Boundary, under a continuing contract with Chrysler Corporation, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Chrysler Corporation, Authorized Representative, K. A. Kocoves, 12000 Lynn Townsend Drive, Highland Park, Mich. 48288. Send protests to: James A. Ausustyn, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1110 Broderick Tower, 10 Witherell Ave., Detroit, Mich. 48226.

No. MC 143046 (Sub-No. 1TA), filed March 25, 1977. Applicant: GERALD E. CARPENTER, P.O. Box 241, R.R. 2, Maxwell, Iowa 50161. Applicant's representative: Thomas E. Leahy, Jr., 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid soil conditioner and liquid fertilizers*, in bulk, from the plantsite and storage facilities of Carpenter Sales, Inc., Bondurant, Iowa, to points in Alabama, Arizona, Arkansas, California, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia and Wisconsin, under a continuing contract with Carpenter Sales, Inc., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Carpenter Sales, Inc., 10825 N.E. Hubbell, Bondurant, Iowa 50035. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 518 Federal Bldg., Des Moines, Iowa 50309.

No. MC 143087 TA, filed March 30, 1977. Applicant: GOLDEN CIRCLE CARTAGE, INC., 312 S. Shannon St., P.O. Box 2183, Jackson, Tenn. 38301. Applicant's representative: Palmer L. Downing (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper scrap or waste*, for recycling, from McCrory, and Osceola, Ark.; Booneville, Southaven and Tupelo, Miss., to Counce, Tenn., plantsite of Tennessee River Pulp & Paper Company, and to Nashville, Tenn., plant-

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site of Packaging Corporation of America, under a continuing contract with Packaging Corporation of America, for 180 days. Supporting shipper: Packaging Corporation of America, 1603 Orrington Ave., Evanston, Ill. 60204. Send protests to: Floyd A. Johnson, District Supervisor, Interstate Commerce Commission, 100 N. Main St., 100 N. Main Bldg., Suite 2006, Memphis, Tenn. 38103.

No. MC 143088TA, filed March 25, 1977. Applicant: ROBERT TARBOX, doing business as, TARBOX TRUCKING, Johnson Heights, Blossburg, Pa. 16912.

Applicant's representative: S. Berne Smith, P.O. Box 1166, Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed and feed ingredients*, from Bremen, Frankfort and Syracuse, Ind.; Bellevue, Fostoria, Dayton, Delphos and Circleville, Ohio; Arkport and Castile, N.Y.; and Camp Hill, Pa., to points in New York and Pennsylvania, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shippers: (1) Agway, Inc., P.O. Box 1333, Syra-

cuse, N.Y. 13201. (2) Lovatt & Co., Inc., P.O. Box 29, Ambler, Pa. 19002. (3) K. D. Chasey Company, Castile, N.Y. 13327. and (4) Co-Operative Feed Dealers, Inc., P.O. Box 670, Binghamton, N.Y. 13902. Send protests to: Paul J. Kenworthy, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 314 U.S. Post Office Bldg., Scranton, Pa. 18503.

By the Commission.

ROBERT L. OSWALD,
Secretary.

[FR Doc.77-11484 Filed 4-19-77;8:45 am]

sunshine act meetings

This section of the **FEDERAL REGISTER** contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409), 5 U.S.C. 552b(e)(3).

CONTENTS

Consumer Product Safety Commission	1
Federal Home Loan Mortgage Corporation	2
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Railroad Retirement Board	5

1

AGENCY HOLDING THE MEETING:
Consumer Product Safety Commission.

DATE AND TIME: April 28, 1977, 9:30 a.m.

PLACE: 3rd Floor Hearing Room, 1111-18th St., NW., Washington, D.C.

STATUS: Part of the meeting is open; part is closed.

MATTERS TO BE CONSIDERED:

Portion open to the public

1. **Asbestos.** The Commission will consider the hazard of inhaling asbestos fibers contained in consumer products which was raised by a Petition on Spackling Compounds Containing Asbestos (HP 76-18). Consideration will include a discussion of a Petition on Spackling Compounds Containing Tremolitic Talc (a form of asbestos) (HP 77-9) and a consumer complaint that gas-burning fireplace-log systems use asbestos fibers to simulate log embers and fireplace ash.

2. **Environmental Review Regulations: Draft Federal Register Document.** This draft document would issue interim regulations for CPSC compliance with the National Environmental Policy Act (NEPA) and would solicit comment on the interim regulations for 45 days.

3. **Interpretation of Standard for the Flammability of Mattresses and Mattress Pads.** The staff and the Office of the General Counsel have asked the Commission to determine whether decibutus pads and "Kylie pads" should be considered mattress pads as defined by the Standard for the Flammability of Mattresses (and Mattress Pads) (16 CFR Part 1632), and whether to amend the regulation or to issue a policy statement to implement the determination.

4. **Petition to Export Nonconforming Children's Sleepwear.** Petit-Bateau USA, Inc., New Hope, Pennsylvania, has asked the Commission for permission to export garments that fail to meet the Flammability Standard for Children's Sleepwear Sizes 0-6X. The petitioner would offer the garments for sale in countries where they could lawfully be sold as playwear.

5. **Possible Substantial Product Hazard: B. Altman & Co. trolley ride toy.** (ID 77-14). The staff has recommended that the Commission close this case involving a possibly defective riding toy, based on a staff determination that the toy presents less than a substantial product hazard.

6. **Possible Substantial Product Hazard: Promark Productions Corp. three-wheel off-road motorcycle.** (ID 766-134). The staff has

recommended that the Commission accept a corrective action plan which the firm has undertaken to deal with a potential substantial product hazard caused by defective frame assemblies.

7. **Possible Substantial Product Hazard: Enterprez International Corp. wallet calculator.** (ID 77-18). The staff has recommended that the Commission close this case involving rechargeable batteries in these calculators, based on a staff determination that the product presents less than a substantial product hazard. The firm has undertaken a recall program.

Portion closed to the public

8. **Proposal to Seek Civil Penalties in Flammable Fabrics Act Case.** (OS Package No. 358). In this case involving carpet, the staff has recommended that the Commission ask the Department of Justice to seek civil penalties for violation of a cease and desist order. The staff also seeks authority to file and prosecute a complaint in the event the Attorney General does not grant the request for representation within 45 days.

9. **Reconsideration of Prosecution: Poison Prevention Packaging Act Case.** BCMI No. 6-003. The staff has asked the Commission to reconsider a previous decision to prosecute this firm for alleged violation of aspirin-packaging requirements of the Poison Prevention Packaging Act.

CONTACT PERSON FOR ADDITIONAL INFORMATION: Sheldon D. Butts, Assistant Secretary, Office of the Secretary, Suite 300, 1111-18th St., NW., Washington, D.C. 20207, telephone (202) 634-7700.

[S-190-77 Filed 4-18-77;11:52 am]

2

AGENCY HOLDING THE MEETING:
Federal Home Loan Mortgage Corporation.

FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT: Vol. 42, No. 69, Page 18921, Monday, April 11, 1977.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 2:30 P.M., April 14, 1977.

STATUS: Open Meeting.

CHANGES IN THE MEETING:

In addition to the items previously listed, the Board of Directors will also consider an Amendment to Resolution MC 73-8 Concerning the Advisory Committee to The Mortgage Corporation.

CONTACT PERSON FOR MORE INFORMATION: Henry L. Judy (202-624-7107) No. 15, April 15, 1977.

RONALD A. SNIDER,
Assistant Secretary.

[S-185-77 Filed 4-15-77;2:49 pm]

3

AGENCY HOLDING THE MEETING:
Federal Power Commission.

FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT: April 18, 1977.

PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING: April 20, 1977, 2:00 p.m.

CHANGES IN THE MEETING: Addition of Item G-29, Docket Nos. RI76-138, CI76-578, CI76-579, CP76-410, Southern Union Supply Company and El Paso Natural Gas Company.

KENNETH F. PLUMB,
Secretary.

[S-189-77 Filed 4-15-77;4:36 pm]

4

AGENCY HOLDING THE MEETING:
Indian Claims Commission.

TIME AND DATE: 10:15 A.M., April 27, 1977.

PLACE: Room 600, 1730 K Street, N.W., Washington, D.C.

STATUS: Open to the Public.

Docket 73-A, Seminole.
Docket 100-B-1, Klamath and Modoc.
Docket 182-A, Fort Sill Apache.
Docket 272, Creek.
Dockets 326-B and 326-J, Goshute.
Docket 342-G, Seneca.

FOR MORE INFORMATION:

David H. Bigelow, Executive Director,
Room 640, 1730 K Street, NW., Washington, D.C. 20006, Tel. 202-653-6174.

[S-184-77 Filed 4-15-77;11:00 am]

5

AGENCY HOLDING THE MEETING:
Railroad Retirement Board.

FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT: April 15, 1977.

PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING: 10:00 a.m., April 22, 1977.

CHANGES IN THE MEETING: Additional matters to be considered at the portion of the meeting open to the public:

- (7) Subscription to the taxpayer address request program, Project 719.
- (8) Purchase of copy machine for the Philadelphia, Pennsylvania, district office.
- (9) Attendance at seminar on labor-management relations in the public sector presented by the Chicago region of the Civil Service Commission.

[S-191-77 Filed 4-18-77;12:01 pm]

REGULATORY
AGENCY

WEDNESDAY, APRIL 20, 1977

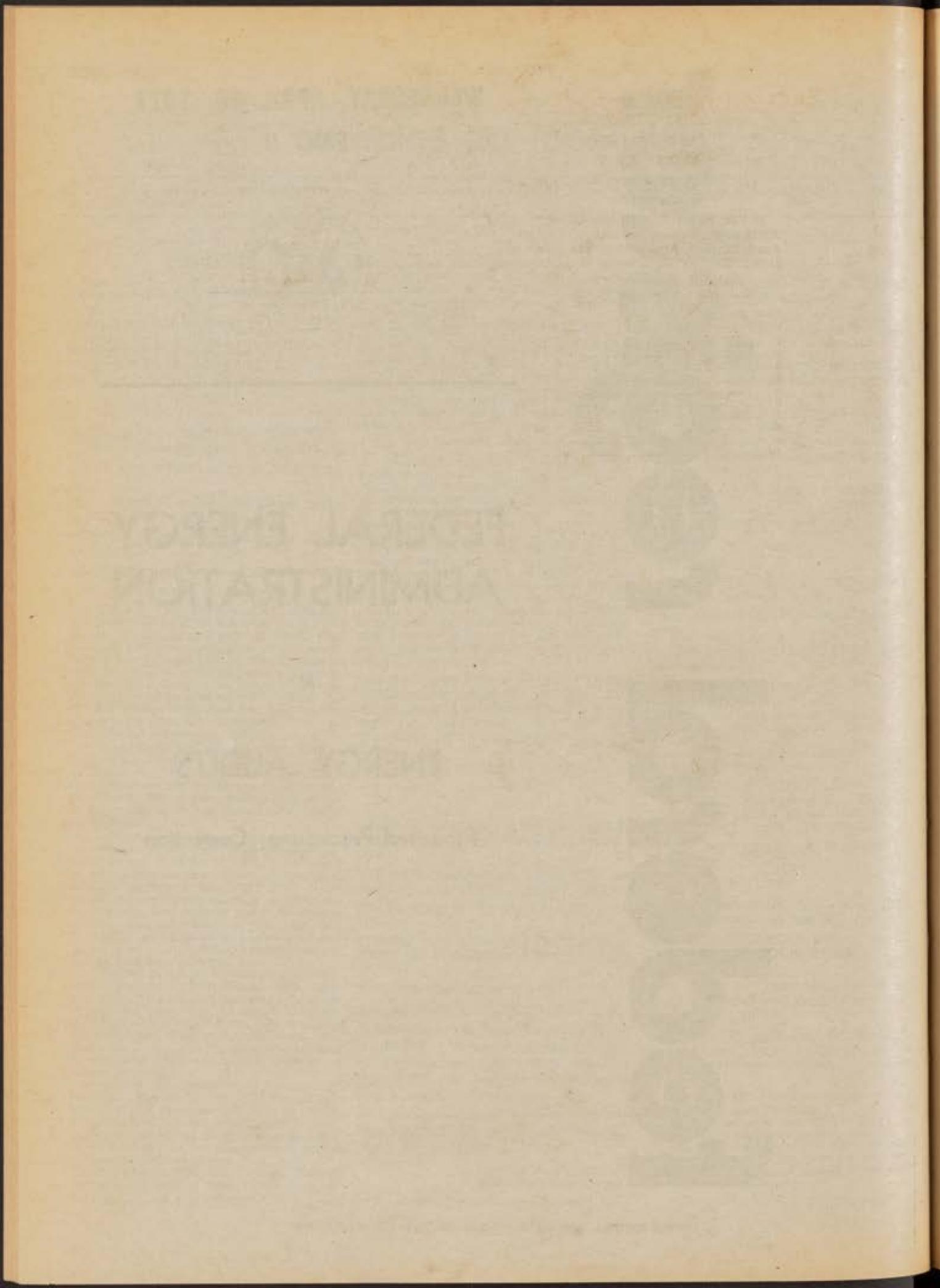
PART II



FEDERAL ENERGY
ADMINISTRATION

■
ENERGY AUDITS

Proposed Procedures; Correction



**FEDERAL ENERGY
ADMINISTRATION**

[10 CFR Part 450]

ENERGY AUDITS

Proposed Procedures

Correction

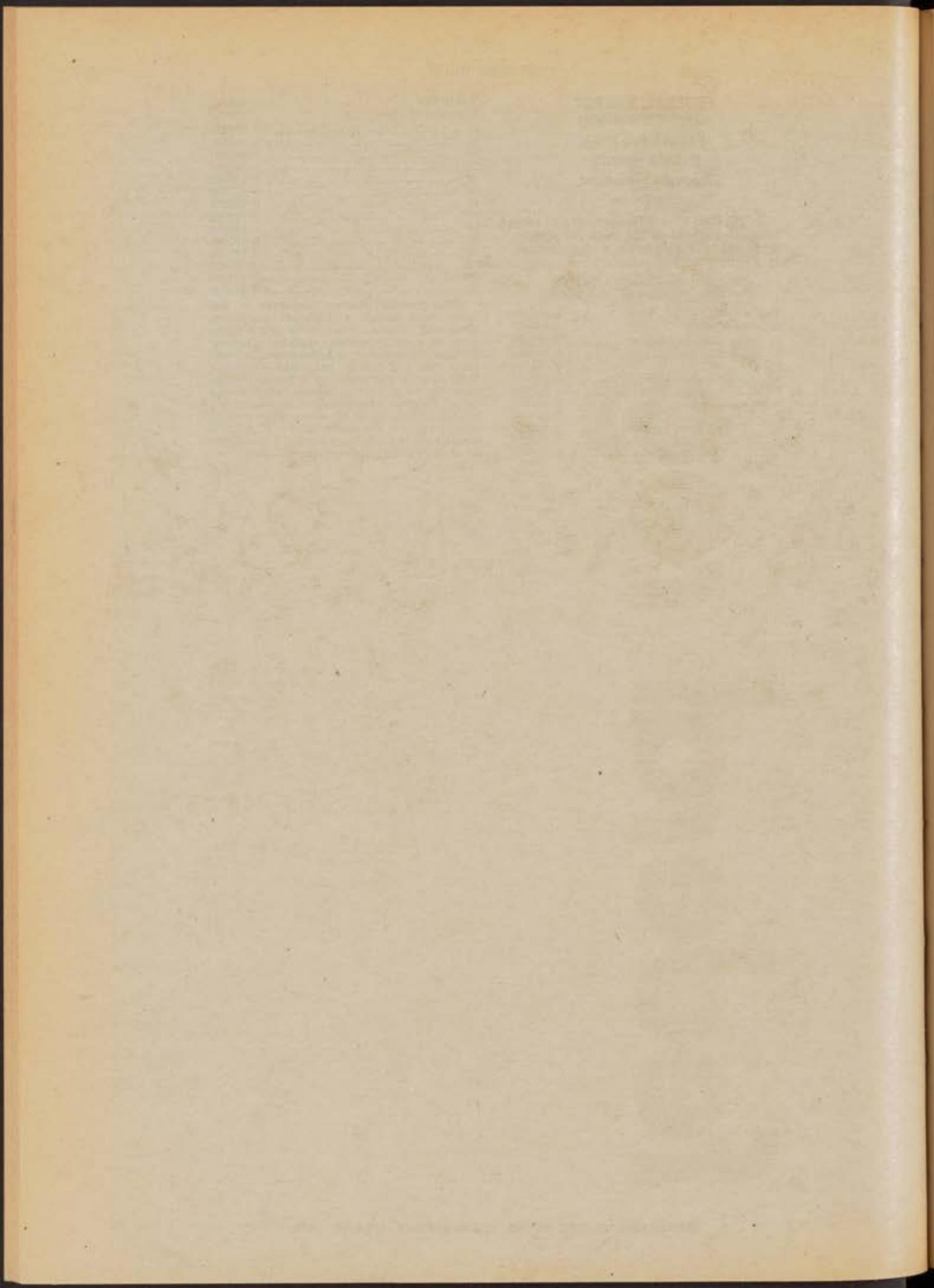
In FR Doc. 77-10991 appearing at page 20012 in Part IV of the issue for Friday, April 15, 1977, Appendix B was omitted. It is printed in full below.

**APPENDIX B—DISCOUNT FACTORS
(DISCOUNTING RATE OF 10 PERCENT)**

Year since implementation	Discount factors ¹
1	0.909091
2	0.826446
3	0.751315
4	0.683013
5	0.620921
6	0.564474
7	0.513158
8	0.466507
9	0.424098
10	0.385543

Year since implementation	Discount factors ¹
11	0.350494
12	0.318631
13	0.289664
14	0.263331
15	0.239392
16	0.217629
17	0.197845
18	0.179859
20	0.148644
21	0.135131
22	0.122846
23	0.111678
24	0.101526
25	0.092296

¹The discount factors presented in the table above assume end-of-year lump-sum costs and returns. When costs and returns occur in a steady stream, applying mid-year discount factors may be appropriate. Present value cost and benefit computed from this table can be converted to a mid-year discounting basis by multiplying them by the factor 1.048809. (For example, if the present value cost of a series of annual expenditures computed from the above table is \$1,200, the present value cost on a mid-year discounting basis is $\$1,200.00 \times 1.048809$ or \$1,258.57.)



Office of the Federal Register

WEDNESDAY, APRIL 20, 1977

PART III



OFFICE OF THE
FEDERAL REGISTER

■
PRIVACY ACT
ISSUANCES, 1976
COMPILATION

Table of Contents, Volumes I-V

OFFICE OF THE FEDERAL REGISTER
PRIVACY ACT ISSUANCES, 1976 COMPILATION

Table of Contents, Volumes I-V

The Privacy Act (Pub. L. 93-579, 5 U.S.C. 552a) requires the Office of the Federal Register (OFR) to annually compile and publish the rules promulgated under subsection (f) and agency notices published under subsection (e)(4) of the act.

The OFR complied with this requirement for 1976 by publishing a series of five volumes titled "Privacy Act Issuances, 1976 Compilation."

Since there are several thousand systems of records published in the Compilation, OFR has prepared a table of contents listing the system name for each record published in the Compilation. The table of contents is arranged in sequence as each system name appears in that compilation volume. Before consulting the table of contents, refer to the list of agencies below to determine which volume contains the agency that interests you.

This table of contents was editorially compiled to serve as a research aid in finding the systems of records contained in the five volumes of the Privacy Act Issuances.

For further information regarding the Privacy Act Compilation volumes, please write Privacy Act Coordinator, Office of the Federal Register, National Archives and Records Service, Washington, D.C. 20408 or phone (202)-523-5240.

AGENCIES IN THE COMPILATION

VOLUME I

Department of Defense

VOLUME II

Department of Defense (continued)

Department of Transportation

VOLUME III

Department of Agriculture

Department of Health, Education, and Welfare

Department of the Treasury

VOLUME IV

DEPARTMENTS

Department of Commerce

Department of Housing and Urban Development

Department of the Interior

Department of Justice

Department of Labor

Department of State

INDEPENDENT AGENCIES

ACTION

Actuaries, Joint Board for the Enrollment of

Administrative Conference of the United States

Advisory Committee on Federal Pay

Agency for International Development

American Battle Monuments Commission

Arms Control and Disarmament Agency

Arts and Humanities, National Foundation on the

Board for International Broadcasting

Central Intelligence Agency

Civil Aeronautics Board

Civil Service Commission

Civil Rights Commission

Committee for Purchase from Blind and Other Severely Handicapped

Commodity Futures Trading Commission

Community Services Administration

Consumer Product Safety Commission

Energy Research and Development Administration

Environmental Protection Agency

Equal Employment Opportunity Commission

Export-Import Bank

Farm Credit Administration

Federal Communications Commission

Federal Deposit Insurance Corporation

Federal Election Commission

Federal Energy Administration

Federal Home Loan Bank Board

Federal Labor Relations Council and Federal Service Impasses

Panel

Federal Maritime Commission

Federal Mediation and Conciliation Service

Federal Paperwork Commission

Federal Power Commission

Federal Reserve System

Federal Trade Commission

Fine Arts Commission

Foreign Claims Settlement Commission

VOLUME V

INDEPENDENT AGENCIES (CONTINUED)

Gambling, Commission on Review of National Policy Toward

General Services Administration

General Services Administration/National Archives and Records Service

Harry S. Truman Scholarship Foundation

Inter-American Foundation

International Boundary and Water Commission—United States Section

International Trade Commission

Interstate Commerce Commission

Japan-U.S. Friendship Committee

Management and Budget Office

Marine Mammal Commission

National Advisory Council on Economic Opportunity

National Aeronautics and Space Administration

National Capital Planning Commission

National Center for Productivity and Quality of Working Life

National Commission on Supplies and Shortages

National Credit Union Administration

National Labor Relations Board

National Science Foundation

National Security Council

National Study Commission on Records and Documents of Federal Officials

National Transportation Policy Study Commission

National Transportation Safety Board

Nuclear Regulatory Commission

Occupational Safety and Health Review Commission

Overseas Private Investment Corporation

Panama Canal Zone

Pennsylvania Avenue Development Corporation

Pension Benefit Guaranty Corporation

Postal Rate Commission

Postal Service

President's Commission on Personnel Interchange

President's Commission on White House Fellowships

Privacy Protection Study Commission

Railroad Retirement Board

Renegotiation Board

Securities and Exchange Commission

Selective Service System

Small Business Administration

Telecommunications Policy Office

Tennessee Valley Authority

Trade Negotiations, Office of Special Representative

United States Information Agency

United States Railway Association

Veterans Administration

Wage and Price Stability Council

Water Resources Council

VOLUME I

DEPARTMENT OF DEFENSE

DEPARTMENT OF THE ARMY (1-268)*

AAFES Customer Comments, Complaints, and Direct Line Files
 Debriefing Acknowledgment Files
 Classified Material Access Files
 Personnel Security Case Files
 Personnel Security Status Files
 Official Personnel Folders (OPF)
 Employee Service Record Card Files
 Personnel Records Maintained at Supervisory Level
 Application for Employment Files
 College Recruitment Files
 Employee Examination Records
 Reference and Pre-Employment Credit Files
 Personnel Clearance Records
 Oversea Processing Records
 Incentive Awards Case Files
 Award Control Files
 Award Ceremony Files
 Personnel Appeals and Grievances
 Statement of Employment and Financial Interests
 Retirement Assistance Files
 Individual Health Records
 Retirement Extension Files
 Individual Trainee Files
 Trainee Card Index
 Tuition Assistance Case Files
 AAFES Accident Report
 Employee Travel Files
 Passport Files
 AAFES No-Notice Evaluation Report File
 Universal Annual Photograph Files
 IO Biographical Files
 Claims v. AAFES
 Litigation Initiated by AAFES
 Litigation Against AAFES Employees and/or AAFES
 Unfair Labor Practice Claim/Charges File
 Paid Disbursement Files
 Check-Cashing Privilege Suspense Files
 Check-Cashing Privilege Files
 Dishonored Check Files
 Accounts Receivable Files
 Travel Advance Register Files
 Travel Advance—Trial Balance Files
 Time Sheets
 Payroll Allotment Files
 United States Savings Bond Register Files
 Personnel Action/Discrepancy Notice Files
 Payroll Register Files
 Employer's Copy of Income Tax Withheld
 Employer's Quarterly Federal Tax Return Files
 Wage and Separation Information Report Files
 Payroll Adjustment Files
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 Fidelity Bond Files
 Accidental Death and Dismemberment Administrative Files
 Personal Property Claim Files
 Insurance Claims Files—Workmen's Compensation
 Short/Long Term Disability Files
 Miscellaneous Employee Claim Files
 Annuity Eligibility Files
 Waiver of Premium Files
 Individual Retirement Files
 Paid Death Claims Files
 AAFES Incident Record
 Systems Magnetic Tape Files (2)
 Personal Property Transfer System
 Personal Profile

*NOTE—Numerical references following agency or sub-agency heading refer to inclusive page numbers of the volume where the agency's systems are published.

Personnel Management Information System
 Personal Data Card
 Customers' Merchandise Returned for Repair or Replacement
 Progression Analysis Report (PAR)
 Personal Property Shipment Files
 Personal Property Storage Files
 Carrier/Contractor Management Files
 AAFES Catalog System (ACS)
 Information Personnel Files
 Classified Matter Inventory Reporting Files
 Office Personnel Register Files
 Office Personnel Locator/Organizational Rosters
 Mailing Lists for Army Periodicals
 Supervisor/Manager Employee Records Files
 Supervisor's Record of Technician Employment (NGB Form 904-1)
 Casualty Control Card
 Army Community Service (ACS) Volunteer Record
 Recruiter Assignment Report
 Personnel Accounting System (PAS)
 Central Files, Office of the Chief of Staff (DACS-DAS)
 Privacy Act Request File
 Central Files, Office, Secretary of the Army (SAAA)
 Request for Information Files
 Committee Management Files
 Inspector General Investigative Files
 Inspector General Complaint Files
 Vehicle Registration System (VRS) and Correctional Reporting System (CRS)
 Carpool Information/Registration System
 Resource Accounting System
 MISO Management (TWV)
 Management of Army ADP
 Teleprocessing Customer Identification System
 Computer Technology Files
 Visual Information System (VIS) Utilization
 Master Index (NMI)
 USA Individual Ready, Standby and Retired Reserve Personnel Information System
 ADP Master and Operating Files
 Officer Master File (OMF)
 Enlisted Master File (EMF)
 Enlisted Year Group Management File
 Recruit Quota System (REQUEST)
 ADP Master and Operating Files
 Enlisted Evaluation System
 AMEDD Officer Variable Incentive Pay
 Computer Users Information System
 Consultant Reference System
 ADP Master and Operating Files
 Data Processing Installation Control System
 Historian's Background Material
 Historical Inquiry Files
 Historical Photographic Files
 Memorialization Board Files
 Army Club Membership Registration System
 Contractor Indebtedness Files
 Military and Civilian Waiver Files
 Subsidiary Ledger Files (Accounts Receivable)
 Absentee Apprehension/Reward/Expenses Payment System
 Travel Advance Accounting System (TAAS)
 Civilian Employee Travel Payment System
 Military Personnel Travel Payment System
 Military Pay System—Active Army (Manual)
 Joint Uniform Military Pay System—Active Army (JUMPS-AA)
 Joint Uniform Military Pay System—Reserve Components—Army
 Joint Uniform Military Pay System—Army—Retired Pay
 Health Program Pay and Reimbursement System
 USMA Cadet Pay and Accounts System
 Civilian Employee Pay System
 Nonappropriated Fund Employee Pay System
 AAFMPS Individual Earnings Record
 Individual Leave Record—Annual and Sick
 AAFMPS Active and Inactive Theater Employees Payroll Register

Resource Management and Cost Accounting Files
 Check Cashing Privilege Files
 Nonappropriated Fund Accounts Receivable System (NAFARS)
 Individual Transaction Files (Customer Orders)
 Nonappropriated Fund Employee Insurance Files
 Nonappropriated Fund Instrumentality Membership Files
 Program Management and Review System (PROMARS)
 Validation Files
 Household Goods Shipment Excess Cost Collection File
 Federal Housing Administration (FHA) Mortgage Payment Insurance Files
 Conversion Files
 Disbursing Office Establishment and Appointment Files
 Bankruptcy Processing Files
 Pecuniary Charge Appeal Files
 Corps of Engineers Management Information System Files
 Public Information, Administrative, and Reference Paper Files
 Media Contact Files
 Medal of Honor Recipient Files (Vietnam Era)
 Prosecutorial Files
 Legal Opinion Precedent Files
 Employment and Financial Interest Statement Files
 Legal Assistance Case Files
 Legal Assistance Interview Record Files
 U.S. Army Claims Service Management Information System (USARCS MISO)
 Tort Claims Files
 Army Property Claim Files
 Medical Expense Claim Files
 Claims Back-up File
 USMA Legal Files on Military and Civilian Personnel
 Foreign Jurisdiction Case Files
 Foreign Jurisdiction Reporting Files
 Patent, Copyright, Trademark, and Proprietary Data Files
 Civil Process Case Files and Reference Files
 Patent, Copyright, and Trademark Soliciting Files
 Patent, Copyright, and Data License Proffers, Infringement Claims, and Litigation Files
 Litigation Case Files
 Judicial Information Release File
 Relief Legislative Files
 Release of Information Action Files
 Congressional Correspondence Files
 Congressional Inquiry File
 Biographical Files of Members of Congress
 Funeral Plans
 Press Interest Reference Files
 Witness Appearance Files
 Public Inquiry Files
 Army-Community Relations Files
 Roster of Civilian Community Leaders
 Biography Files
 Correspondence (Civilian Aides to the Secretary of the Army)
 Security Issues Symposium
 Blackmarket Monitoring Files
 Technical Surveillance Index
 Department of the Army Operational Support Activities Files
 Transfer of POV Files
 Informant Register
 Counterintelligence Research File System (CIRFS)
 List of Hostile Intelligence Collectors of Unclassified Mil Info
 Subversion and Espionage Directed Against the US Army (SAEDA)
 Directory of Known or Suspect Hostile Intelligence Personalities (DOKSHIP)
 Intelligence Collection Files
 Badge and Credential Files
 USAINTA Investigative Files System
 Security Clearance Case Files (SCCF)
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 Unsolicited Correspondence File
 Security Clearance Information Files
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 Security Clearance Information Files (2)
 Personnel Clearance Record (PCR) Files
 Security Clearance Information Files
 Central Adjudication Retrieval System (CARS)
 Indoctrination/Debriefing/Travel Restriction Data Files
 Diplomatic Immunity Rooster
 Secures
 US Army Criminal Investigation Fund Vouchers
 Criminal Investigation Accreditation Files
 FBI Criminal-Type Reporting Files
 Criminal Investigation and Crime Laboratory Files
 Criminal Information Reports and Cross Index Card Files
 Special Agent Evaluation Files
 Absentee Case Files
 Military Police (MP) Reporting Files
 Serious Incident Reporting Files
 Index to Criminal Investigative Case Files
 Index to Case Files—Republic of Vietnam CY70-CY73
 Security Identification Badges/Cards
 Trophy Firearm Registration
 Rod and Gun Clubs, Posts, Camps and Stations
 Camper Trailer Registration Card File
 Registration and Permit Files
 Traffic Law Enforcement Files
 Expelled or Barred Person Files
 Solicitation Ban List Files
 Military Police Investigator Certification Files
 US Army, Europe (USAREUR) Motor Vehicle Registry Files
 Vehicle Registration File
 Ration Control/Commissary/Cosmetic Purchase File
 Alphabetical Roster (Thailand)
 Local Criminal Information Files
 Alcohol and Drug Reference Paper Files
 Club Management Personnel Files
 Manpower Utilization Reporting System
 Safety Award Files
 Accident and Incident Case Files: Army Safety Management Information System
 Accident and Incident Case Files, COE
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 Individual Radiation Protection Files
 Individual Gravesite Reservation Files
 Drug Abuse Testing (Random Selection) System
 Equal Opportunity Investigative Files
 Race Relations/Equal Opportunity and Equal Employment Opportunity Complaint Files
 Classification, Reclassification, Utilization of Soldiers
 Qualitative Management Program (QMP) Appeal File
 Separated Officers—Records Transfer System
 Separation Transaction Control/Records Transfer System
 Automated Control of Trainees
 Military Personnel Management Reports
 Selective/Variable Reenlistment Bonuses
 Dependents of Military Personnel/US Citizen Employees
 Financial Counseling Reference Paper Files
 Retirement Services Control Reference Paper Files
 Enlisted Evaluation System/Report
 High School Folder (Lead List)
 Clemency Project
 Enlistment Eligibility Files
 Eligibility Determination Files
 OSC Waiver Requests
 Army Medical Procurement Applicant Files
 Military Personnel Action File
 United States Military Academy Entrance Examination Result Files
 ROTC Member File
 ROTC Cadet Application Files
 Officer Candidate School (OCS) Application File
 Officer Availability and Civil School Mgt System
 Officer Personnel Information Files
 Evaluation Files on Cadets and Potential Instructors
 Officer Accession Suspense Information System
 Accelerated Promotion/Early Discharge Report
 Medical and Dental Registrant Case Files
 Recruiting Prospect Card Files
 Center of Influence Card Files (USAREC Form 125)
 University of Hawaii Army ROTC Alumni
 Armed Services Vocational Aptitude Battery (ASVAB) System

Recruiter Malpractice Files	AYA Registration File
Recruiter Identification Report	Civilian Season Ticket Holders File
Departure Clearance Files	Army Athletic Association Membership File
AFEES Reporting System	Pentagon Officers' Athletic Center Membership File
Identification Card Application Files	Recreation Services Program Files
Privilege Card Application Files	Child Care Centers—Registration Files
Military Personnel Records Jacket Files (MPRJ)	Financial Management Planning and Counseling
Military Personnel Records Jacket (MPRJ) (NGB)	Personnel Actions—Personal Affairs
Army National Guard Automated Personnel Reporting System	Personal Affairs Army Community Service Assistance Files
Official Military Personnel File (Army National Guard)	Army Emergency Relief Transaction File
Official Military Personnel File	Commercial Business Solicitation Files
Office General Reference/Information/Personnel File	Casualty Case Files
Special Review Board (SRB) Appeal Case Summary File	Report of Casualty Department of Defense (DD) Form 1300
Emergency Data Files	Casualty Information System (CIS)
Project Managers Development Program (PMDP)	Misconduct/Unfitness/Unsuitability Discharge Board Proceedings File
Unfavorable Information Files	Army Council of Review Boards Files
Career Management Individual Files	Temporary Disability Retirement Master List (TDRL)
Rapid Electric Ad Coupon Transmission (REACT)	Retired Personnel Data File
Career Management Historical Data	AMC Center Intern Training Record and Progress Files
Mobilization Designee Files	Technician Personnel Management Information System (TPMIS)
Officer Evaluation Report Administrative Tracking File	MCT USAR Civilian Technician System
Changes for Enlisted Records and Evaluation Center	NAF Personnel Records
Foreign Area Officer (FAO) Training	Grievances and Appeals Under Negotiated Grievance Procedures
Enlisted Linguist Data Base (ELDB)	Official Personnel Folders
Contract Surgeon Personnel Files	Department of the Army Civilian Personnel Systems
Line of Deputy Investigations	Hazardous Devices Course Graduates
Correction Case Folders	Identification Card Accountability Files
Philippine Army Files	Educational Development/Contractor Personnel
MASSTER Personnel Information System	Contract Training File
United States Military Academy Candidate Files	Military Construction Training Files
United States Military Academy Cadet Files	Training Summary
United States Corps of Cadets Personnel Records	Civilian Attorney/Patent Adviser Career Files
Admissions and Registrar Mailback Card	Occupational Inventory Files
Physical Profile	Referral Program for NAF Employees
Alumni Affairs and Gifts Program Division Donor Data Sys	NAF Complaint, Appeal and Grievance Case Files
Cadet Academic Management Information System	Labor Management Relations Records System
Cadet Counseling File	Pathology Contributor Mailing List
Biographical Card File	Medical Regulating Files
Athletic Pointer File	Entrance Medical Examination Files
United States Military Academy Cadet Record Cards	Medical Care Inquiry Files
USMA Admissions Participant Roster and File	Claims Inventory of Active Claims for Medical Care under CHAMPUS
Career Management Files on Dual Component Personnel	Cross Reference List Report of Claims for CHAMPUS
Personnel Management/Action Working Files	Active Claims for Medical Care Provided under CHAMPUS File
Reserve Personnel Information Reporting System	Medical Review Files
Personnel Research Survey Questionnaire and Test Records	Mental Competency Review Files
Test Score Transmittal Files	Medical Classification Files
Assignments and Training Selection for ROTC Graduates	Medical Evaluation Files
Aviation Officer Personnel Management System	USA Reserve Officer Training Corps (ROTC) Medical Examination Files
Central Transient Account System (CTAS)	United States Military Academy (USMA) Medical Qualification Files
Officer Personnel Utilization System, Asset File	Patient Accountability Files
Army Military Central Registry System	Control Card Files
Military Personnel Assignment Files	Patient Trust Fund and Baggage Files
Branch Transfer/Detail Files	Medical Services Account Files
Reserve Officers Training Corps (ROTC) Instructor File	Individual Patient Diet Files (Department Army Form 2924)
Army Medical Department Personnel Management and Man-power Control System	Medila Staff Credentials File
Personnel Data Card and Locator Card Files	Professional Consultant Control Files
Field Military Personnel Information System—SIDPERS, PERMACAPS, AAPERS	Professional Personnel Informational File
Computerized Time Accounting System (CTAS)	Medical Prescription Files
Command Unique Personnel Information Data System (CUPIDS)	Pathology Consultation Record Files
Colonel Information Application File	Clinical Investigation Record System
Personnel Utilization Reporting System	Blood Donor Files
Military Personnel Register Files	Nursing Service Personnel Data and Schedule Files
Military Award Case File	Nursing Service Schedule Files
World War I Awards and Decorations Card File	Patient Condition Reporting File
BOQ (Background Opinion Questionnaire)	Temperature, Pulse, and Respiration Files
Attitude Surveys	Medical Facility Individual Reporting Files
Individual Correctional Treatment Files (3)	Medical Treatment Indices
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Religious Education Directors	
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 Clinical Psychology Individual Case Files
 Social Work Individual Case Files
 Alcohol and Drug Abuse Rehabilitation Files
 Tuberculosis Registry
 Civilian Consultation Service Case Files
 Military Consultation Service Case Files
 American Red Cross Consultation Service Case Files
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 Animal Death Certificate Files
 MASSTER OSUT Individual Basic Training Survey
 Student Research Report Index
 Training Performance Rating (TPR)
 Mailing List for PARAMETERS, USAWC Journal
 Training Management System
 Computer Directed Training System (CDTS)
 Student Reference Files
 Assessment of Tank Crew Training
 Enlisted Training Base (ACT)
 ROTC Financial Assistance (Scholarship) Application File
 SMART (System to Manage AMSSA Required Training)
 National Security Seminar (NSS) Guest Reference File
 AMC School Files
 Representatives of Carlisle and Vicinity
 Biographic Files
 Army School Files
 USMA Institutional Research Survey File
 Delphi Evaluation
 USMAPS Admissions File
 College Registration System (CRS)
 Student Selection Files
 Language School Files
 Army School Student Files
 AMC School Student Files
 USMAPS Academic Files
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 TRADOC Educational Data System (TREDSNRI)
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 Academy of Health Sciences—Nonresident Instruction Files
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 Army School Student Files
 Individual Academic Record Files
 Reserve Officer Training Corps—Active Duty Training
 United States Army War College Graduate Directory File
 Nonresident Instruction Automated System (NRIAS)
 US Army War College Cooperative Degree Program Files
 USAWC Individual Student Counseling Records
 Resident Instruction & Support Files
 Training/Development Records USACSC Military Personnel
 USMAPS Training Files
 Resident Student Record (RSR) System
 Correspondence School Academic Data File
 Resident Student Electives Assignment File
 Resident Student Evaluation System File
 Resident Student Biographical Data Base
 Resident Section Assignment File
 Student and Faculty Expertise (SAFE).
 House Staff Evaluation Report File
 AMEDD Training Applications Status Record
 Continuing Medical Education Course Attendance Files
 Civilian School Files
 Long Term Civilian Training Student Contract Files
 Officer Partially Funded Civil School File
 Residency, Subspecialty and Fellowship Training
 US Army Graduate Medical Education Trainee Card File
 College Equivalency Evaluation
 Enrollment Application Files
 Correspondence School Basic Data File
 GED Reference Papers/Participation Education Program
 General Educational Development (GED) Individual Record
 Dependent Children School Program Files
 School Employee File
 Telephone Directories
 Operation of Private Radio/Station Citizens Band Radio
 MARS Members Files
 Photographer Identification Files
 Photographic Caption Files
 Still Picture Files (Personalities/Categories)
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 Postal Directory Files
 Standing Delivery Order Files
 Individual Flight Record File
 Flight Examination Files
 Flight Regulation Violation Files
 Controller Training and Proficiency Record Files
 Transportation Administrative Files
 Discrepancy in Shipment Report (DISREP)
 Transportation Reference Paper Files
 Surface Cargo Export System (SURS)
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 Passenger Reservation Reference Paper Files
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 Privately Owned Vehicle Shipment Files
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 Procurement Misconduct Files (Fraud Cases)
 Procurement Management Information System Europe
 Contractor Personnel Files
 Property Officer Designation Files
 Hand Receipt Files
 Personal Property Accounting Files
 Personal Clothing Record Files
 Authorized Supply Representative Card Files
 Authorized Supply Representatives Card Register Files
 Equipment Operator Permit Files
 Equipment Operator Permit Register Files
 Laundry and Dry Cleaning Accounting Files
 Small Arms Sales Record Files
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Homeowners Assistance Case Files	Civilian Training Reporting Files	
Integrated Facilities System (IFS)	Civilian Training Program Files	
Army Housing Files	Training Files	
Contractor Qualification Files	Contract Training Files	
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Personnel Security Clearance Information Files	Official Records (Military) Files and Extracts	
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DMA HQ Military Personnel Reference Paper Files	Federal, State and Professional Safety Councils and Committees Files	
Communications Center Release Authorization	Safety Awards Files	
Military Personnel Reference Paper Files	Accidental Injury/Death Reporting Records Files	
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Inspector General Complaint Files	Blood Donors Files	
Historical Photographic Files	Alcoholism and Drug Abuse Files	
Installation Historical Files	School Reporting Files	
Record of Travel Payments	Faculty Development Program Files	
DMA Central Clearance Group Pre-Employment Files	School Faculty Board Review Files	
Individual Pay Record Files	Individual Academic Record Files	
Compensation Data Request Files	Collateral Individual Training Record Files	
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Decedent Claim Files	Report of Survey Files	
Statements of Employment and Financial Interest Files	Self Service Store Authorization Card Files	
Legal Assistance Case Files	Motor Vehicle Operator's Permits and Qualifications Files	
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Security Violation Card File	Civil Rights Complaint and Compliance Files	
Security Identification Issue Files	Liaison Services Industrial Coordinator, Guest Speaker and Natl. Organ. List	
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Firearms Authorization Files	Civil Defense Awards	
Parking Permit Control Files	Interest-Conflict Review	
Vehicle Registration and Driver Record File	Claims (Litigation)—Employees	
Traffic Law Enforcement Files	Claims (Litigation)—Other than Employees	
Key Accountability Files	Enforcement, Compliance and Supervision of DCPA Employees	
Personnel Security Files (2)	Enforcement (Compliance)—Individuals Other than DCPA Employees	
Personnel Security Investigative Files	Program Management Information System	
Security Briefing and Debriefing Files	Delegations and Designations Files	
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Civilian Personnel Program Reporting Files (Master File Printout)	Defense Civil Preparedness Agency (DCPA) Central Files	
Civilian Personnel-Program Reporting Files (Employee Re- tirement Record)	Office Services File System	
Personnel Assistance Files	General Personnel	
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Differential and Allowance Files	Military Reserve Program	
Active Application Files (Applicant Supply Files)	Executive Reserves	
Pending Application Files	Equal Employment Opportunity Discrimination Complaint Files	
Equal Employment Opportunity Reporting Files	Handicapped Employees and Handicapped Veterans	
Equal Employment Opportunity Complaint Case Files	Emergency Notification Lists	
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 Instruments and Equipment, Loaned, Radioactive Materials
 Maintenance and Calibration
 Radiation Exposure and Radioactive Materials; Radiation
 Committee Records
 Classified Documents Control Files
 Summer Hire
 F. W. Dodge Company Reports
 Student Academic and Course Records, DCPA Staff College
 Home Study Courses, DCPA Staff College
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 (SLCPIP)
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 DCPA Form 1353, Appl. for Enrollment in Architects and
 Engrs; Professional Dev. Prog.
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OFFICE OF THE SECRETARY OF DEFENSE (327-376)

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 Federal Employment Service Record Card
 Travel Files
 OSD General Correspondence Files
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 Training Records
 Personnel Leave Schedule
 Personnel Records
 Civilian Pay Time and Attendance Report
 Request for Overtime Authorization
 Time and Attendance Report
 Classified Container Custodian Data, SD 411
 List of Personnel and Security Clearances
 Combat Area Casualties
 List of Female Employees of OSD/OJCS
 Personnel File/Biography
 Personnel Roster (3)
 Supergrade Correspondence, Reports, and Case Files
 Job Opportunity Announcements
 DoD Program for Stability of Civilian Employment
 Reduction-In-Force Case Files
 Roster of When Actually Employed Employees
 DoD-Wide Civilian Career Program for Comptroller/Finan-
 cial Management Personnel
 Incentive Awards Records
 Worker's Compensation-On-The-Job Injuries Report File
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 Department of Defense Distinguished Service Medal Files
 Joint Service Commendation Medal Recommendations File
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 Report of Personnel Assigned Outside of Department of De-
 fense
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 General/Flag Officer Roster
 Roster of Military Personnel
 Navy Officer Personnel Service Records
 Overseas Staffing Files
 Protective Services File
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 Employee Assistance Program Case Record Systems
 Labor Management Relations Records Systems
 Application for Pentagon Parking Permit
 Pentagon Computeride
 Office of the DASD (Security Policy) Personnel Files
 (ODASD(SP))
 Industrial Personnel Security Clearance Case Files
 Administrative Files on Active Psychiatric Consultants to
 DoD
 Motions for Discovery of Electronic Surveillance Files
 Personnel Security Clearance Files
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 Personnel Administration Files
 Office Director of Research and Development, (ODDR&E),
 Inventor's File
 Requests for Two-Year Foreign Residence Waiver Files
 Financial Interest Statement File
 Private Relief Legislation File
 General Administrative File
 Personnel Files
 Contact Files
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 the ASD(H&E)
 Variable Incentive Pay for Medical Officers—Data Manage-
 ment System
 I&L Administrative Files
 ISA Telephone Directory
 ISA Locator File
 Organizational Personnel Files and 201 Files
 Office of the Assistant Secretary of Defense (Intelligence)
 Personnel Roster
 Key Personnel List
 Staff Telephone Listing
 Security Clearance File
 Biographic Data File
 Overseas Education Correspondence Files
 Teacher Application Files
 Employer Support File (PLEDGE)
 Reenlistment Eligible File (RECRUIT)
 Department of Defense Priority Placement Program (STOP-
 PER LIST)
 Department of Defense Overseas Employment Program
 Central Automated Inventory and Referral System (CAIRS)
 DRRI Student File
 Equal Opportunity Complaint File
 Military Absentees in Foreign Countries (DESERTER)
 Reserve Components Common Personnel Data System
 (RCCPDS)
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 DOD Overseas Dependent School Teachers Retroactive Pay
 Project
 Health Benefits File
 AR 340-18-9 Medical Care Inquiry Files
 MA3T01 Health Benefits Preapproval Files
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 Biographv File
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 Case Files
 Freedom of Information Program Case Files
 Security Review Index File
 Personnel Files
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 of Defense for PA&E
 Civilian Personnel Sample
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DSMS Academic Analysis System	Inspection Augmentor Data
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ARPA Personnel	Microfilm Records Congressional/Executive Inquiries
DEPARTMENT OF THE AIR FORCE (378-678)	Student Information Cards
For Cause Separations of Personnel with Duty and Travel Restrictions (FCS/DTR)	Locator or Personnel Data
Sensitive Compartmented Information (SCI) Personnel Security Records (PSR)	Congressional Inquiry File
Secretary of the Air Force Historical Records	Medical Service Corps Personnel Files
Unusual and Incoherent Translation Material	Personnel Locator Cards
Chaplain Privileged Communication Files	Professional Inquiry Records System
Commander's Patient Status Report (Cadet)	Files of Waiver from Flying Duty (WAIVR FILE)
Cadet Appointment System	High Level Inquiry File
Cadet Wing Movements	Veterinary Personnel Files
Planning and Resource Management Information System	Congressional Inquiries
Inquiries (Presidential, Congressional)	Locator Personnel Data
Air Force Discharge Review Board Retain Files	Personnel Locator Roster
Individual Weight Control File	Recruiter Manning Personnel Listing
Humanitarian/Permissive Reassignment Files	Air Force Junior ROTC (AFJROTC) Unit Files
Special Interest Assignment Files	Air Force Office of Information/OI Personnel Background Record
Drug Abuse Ledger	General/Colonel Status Board
Survival Training Elimination Messages	Locator of Personnel Data (Lists of Known Civilian Criminals)
National Agency Check—Status	General Colonel Personnel Data Action Report
Administrative Discharge Administrative Summary	Visual Aid
Instructor of the Month Records	6987 Security Squadron Office Alpha Roster and Squadron Roster
Potential Faculty Rating System	Civil Engineer Personnel Data Cards
Air Force Reserve Officer Training Corps Evaluation Information Record Files	Faculty Biographical Sketch
Airman NCO Recognition Program	Navigation Course Number 470, Flight Mission Report
Office Projects/Studies (Behavioral Service Program)	Class Committee Products
Academic Completion Report	Privacy Act Request File
Human Reliability for Special Missions	Information Requests—Freedom of Information Act
Correspondence, Message and Project Files (Civil Reserve Air Fleet Personnel)	Fee Case File
Minutes of 354 TFW Quality Review Committee	Veterinary Records
Air Force Attache Record System	Cadet Records System (Research and Evaluation Files)
USAF Prisoner of War (PW) Debriefing Files	Manpower Standards Study Reports
Military Airlift Command (MAC) Dishonored Check Program	Committee Management Records
Cadet Promotion List	Biographical Information File
Background Material	Commander Selection File
Operational Reference File	Brigadier General Screening Board Results
Record of Air Force Personnel Assigned Outside the Department of Defense	Cadet Summer Training
USAF Reconstitution Requirements for Office of JCS and HQ USAF	Air Force Audit Agency (AFAA) Management Information System—Plan File
Check Cashing Privilege Files	File Designation, Drug Abuse, Waiver Requests
Reports, Controlled and Uncontrolled (Bad Check Report)	Confidential Statement of Employment and Financial Interest
Daily Strength Report	Duty and Travel Restriction Notification Letters
Senior Officer Management Office Files	Alcohol Abuse Control Case Files
Report of Processing Time for Administrative Discharge Actions	Drug Abuse Control Case File (2)
Student Record of Training	Graduate Programs
Graduate Evaluation Master File	Military and Leadership Order of Merit System
Source Support and Control Data Basic Trainee Records	Inquiries on the Reserve Program
Source Support and Control Data Special Trainee Records	Documentation for Identification and Entry Authority
Nelson Denny Reading Test Answer Sheets	Applications for Identification (ID) Cards
Air Force Reserve Officer Training Corps (AFROTC) Membership System	Deceased Service Member's Dependent File
Four Years Reserve Officer Training Corps (AFROTC) Scholarship Program Files	Indebtedness, Nonsupport, Paternity
Individual Weight Loss Record	Casualty Files
Air Force Reserve Officer Training Corps (AFROTC) Guest Lecture Files	Next of Kin Inquiries Civilian MIA/PWs
Personnel Management Information System	Contingency Planning Support Capability (CPSC)—Data Systems Designator (DSD) A349
Source Support—Control Data	Advanced Personnel Data System (APDS)—ADS: E300
Career Development Graduates Historical Roster	USAF Aerospace Medicine Personnel Career Information System
Career Development Graduates Monthly Report	Bioenvironmental Engineer Personnel Career Information System
	Aerospace Physiology Personnel Career Information System
	Military Personnel Expense Distribution Listing

Personnel Data System
 Air Training Command (ATC) Officers Effectiveness Analysis
 File
 Air Training Command (ATC) Officer Add-on Data
 Processing and Classification of Enlistees (PACE)
 Enlistee Quality Control Monitoring System E818
 Advanced Data Personnel System Optional DIN Y06
 Advanced Personnel Data System (APDS) CBPO Optional
 DINS Y01-Y05
 Military Airlift Command (MAC) Special Executive Development Program
 Group Scheduling Listing
 Disaster Teams and Training
 Officer Promotion Eligibility Report
 Base Automated Mobility System (BAMS) Personnel Extract
 Tape
 Processed Transactions
 Periodic Reconciliation File
 Accession Listing
 Input Transaction Registers
 Military Personnel Administrative Records
 Air Force Systems Command (AFSC) Personnel Resource Management System
 Potential Program Managers Tracking System (PPMTS)
 Air Force System Command Personnel Data Retrieval System
 Equal Opportunity in Off-Base Housing
 Off-Base Housing Referral Service
 Base Housing Management
 On/Off-Base Housing Records
 Visiting Officer Quarters—Transient Airman Quarters Reservation
 Nonappropriated Fund (AF NAF) Employee Insurance and Benefits System File
 General Officer Personnel Data System (2)
 Office File
 Files on General Officers and Colonels Assigned to General Officer Positions
 Medical Opinions on Board for Correction of Air Force Military Records Cases (BCMR)
 Unit Assigned Personnel Information File
 Separation Case Files (Officer and Airman)
 Absentee and Deserter Information Files
 Officer Effectiveness Report (OER)/Airman Performance Report (APR) Appeal Case Files
 Disability/Non-disability Retirements Records
 Military Personnel Records System
 Military Personnel Microform Records System
 Correction of Military Record Card
 Chaplain Applicant Processing Folder
 Health Education Records
 Application for Appointment and Extended Active Duty Files
 Medical Officer Personnel Utilization Records
 Effectiveness/Performance Reporting Systems
 Statutory Tour Program
 United States Air Force (USAF) Airman Retraining Program
 Chaplain Personnel Record
 Chaplain Information Sheet
 Cadet Disciplinary System
 Informational Personnel Records (2)
 Personnel Files on Statutory Tour Officers
 Files on AF Reserve General Officers: Colonels Assigned to General Officer Positions
 Military Records Processed by the Air Force Correction Board
 Mobilization Augmentee Training Folders
 Physician Personnel Files
 Informational Personnel Training Records
 Informational Personnel Records (4)
 Information Personnel Records (Mobilization Augmentee File)
 Informational Personnel Records
 Correction of Military Records of Officers and Airmen
 Officer Status File
 Status of Ineffective Recruiter
 Key Personnel Status Report
 Record of Individual Counseling
 Review of Application for Correction of Military Personnel Record
 AU OER-TR Reviewing Sheet
 AFJROTC Instructor Records System
 Air Force Junior ROTC (AFJROTC) Instructor Applicant System
 Personnel Interview Board
 Curriculum Vitae
 Informational Personnel Records
 Removal of Government Operators HCCNSC
 Ground Safety Accident Briefing
 Personnel Appearance Commendation/Violation Citation
 Informational Personnel Records
 Informational Personnel Records (OI Personnel Background)
 Geographically Separated Unit Copy Officer Effectiveness and Airman Performance Report
 Personnel Information File
 Informational Personnel Records
 Air Intelligence Manpower Management System (AIMMS)
 Reserve Management and Mobilization System (RMAMS)
 Air Force Audit Agency (AFAA) Personnel Electronic Evaluation, Reporting System (PEERS)
 Informal Airmen/Reserve Information Record
 AFRA Management Information System—Career File
 Air Force Audit Agency Office Personnel File
 Air Force Audit Agency Office File
 Informational Personnel Records
 Internal Personnel Data System
 AAC Quality Force Records System
 Alaskan Air Command (AAC) Quality Force Record System
 AAC Quality Force Records System
 Drug/Alcohol Intake Interview and Checklist
 Education and Training Fact Sheets
 Request for Clinical Privilege at USAF Hosp Beale
 Navigator Background Information
 Air Force Discharge Review Board Original Case Files
 Senior Officer Information File
 Administrative Disenrollment and Investigations
 Prospective Instructor Files
 USAF Academy Cadet Honor Committee Case Files
 Reserve Supplement Officer (RSO) Case File
 Application for Separation from the Regular AF to AF Reserve/Air National Guard
 Servicemen's Group Life Insurance (SGLI) Entitlement Case Files
 Air Force Service Number/Social Security Account Number Cross Reference Rosters
 Bad Address Card Files
 Control Card for Vouchers for Medical Services
 Medical Mobilization Augmentee Personnel Management Files
 Medical Service Liaison Officer Program Card File
 Medical Actions Card File
 Air Reserve Information Squadron Biographical Files
 Chaplain Personnel Management Files
 Personnel Management Records
 Chaplain Biographical Files
 Biographical File
 Personnel Management Files
 Management Control System (MCS)
 Admissions and Registrar Records
 Information Officer Background Record
 Selective Reenlistment Consideration
 Request for Variable Reenlistment Bonus (VRB) and/or Advance Payment of VRB
 Cadet Personnel Records System (2)
 Master Cadet Personnel Record (RR) /Historical
 Master Cadet Personnel Record (RR) /Active, Directorate of Cadet Records
 Manning Specialist Evaluation
 Career Development Folder

Academic Counseling Record	Long-Term Full-Time Training File
Air Force Enlistment/Commissioning Records System	Executive Development Council File
Reserve Manning Report	Supervisor's Management Training Profile
Secretary of the Air Force Military Personnel Administration	Arbitrations
Chaplain Personnel Action Folder	Performance Awards and Outstanding Performance Ratings
Assignment Action File	Labor Management Relations Records Systems
Airmen Utilization Records System	Employee Assistance Program Case Record Systems
Officer Utilization Records System	Civilian Personnel Files
Outgoing Clearance Record	Supervisor's Record of Civilian Employee
Incoming Clearance Record	Employee Orientation Checklist
Relocation Preparation Project Folders	Civilian Personnel Statistical Accounting System
Separation Relocation Project Folders	Educational Delay Board Findings
Training Status Code	Air National Guard Information Personnel Background File
Commander Identification	Air Force Reserve Applications
Air Force Advisory Personnel in Latin America	Applications for Appointment Medical Corps
Data Change/Suspense Notifications	Professional Officer Course (POC) and Financial Assistance
Classification Screening Records	Program Cadets
Assessments Screening Records	Cadet Records
Redline Control Report	Air Force ROTC Field Training Administration System
Air University (AU) Advanced Degree Application	AFROTC Field Training Assignment System
Officer Assignment Files	Flight Instruction Program (FIP)
AU Potential Faculty List	Military Personnel Folders
Officer Assignment Logs	Reserve Officer/Airman Personnel Data Card Index
Cooperative Degree Accounting System	Air Force Service Data of Employees and Relatives
Bomber Mobilization Recovery Roster	Air Force Reserve Applications for Extended Active Duty
PCS Funds Control Log	Air Force Reserve Officer Training Corps (AFROTC) Contract Violators
Office Personnel Data Informational Files	Involuntary Recall
Personnel Selected for Relocation	Reserve Medical Service Corps Officer Appointments
Palace Chase Assignment Applications	Inactive Duty Training Extension Course Institute (ECI) Training
Officer Effectiveness Report Data Card	Cadet Information Card
Unfavorable Information Files (UIFs)	Academic Scheduling
Personnel Action File (Digest File)	Collateral Training Records
Line of Deputy Determinations and Investigations	Information Officer Short Course Eligibility File
Unfavorable Information Files (UIFs) on Officers and Airmen	USAF Academy Cadet/Nominee/Applicants Athletic Records
Advanced Personnel Data System, Consolidated Base Personnel Office Optional DIN Y07	Professional Military Education (PME)
Personnel Quality Control Report	Program Administration Records
Air Force Personnel Test 851, Test Answer Cards	Faculty Board Ledger
Armed Services Vocational Aptitude Battery (ASVAB) Test Cards	Student Collateral Training Records
Air Force Reserve Officer Training Corps Qualifying Test Scoring System	Undergraduate Pilot and Navigator Training
Flying Status Branch File	Air Force Reserve Medical School Tour Allocations
Application for Advanced Aeronautical Rating File (Senior and Chief Flight Surgeon)	Training Instructors (Academic Instructor Improvement/Evaluation)
Flying Status Actions	Electronic Warfare Officer Examination Answer Sheet
Flying Evaluation Board (FEB) File	Combat Intelligence Crew Training Record
Officer Promotion and Appointment	Aircrew Positive Control Study Record
Recorder's Roster	Officers Electronic Warfare Officer (EWO) Training Record
Historical Airman Promotion Master Test File (MTF)	Missile Procedures Training (MPT) Accomplishment
Officer Promotions	Nursing Skill Inventory
Air Force Reserve Airman Demotions	Training Summaries Graduation Roster
Field Grade Officer Promotion Analysis Worksheet	Training Summaries Entering Class Rosters
Airman Promotion Historical Records	Training Summaries Alphabetical Roster
Request for Discharge from the Air Force Reserve	Training Summaries Class Roster
Administrative Discharge for Cause on Reserve Personnel	Advanced Degree File
Discharge and Separation Records	Air Force Audit Agency Office Training File
Administrative Discharge File	Aircrew Intelligence Training Report
Civilian Personnel Management Information System (CPMIS)	Operations Training Records
Non-Appropriated Fund (NAF) Civilian Personnel Records	Upgrade Training Missile Procedures Training (MPT) Critique Form
Merit Promotion File	Maintenance Management Automated Training System (MMATS)
Civilian Pay—Personnel—Manpower (Paperman)—E205	Education Services Program Records (Individual)
Civilian Personnel Applicant Supply Files	Graduates of Air Force Short Course in Communication (Oklahoma University)
Civilian Personnel Test Score Record	Air Traffic Control (ATC) Certification Documentation (2)
Job Element Questionnaires for Civilian Trades and Labor Occupations	Air Traffic Control Rating and Training Program Documentation
Civilian Personnel Occupational and Suitability Employment Examinations	Student Record
Temporary Quarters Subsistence Expense	Individual Academic Training Record
Air Reserve Technician (ART) Officer Selection Folders	Individual Academic Records
Air Reserve Technician Data System	Individual Academic Records—Survival Training Students
Training and Employee Development Record Systems	Field Training Student Attendance and Rating Records
Personnel Appraisal Pacific Air Command (PACAF) Executive Development Program	Technical Training Course Management Information System
Off Duty Education File	Student Record of Training
	Training Progress Reading Proficiency Case Files

Air University Academy Records
 Student Record Folder
 Maintenance Management Information and Control System (MMICS)
 Training Progress (Permanent Student Record)
 Unit Training Program
 Training Work Sheet (GRF Form 36)
 Student Record File
 Training Progress
 Training Progress Student Data Records
 Defense Language Institute Student History
 United States Air Force Special Investigations School Individual Academic Records
 Community College of the Air Force Student Record System
 Air Force Institute of Technology Education (AFIT) Historical File
 Training Systems Research and Development Materials
 Flying Training Records—Student
 Aircrew Training Records, Aerospace Defense Command (ADC)
 Aircrew Training Records F106 Aircraft
 Aircrew Training Records F101 Aircraft
 Aircrew Training Records F102 Aircraft
 Aircrew Training Records F4 Aircraft
 Aircrew Training Records T33 Aircraft
 Flying Training Records (3)
 Aircrew Instruction Records (Flying Training Records)
 Training Aids Usage (Simulator Student Training Records)
 Tactical Air Command Automated Flying Training Management System
 Aircrew Resource Management System (SACARMS) / Aircrew Qualification Report
 Air Force Academy Appointment and Separation Records
 Education and Research Data Base
 Air Force Academy Candidate System
 Active Cadet Counseling File
 Preparatory School Records
 Academic Requirements
 Academic Grades
 Individual Progress Record—Synthetic Trainers
 ANG Rated Report
 Progress Report, Undergraduate Pilot Training
 Aircrew Data
 Aircrew Qualification
 Flight Management Data System (FMDS) Data System Designator A020
 Individual Flight and Aircrew Evaluation Records
 Military Airlift Command Aircrew Resource Management System
 Integrated Aircrew Resource Management System
 Individual Flight Records
 Maintenance Management Information and Control System (MMICS)
 Exception Time Accounting (ETA) System (G001A)
 Personal Clothing and Equipment Record
 Tool Kit Control Card
 Accounts Payable Records
 Office, Secretary of Air Force Travel Files
 Personal Property Movement Records
 Household Goods Nontemporary Storage Accounts System (NOTEMPS)
 Vehicle Integrated Management System (VIMS)
 Motor Vehicle Operators' Records
 Research and Development Planning and Programming Records
 Research and Development (R&D) Projects Records
 Minnesota Multiphasic Personality Inventory Research Program
 Aeromedical Research Data
 Personnel Research Laboratory Historical Data Base File
 Sound Recordings
 Military Affiliate Radio System (MARS) Station Questionnaire
 Military Affiliate Radio System (MARS) Personnel Action
 Judge Advocate Personnel Records
 Inspector General Records Freedom of Information Act
 Legal Assistance Administration
 Litigation Records: Tort Claims, Admiralty, Collection and Hospital Recovery Acts
 Civil Litigation Records
 Freedom of Information Act Appeals
 Air Force Discharge Review Board Voting Cards
 Air Force Discharge Review Board Case Control/Locator Cards
 Legal Administration Records of the Staff Judge Advocate
 USAF Foreign Criminal Jurisdiction Cases
 Foreign Civil Litigation Records
 Reserve Judge Advocate Training Report
 Invention, Patent Application and Patent Application Security, and Patent Files
 Patent Infringement and Litigation Records
 Court-Martial and Article 15 Records
 Military Justice Administration (2)
 Judge Advocate Command Roster
 Automated Military Justice Analysis and Management System (AMJAMS)
 Claims Administrative Management Program (CAMP) E064
 Claims Records
 Investigations/Complaints Files
 Inspector General Records
 United States Air Force (USAF) Inspection Scheduling System
 Badge and Credentials
 Investigative Applicant Processing Records
 Investigative Support Records
 Security and Related Investigative Records
 Counterintelligence Operations and Collection Records
 Criminal Records
 Firearms Authorization and Safety Records
 Provisional Pass
 Registration Records (Excluding Private Vehicle Records)
 Notification Letters to Persons Barred from Entry in Air Force Installations
 Complaint/Incident Reports
 Serious Incident Reports
 Incident Investigation Files
 Traffic Accident and Violation Reports
 Field Interview Card
 Reporting Crimes and Serious Incidents
 Temporary Private Vehicle Impoundment Record
 Pickup or Restriction Order
 Correction Records
 Vehicle Administration Records
 Bicycle Registration File
 Storage and Special Permits for Recreational and Utility Trailers
 Trailer Lot Registration
 Individual Accident/Violation and Safety Training Record
 Air Training Command Aircraft Accident Board Resources List
 Safety Education File
 Aircraft Accidents and Incidents Computer File
 Human Factors in Aircraft Accident/Incident Computer File
 United States Air Force (USAF) Ground Accident Fatality File
 Bachelor Airmen's Quarters (BAQ) Temporary Issue Receipt
 Deceased Investigation Dependent Military Burial
 Cadet Injury/Illness Report
 Medical Professional Staffing Records
 Aircrew Standards Case File
 Physician Assistant Evaluation
 Department of Defense Medical Examination Review Board Medical Examination Files
 Retirements/Separations Records System
 Physical Examination Reports Suspense File
 Air Force Clinical Laboratory Automation Systems (AFCLAS)
 Laboratory Course Phase II
 Chain of Custody Receipt
 USAF Hearing Conservation Record System
 Central Medical Registry Files

Drug Abuse Rehabilitation Report System	Military Pay Records
Medical Recommendation for Flying Duty	Uniformed Services Savings Deposit Program (USSDP)
Aerospace Medicine Program Medical Recommendation	Air Force ROTC Cadet Pay System
Missile Duty	Air Reserve Pay and Allowance System (ARPAS)
Air Force Aerospace Physiology Training Programs	Pay and Allotment Records
USAF Compression Chamber Operation	Joint Uniform Military Pay System (JUMPS)
USAF Master Radiation Exposure Registry	Lackland Entry Airmen Pay System (LEAPS)
Dental Health Records	United States Air Force Retired Pay System
Periodic Occupation Vision Record	Rome Air Development Center (RADC) Manpower Resources
Dental Personnel Actions	Expenditure System
Dental Professional Activities	Integrated Management Information and Control System (IMICS)
Patient Evacuation Manifest	Recruiting Advertising Evaluation (RAE) System E306
MAMS-R (Medical Administrative Management System—Revision)	Student Questionnaire
Casualties in Southeast Asia	Personnel Cost Accounting System (PCAS)
Child Advocacy Case Files	Air Force Postal Directory File
Civilian Health/Medical Program of Uniformed Services (CHAMPUS) Case Claim Files	Current Official Active Duty Chaplains Mailing List
Patient Index and Locator System	19000 Public Affairs References
OASIS (Outpatient Appointment Scheduling Information System)	Biographies of Officers and Key Civilians Assigned to SAF/OI
Admission and Disposition System	Official Biographies
Air Force Blood Program	Special Events Planning—Protocol
Clinical Records and Related Documents	Howe Town News Release Background Data File
Health and Outpatient Records	Operations Security File for Foreign Intelligence Collection Activities
Inpatient Data System	DIA Source Administration Program for Foreign Intelligence Collection Activities
Medical Service Accounts	Events and Installation File
Medical Service Account—Authorization for Supplemental Care	Master Alpha Resource List (MARLA)
Accreditation References	Requests for Access to Classified Information by Historical Researchers
Nursing Service Records	Compartmented Intelligence Access Roster
Automated Inpatient Data System	Nomination Files of Personnel Evaluated for Presidential Support Duties
Medical Recommendation for Flying Duty	Assignment Record Files for Personnel Selected for Presidential Support Duties
Manhour Accounting System (MAS)	Security Case Files
Management Oriented Personnel System (MOP)	Personnel Security Record Files
Behavioral Automated Research System (BARS) (B-3500)	Air Force Security Program Cases
Planning and Resources Management Information System	Personnel Security Clearance Investigation Records
Military Personnel Management System	Personnel Security Access Records
Personnel Data Used for Management Engineering (ME) Program Manning Purposes	Special Security Files
Air Force Audit Agency Management Information System—Report File	Clearance Certificate Records
Internal Audit and Control Records	Security Records Behavioral Data Reports
Nonappropriated Funds Standard Payroll System	Family Services Volunteer of Year
Accounts Receivable	Library/Special Collections Records
Dishonored Check Control Record	Air Force Educational Assistance Loans
Internal Accounts Receivable System	Completion of Courses/Degrees Under Operation Bootstrap
Chaplain Fund Service Contract File	Education Services Test Control Officers
Individual Earning Data	Predischarge Education Program Certifying Officers
Air Force Open Mess Program	Individual Class Record Form
Aero Club Membership/Training Records	Pupil Registration and Cumulative Record Cards
Confidential Statement of Employment and Financial Interest	Personnel Movement Program
Cadet Accounting and Finance, System Code RZ, Data System Designator E516	Child Care Attendance Records
Accounting and Finance Officer Accounts and Substantiating Documents	Recreation Volunteer and Application Records
Loss of Funds Case Files	Interservice Photography Contest Entry Records
Claims Case File—Corrected Military Pay and Allowances	Non-Chaplain Ecclesiastical Endorsement Files
Claims Case File—Missing in Action Data	Chaplain Personnel Roster
Claims Case File—Death Gratuity Records	Directory of Active Duty and Retired Chaplains
Indebtedness and Claims	Religious Education Registration and Attendance Records
Reports of Survey	Records on Baptisms, Marriages and Funerals by Air Force Chaplains
Account Receivable Records Maintained by Accounting and Finance	Cadet Religious Information Card
Control Logs	Cadet Counseling Interview Files
Control Log for Civilian Medical Care	Air Force Logistics Command (AFLC) Supergrade Information File
Travel Records	E246 Civilian Skills Locator System
Security Assistance Training Management Information System	Cadet Evaluation
Individual Retirement Record	Cadet Wing Strength Accounting System
Employee Group Life and Health Insurance Plan	Air Force Academy Administrative Record
Employee's Quarterly Federal Tax Return	Annual Outstanding Air Force Administration and Executive Support Awards
Civilian Pay Records	Military Decorations
Civilian Pay—Control Data	Air Training Command Management Analysis Awards Program
Accrued Military Pay System, Discontinued (AMPS 360/390)	Air University Outstanding Junior Officer of the Year
Microfilm of Military Pay Records	Individual Decorations Approved or Disapproved
	Special Awards File

Outstanding Airman of Year
 Cadet Awards Case Files
 Harold Brown Award
 USAF Research and Development Award
 Air Force Address Directory

NATIONAL SECURITY AGENCY (678-686)

Access, Authority and Release of Information File
 Applicants
 Correspondence, Cases, Complaints, Visitors, Requests
 Cryptologic Reserve Mobilization Designee List
 Equal Employment Opportunity Data
 Health, Medical and Safety Files
 Motor Vehicles and Carpools
 Payroll and Claims
 Personnel File
 Personnel Security File
 Time, Attendance and Absence
 Training

DEFENSE NUCLEAR AGENCY (686-691)

Employee Assistance Program Case Record Systems
 Employee Relations
 Labor Management Relations Records Systems
 Training and Employee Development Record Systems
 Headquarters Personnel Roster
 Biography Files
 Personnel Security Files
 Visitor Access Control System
 Personnel Radiation Exposure Records
 AFRRI Personnel Roster
 Personnel Data Systems

OFFICE, JOINT CHIEFS OF STAFF (691-693)

OJCS Medals and Awards Files and Reports System; Micro-filmed Historical Awards
 Military Personnel Files
 Directorate Administrative Services Message Information System (DASMIS)
 Personnel Security File, Security Division, DAS

VOLUME II

DEPARTMENT OF DEFENSE (Continued)

DEFENSE COMMUNICATIONS AGENCY (1-42)*

Records Relating to DCA Transactions Under the Privacy Act of 1974
 Visit Notification/Clearance Verification Records NR501-11
 Parking Permit Control Files 501-07
 DA Form 727 Classified Container Information File 503-02
 Vehicle Registration
 Authorization to Sign for Classified Material List
 Classified Material Receipt Authorization List
 Authority to Review/Sign for Classified Messages at 1918 Communications Center
 Access Listing to Classified Material (NATO)
 Nominations/Enrollments for Training Courses
 Duty Rosters
 Request and Authorization for Temporary Duty Travel
 Vehicle Registration File
 DCA Europe Form 62, Personnel Data Sheet
 Incident Report File
 Security Clearance File
 Classified Container Information Forms
 DCA-Europe Form 132, Security Clearance Data
 Postal Directory File
 Travel Order and Voucher File
 Minority Identification File List
 National Communications Systems Continuity of Operations Plan (NCS COOP)
 National Communications System (NCS) Plan for Emergencies and Major Disasters
 National Communications System Emergency Action Group (NEAG)
 Classified Container Information Form DA 727
 Authorization to Sign for Classified Material Lists
 Permanent Change of Station and Temporary Duty Travel Order File
 Time and Attendance Cards and Labor Distribution Cards
 Injury Records
 Military Personnel Management/Assignment Files
 Vehicle Parking Registration Card
 Agency Training File System
 Military Personnel Files System
 Personnel Locator File System
 Military Financial File System
 Personnel Information System
 Personnel Security Files
 Agency Access/Pass File System
 Confidential Statement of Employment and Financial Interest
 Investigation of Complaint of Discrimination
 Circulation File Charge Slip
 Authorization Lists

Authority to Sign for Classified Material List
 Armed Forces Courier Service Authorization Record
 NATO Subregistry Personnel Signature List
 Classified Material Receipt Authorization List
 Courier Badge List
 Temporary Issue Receipt File
 Travel Orders Records System
 Injury Record File
 Personnel Security Investigative Dossier File (PSIDF)
 Sensitive Compartmented Info (SCI) Posn/Pers Accountability System
 Clearance Card File for Defense Communications Agency (DCA) Personnel
 Identification Badge System
 Visitor Clearance File
 Classified Container Information on Form (DA Form 727)
 Vehicle and Parking Registration Card
 Security Violation Case File
 Claims Files, Requests for Waiver of Pay and Allowances
 Employee-Management Relations and Services Files
 Civilian Awards Program File
 Personnel Management Information System (PERMIS)
 Active Application Files (Applicant Supply Files)
 Priority Reassignment Eligibles File
 Executive Level Position Files
 Report of Defense Related Employment
 Employee Record File
 USAF Career Motivation Program
 Service Record Card Files
 Annual Classification Maintenance Review File
 Promotion Register and Record Files
 Civil Service Certificate Files
 Retention Register Files (Reduction-in-Force)
 Priority Repromotion Eligibles File
 Chronological Journal Files
 Classification Appeals File
 Official Personnel Folder Files (Standard Form 66)
 Freedom of Information Act File (FOIA)
 Navy Officers Service Record
 Awards Case History File
 Military Personnel Management/Assignment Files
 Overseas Rotation Program Files
 Card File for Forwarding Mail of Departed Personnel
 Education, Training, and Career Development Data System
 DCA Station List Directory

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Employee Performance Appraisals
 Reserve Personnel Status (DIA Form 266) File
 Agency Checklist File
 Reemployment Rights File
 Personnel Management Information System (PMIS)
 DOD Priority Placement and Overseas Employment Programs

*NOTE—Numerical references following agency or sub-agency heading refer to inclusive page numbers of the volume where the agency's systems are published.

Reduction in Force (RIF) Case Files	Project Files
Civilian Employee Compensation Records	Defense Attache Investigation File
Guest Lecturer File	Defense Attache Roster
Freedom of Information Act (FOIA) Files	Request for Irregular Overtime
Student Information Files	Security
Locator Cards/Rosters	Management Analysis
Defense Intelligence Agency Personnel Roster	Training Facilities Records
Field Personnel Folder	Request for Training
Biographical Sketch (Military and Civilian)	Off Duty Employment Report
Rotary Card File	Library Circulation File
Personnel Actions (Civilian)	Intelligence Report Indexing System (IRISA)
Military Personnel Procurement, DIA Form 83	ASDIA All Source Document Index
Emergency Alert and Recall Rosters	Automated Bibliographic Data Files, ASDIA, IRISA, IRFLA
Joint Table of Distribution	Timekeeper Station Listing
Training Locator Cards	Cost of Annual Leave Balance Report
Movement of Personnel	DIA Employee Personnel Services DA 2449
Personnel File Index	DIA Employee Bond Issuance Schedule DD 1084C
Office Administration—Dining Room Passes	DIA Employee Civilian Payroll Checks Listing
Personnel Security and Security Clearance Status Index	Collection of Indebtedness Due U.S. Government
Personnel Security Case Records Retirement Retrieval Index	DIA Employee Payroll Authorization for Disposition of Salary
Board of Visitors File (BOV)	Check, Bond DIA 945
Health, Welfare and Charities	DIA Travel Record DIA 766
Health, Welfare and Recreation	Signature Card DD 577, Individual Signature Cards
Telephone Records	Requests for Waiver of Indebtedness Resulting From
Locator Service/Postal Directory	Erroneous Payments
Graphic Arts Management System (GAMS)	Retirement Records SF2806
Movement of Personnel/Travel	DIA 53 Payclerk/Supervisor Name Card
Transportation Officers Lists	Request for DoD Management Education and Training
Local Transportation Records	Program Courses
Vehicle Parking	Payroll Service Request Form
Passports and Visas	Cancellation of Allotment of Pay for Credit to Financial
Individual Identification Records	Institution
Legal Opinions and Related Documentation	Claim for Reimbursement for Expenditures on Official
Organization Planning and Manpower	Business
Administrative Publications	Request by Employee for Allotment of Pay for Credit to
Investigations	Savings Account
Complaints	Travel Voucher or Subvoucher
Director's Correspondence File	Application, Change, Cancellation for U.S. Savings Bond
Civilian Payroll/Earnings and Leave Statements	Class A Pay Reservation
Production Control System	DIA Prisoner of War Intelligence Analysis and Debriefing
Service Record Card (SF-7) File	Files
Supervisor's Records of Employees	MARINE CORPS (102-153)
Civilian Personnel Administrative Records	Flight Readiness Evaluation Data System (FREDS)
Defense Special Career Automated System	Marine Corps Aircrew Performance/Qualification Informa-
Complaints/Investigations	tion
Employee Grievances and Appeals	Naval Aviator/Naval Flight Officer Reporting Management
DIA Awards Files	System (NANFORMS)
Incentive Awards	Automated Leave and Pay System (ALPS)
Classified Letters of Appreciation File	Primary Management Efforts (PRIME)/Operations Sub-
Requests for Reassignment	system
Qualifications, Placements and Promotions	Joint Uniform Military Pay System/Manpower Management
Applicants for Employment	System (JUMPS/MMS)
Job Opportunities (Selection of High Potential Employees)	Bond and Allotment (B&A) System
Position Descriptions	Retired Pay/Personnel System (RPPS)
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Reserve Training Records	Civilian Labor Projection, Operations and Maintenance, MC
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Intelligence Collection Records	Pay Vouchers for Marine Corps Junior Reserve Officer Train-
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Security Management Information System (SMIS)	Passenger Transportation Program
Sensitive Compartmented Information (SCI) Access Files	Dealer's Record of Sale of Rifle or Pistol, State of California
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Security Violation Files	Cigarettes Sales Abuse File
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Status of Downed Naval Aviation Personnel, Southeast Asia Operations	Field Training Assistance Representatives (FTAR) File
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 Emergency Non-PHS Treatment Authorization File
 Cooperative Research Studies System: Pyelonephritis
 Cooperative Research Studies System: Essential Hypertension
 End Stage Renal Disease (ESRD) Medical Information System (Registry)
 Medicare Beneficiary Claims for Emergency Service
 Cytotechnologists Proficiency Answer Sheets and Test Results (Medicare)
 Physical Therapists Proficiency Answer Sheets and Test Results (Medicare)
 Psychiatric Technician Proficiency Answer Sheets and Test Results (Medicare)
 Clinical Laboratory Technologists Proficiency Answer Sheets and Test Results (Medicare)
 Waivered Licensed Practical Nurse Proficiency Exam Answer Sheets and Test Results (Medicare)
 Unofficial Vital Records System
 Health and Medical Records Systems
 National Health Service Corps (NHSC), Bureau of Medical Services (IHS) Pre-applicant Recruitment and Provider File
 Independent Laboratory Directors Proficiency Answer Sheets and Exam Results (Medicare)
 PHS Clinical Affiliation Trainee Records
 Medical Fellowships and Educational Loans
 Accounts Receivable
 PHS Beneficiary-Contract Medical/Health Care Records
 PHS Beneficiary (Coast Guard) Contract Medical/Health Care Records

NATIONAL INSTITUTES OF HEALTH (328-373)

Advisory Groups: Consultant File
 Clinical Research: Patient Records
 Contracts: Administration
 Professional Service Agreements (Medical/Legal Services)
 Clinical Research: Phonocardiogram
 Personal Services Contractors
 Administration: Authorized Radionuclide Users File
 Administration: NIH Chemical Carcinogen Registry
 Administration: NIH Library Circulation and User I.D. File
 Administration: NIH Safety Glasses Issuance Program
 Administration: Radiation Workers Monitoring

Clinical Research: Radiotherapy Patient File
 Research Resources: Registry of Microbial Agents, Toxins, Tissue Cultures and Animals and Users
 Clinical Research: Blood Donor Records
 Clinical Research: Candidate Normal Volunteer Records
 Clinical Research: Patient Medical Records
 Clinical Research: Preadmission Medical Records
 Clinical Research: Student Records
 Administration: Employee Health Records
 Correspondence: Executive Secretary, NIH
 Clinical Research: Collaborative Clinical Epilepsy Research
 Clinical Research: Collaborative Perinatal Project
 Clinical Research: Epidemiology Studies Files
 Clinical Research: Genetic Counselings
 Clinical Research: Genetics of Neurological Disorders
 Clinical Research: Guam Patient/Control Registry
 Clinical Research: Medical Neurology Branch Medical Histories
 Clinical Research: Nervous System Studies
 Clinical Research: Neuropharmacology Studies
 Clinical Research: Patient Medical Histories
 Clinical Research: Serological and Virus Data in Studies Related to the Central Nervous System
 Personnel: Guest Workers/Visiting Fellows/Student Scientists
 Personnel Agreements
 International Activities: Fellowships Awarded by Foreign Organizations
 International Activities: Scholars Program
 International Activities: U.S. Foreign Health Exchange Programs
 Grants: Associates Program
 Grants: IMPAC (Grant/Contract Information)
 Clinical Research: Gerontology Research Center Longitudinal Aging Study
 Biographies: Curricula Vitae
 Clinical Research: Patient Data
 Clinical Research: Diabetes Mellitus Research Study of Southwestern American Indians
 Clinical Research: Southwestern American Indian Patient Data
 Contracts: Administration
 Research Resources: Hormone Distribution
 Clinical Research: National Institute of Dental Research Patient Records
 Clinical Research: Pharyngeal Development
 Clinical Research: Sensory Testing Research Program
 Administration: Reader Registration
 Administration: Visitor Locator
 Curricula Vitae
 Biographies: Employees and Consultants
 Clinical Research: Catalog of Clinical Specimens
 Clinical Research: Cooperative Smallpox Vaccine Study
 Clinical Research: Serology-Epidemiology Parasite Research
 Clinical Research: Atlanta Federal Prison Malaria Research Projects
 Professional Services Contracts
 U.S.-Japan Program
 Trainee Record System
 Research Resources: H-2 Soluble Antigen and H-2 Antiserum
 Research Resources: HL-A Antiserum and Tray Users
 Grants: NIH Fellowship Payroll
 Administration: General Files
 Clinical Research: Vision Studies
 Administration: Property Accounting
 Administration: Journal of the National Cancer Institute
 Research Resources: Viral Oncology Human Specimen Program
 Professional Services Contracts
 Contracts: Carcinogenesis Contracts and Intramural Projects
 Contracts: Contract Management System
 Contracts: Division of Cancer Control and Rehabilitation
 Contracts: Viral Oncology Contracts
 Clinical Research: Baltimore Cancer Research Center Patients
 Clinical Research: Burkitt's Lymphoma Registry

Clinical Research: DCT Clinical Investigations	Non-Provider Overpayment Recovery File
Clinical Research: Hodgkin's Disease Studies	Physician/Supplier 1099 File (Statement for Recipients of Medical and Health Care Payments)
Clinical Research: Japan Hawaii Cancer Studies	Employee Housing Request Files
Clinical Research: National Cancer Incidence Surveys	Personnel Research and Merit Promotion Test Records
Clinical Research: National Cancer Institute/American Cancer Society National Breast Cancer Screening of Anti-hypertensives	Employee Production and Accuracy Records
NIH Clinical Center Admissions of the NCI	Debtors, Credit Counseling and Consumer Protection
Clinical Research: Soft Tissue Sarcoma Staging	Requests for Review of Proposed Contracts with Experts and Consultants
Clinical Research: Urinary Steroid Levels in Breast Cancer Patients	Social Security Administration Contract Files
Clinical Research: Veterans Administration Bladder and Prostate Cancer Clinical Trials	General Criminal Investigation Files
Administration: Principal Investigators Protection from Research Risks	Employee Identification Card Files (Building Passes)
Mailing List: NIH Guide to Grants and Contracts	Court Docket and Card File
Grants: Research, Research Training, Fellowship and Construction Applications and Awards	Supplemental Security Income Quality Assurance System
Grants: Senior International Fellowships Program	Program Integrity Management Information and Control System
Clinical Research: Study of Oral-Facial Clefts	Quality Assurance Casefile
Clinical Trials Dealing with Fertility Regulating Methods	Daily Record of Certified Benefits
National Heart and Lung Epidemiological and Biometric Studies	Initial and Continuing Disability Determination File
Clinical Trials Dealing with Phototherapy for Neonatal Hyperbilirubinemia	Black Lung Payment System
Neural Prothesis and Biomedical Engineering Studies	Consultative Physician File
Clinical Research Studies Dealing with Hearing, Speech and Language Disorders	Critical Case Processing Time
Pharmacology Research Associates	Disability Hearing Processing Time
Environmental Epidemiologic Studies in the Division of Cancer Cause and Prevention	Disability Data Record
Clinical Epidemiologic Studies in the Division of Cancer Cause and Prevention	Completed Determination Record—Continuing Disability Determinations
Research Studies Dealing with Prevention of Dental Caries, Plaque, and Gingivitis	Administrative Disallowance Records for Technical Denials
Kidney Transplant Histocompatibility Study (KTHS)	Disposition of Vocational Rehabilitation Report to Social Security Administration
SOCIAL SECURITY ADMINISTRATION (373-475)	
Commissioner's Correspondence File	Reimbursement from Trust Fund for Vocational Rehabilitation Services
Automated Controlled Correspondence Extraction System	Initial Agency Disability Cases Time Study
Appeals File	Lag Period Between Initial Denial Notice and Reconsideration Study
Presiding Officer File	Vocational Rehabilitation Savings Calculation
Storage of Hearing Records: Tape Cassettes and Audiograph Discs	Quality Evaluation Data Records
Hearing Office Master Calendar	Master Files of Social Security Number Holders
Presiding Officer's Docket	Earnings Recording and Self-Employment Income System
Hearings and Appeals Case Locator System	Correspondence File of the Bureau of Data Processing
Hearings and Appeals Case Control Card File	Record of Earnings Information Furnished for Non-Program Purposes
Panel Listings for Vocational Experts and Medical Advisors	Record of Employees Authorized to Review Bureau Records
Records of Usage of Medical Advisors	Total Resources and Information Management (TRIM) System of Assistant Bureau Director Systems
Curriculum Vitae and Professional Qualifications of Staff Physicians and Medical Advisors	Pending Social Security Number Applications
List of Physicians Utilized as Readers of Black Lung X-Ray Films	Direct Input Source Documents
Carrier Medicare Claims Records	Claims Development Record
Medicare Benefit and Check Records	Record of Claims (Microfiche)
Review and Fair Hearing Case Files—Supplementary Medical Insurance Program	Congressional Inquiry File
Explanation of Medicare Benefit Records	Public Inquiry Correspondence File
Medicare Physician Supplier Master File	Wage Item File
Intermediary Medicare Claims Records	Problem Case File
Health Insurance Master Record	Problem Case File (Supplemental Security Income)
Supplementary Medical Insurance Premiums (Buy-In) Master Record	Forced Payment File (Supplemental Security Income)
Group Health Plan System	One Time Payment File
Health Insurance Utilization Microfilm	Control File for Cases Before Presiding Officers
Reconsideration and Hearing Case Files (Part A) Hospital Insurance Program	Claims Leads
Medicare Beneficiary Correspondence Files	Welfare Eligibility Lists for December 1973
Alphabetical Name File (Folder) of Health Insurance Program Consultants	Tax Assessment Records
Hospital Insurance Open Admission Item File (Statistics)	Local School Records
Payment Record File of Supplementary Medical (Medicare) Enrollees (Statistics)	Local Birth Records
Chronic Renal Disease Beneficiary History File	Claims Folders and Post-Adjudicative Records of Applicants and Beneficiaries for Social Security Administration Benefits
SSA Health Insurance Program Review Team Case Files	Master Beneficiary Record
	Social Security Administration Claims Control System
	Automated Control System for Case Folders
	Billing and Collection Master Record System
	Recovery Accounting for Overpayments
	Health Insurance Overpayment Ledger Cards
	Control System for Delayed, Critical, or Sensitive Case Inquiries
	Program Integrity Cast Files
	Litigation Activity File
	Court Case Record File

PRIVACY ACT ISSUANCES

Fee Ledger System for Representatives
 Supplemental Security Income Record
 Supplemental Security Income Claims Data
 Claims Currently in Process File (Supplemental Security Income)
 Claims Index File (Supplemental Security Income)
 Advance Payment File (Supplemental Security Income)
 Overpayment File (Supplemental Security Income)
 Supplemental Security Income File of Refunds
 Debit Voucher File (Supplemental Security Income)
 Supplemental Security Income Congressional Inquiries File
 Supplemental Security Income Priority Correspondence Staff Files
 State Data Exchange System (Supplemental Security Income)
 Supplemental Security Income Audit Trail Microfiche
 Age at First Payment of Retirement Insurance Benefit
 Non-Contributory Military Service Reimbursement System
 Special Age 72 Benefit Trust Fund Transfer Project
 Health Insurance Benefit and Actuarial Sample Control System
 Actuarial Sample Health Insurance and Supplementary Medical Insurance (Medicare)
 Actuarial Sample Hospital Stay Record Study
 Actuarial Sample of Supplementary Medical Insurance Payments
 Congressional Bills File
 Survey of Disabled Adults (Statistics)
 Longitudinal Sample of Disability Insurance Applicants (Statistics)
 Social Security Administration—Rehabilitation Service Agency Data Link of Closed Cases (Statistics)
 Continuous Disability History Sample (Statistics)
 Retirement Survivors and Disability Insurance Claims Study
 Adjudication of Supplemental Security Income Claims Study
 Quality of Service Measurement Program Based Upon Consumer Opinions
 Analysis of Narcotics Addicts in Baltimore (Statistics)
 Changing Commitments to Work and Family Among Women in Chicago, Aged 25-54 (Statistics)
 Analysis of Factors in Recurring Dependency Among Welfare Cases Closed in New York City (Statistics)
 Extramural Research Contract File
 Extramural Research Grants File
 Medicare Bill File (Statistics)
 Medicare Enrollment Records (Statistics)
 Health Insurance Enrollment Statistics—General Enrollment Period
 Supplementary Medical Sample Bill Summary File of Medicare Utilization (Statistics)
 Group Practice Prepayment Plan Line Item Sample of Medicare Utilization (Statistics)
 Current Medicare Survey (Statistics)
 Evaluation of the Impact of Surgical Screening Based Upon Union Member Utilization of the Pre-Surgical Consultant Benefit (Statistics)
 Ambulatory Prescription Drug Study (Statistics)
 Medical Services Microdata Project (Statistics)
 Study of Medical Use Under the United Medical Clinic Plan or the Kaiser Health Plan (Statistics)
 Annual 5 Percent Summary File of Services Reimbursed Under the Medicare Program (Statistics)
 Survey of Physicians' Administrative and Practice Costs and Medicaid Participation
 Ambulatory Surgery Research Project
 Matches of Internal Revenue Service and Social Security Administration Data With Census Survey Data (Joint Social Security Administration/Census Statistics Development Project)
 Matches of Internal Revenue Service and Social Security Administration Data (Joint Social Security Administration/Treasury Department Statistics Development Project)
 Matches of Social Security Administration Department of Defense and Veterans Administration Data Relating Earnings History to Armed Forces Training Experience
 Disabled Persons Operations File (Annual) (Statistics)
 Monthly Benefit Disability Freeze Study (Statistics)
 Substantive Awards File (Statistics)
 Family Benefits File (Annual) (Statistics)
 Effect of the Annual Earnings Test (Statistics)
 Administrative Award and Termination File (Statistics)
 Beneficiaries Residing Abroad File (Statistics)
 Coal Miners Covered by the Health and Safety Act (Statistics)
 Administrative Disallowance File (Statistics)
 Continuous Work History Sample (Statistics)
 Master Beneficiary Record Research Extract (Statistics)
 Studebaker Plant Closure Data File (Statistics)
 Special Sample of Earnings Records (Statistics)
 Issuance of Social Security Numbers (Statistics)
 Multiple Social Security Number Study (Statistics)
 Agricultural Worker Data File (Statistics)
 Longitudinal Retirement History Study (Statistics)
 Survey of the Aged (Demographic and Economic Characteristics of the Aged (1968)
 Sample of Newly Entitled Worker Beneficiaries
 Social Security and the Changing Life Ethos
 Age at Death and History of Covered Employment and Entitlement (Statistics)
 Survey of Student Beneficiaries (1973)
 Longitudinal Supplemental Security Income File (Statistics)
 Survey of Low Income Aged and Disabled (Statistics)
 Supplemental Security Income Impact Research Project of Persons in Multnomah County, Oregon
 Survey of Institutionalized Supplemental Security Income Recipients (Statistics) (1974)
 Study To Determine Impact of State Supplementation of Domiciliary Care of Supplemental Security Income Recipients
 Optional State Supplemental Payment Program Design (Statistics)

DEPARTMENT OF THE TREASURY

OFFICE OF THE SECRETARY (489-526)

Office of Capital Markets and Debt Management, Actuarial Valuation System
 Office of Capital Markets and Debt Management, General Correspondence
 Energy Policy Office Administrative File
 Contractors File
 Contracts and Research Proposals
 Directory File of Reporters on Treasury Foreign Exchange and Foreign Currency Forms
 General Correspondence
 OASIA Correspondence Files
 OASIA Invitation Lists
 OASIA Time Cards Listed on Form 2384 and State Form 1130A
 Office of Debt Correspondence Files
 Office of Debt, Home Addresses and Telephone Number File
 OIDB Employee and Employee Candidate Files
 Personnel, Personnel; Recruitment Personnel; Evaluations
 Personnel Files
 Public Correspondence
 Treasury Foreign Currency (TFC) Reporters
 Treasury Foreign Exchange (TFEX) Reporters
 Confidential Statements of Employment and Financial Interests, Personnel Division, Office of the Secretary
 Disabled Veterans Statistical Report
 EEO Counselor Complaint Files
 Management Analysis Division (MAD) Personnel Working Files
 OMO Management Consultants File
 Payroll, Time and Attendance Records
 Personnel and Payroll Data: Transaction Lists; Employee Service Record Report; Leave Without Pay Report; Employee Information List; Comprehensive Payroll Listing; and Alphabetical Locator List
 Personnel Security Files
 Reference Letters—Special Assignments Branch Office of the Secretary
 Roster of Office of the Secretary Employees
 Scheduled Annual Leave Records
 Security Clearance Index Card File, Security Branch, Office of the Secretary of the Treasury
 Summer Employees Listing

Time and Attendance Cards	General Correspondence File
Travel Records	Inventory
Treasury Emergency Preparedness Information Program.	Register of Docketed Cases and Applicant Appeals
The information system of this program contains the following information records which are subject to this inventory: (1) Emergency Executive Teams Lists, (2) Alert Notification Procedures, (3) Federal Emergency Assignee Identification	Resigned Enrolled Agents (action pursuant to 31 CFR, Section 1055(b))
Treasury Payroll/Personnel Information System (To be implemented approximately January 1977 to July 1978)	Roster of Former Enrollees
Upward Mobility Program: Counseling Application	Present Suspensions From Practice Before the Internal Revenue Service
Correspondence Files and Records on Employee Complaints and/or Dissatisfaction	Accounting for Investment Credit File, Office of the Assistant Secretary for Tax Policy
Employee Grade Complaint File	FOI Compliance File, Office of the Assistant Secretary for Tax Policy
Executive Inventory Files	Special Personnel Working Files, Office of the Assistant Secretary for Tax Policy
Personnel Security Files and Indices	Private Relief Tax Bill Files—Office of the Assistant Secretary for Tax Policy
Timecards	Automated Directory System
Appointment at Above the Minimum Rate of the Grade Files	Buildings Management Employee Folder
Combined Applicant/Applicant Correspondence File	Real Property Management Staffing & Recruitment File
Detailed Employee Files	Daily Bindery Log, Reproduction Branch
Whitten Amendment Exception Files	Daily Work Log, Reproduction Branch
Office of Computer Science, Work Assignment and Control Form	Employee Locator Record
Centralized Automated System for Reporting Employment Statistics in the Department of the Treasury (REST)	Library Circulation Control Records
EEO Complaint Processing System	Monthly Production Report, Reproduction Branch
Spanish Speaking Informal Application File (S.F. 171)	Overtime Records, Reproduction Branch
EOTA FOI Request/Appeals Files	Parking Permit Application
International Criminal Police Organization (INTERPOL) Criminal Investigative Records	Printing Procurement Charge Ticket, Printing Procurement Physical Security Information System
Treasury Enforcement Communications System (TECS)	Sign-In Sheet, Reproduction Branch
Foreign Assets Control Administrative Records	Weekly Activity Report, Printing Procurement Branch
FAC 1950 Census of Blocked Chinese Assets	Personnel Files
FAC 1970 Census of Blocked Chinese Assets	Merit System Complaints
FAC 1964 Census of Blocked Cuban Assets	INTERNAL REVENUE SERVICE (526-612)
Foreign Assets Control Enforcement Records	Biographical Files, Public Affairs
Foreign Assets Control General Correspondence Files	Intelligence Clips, Public Affairs
Foreign Assets Control Litigation Files	Subject Files, Public Affairs
Foreign Assets Control Licensing Records	Tax Case Files, Public Affairs
ORS Auditors' Address File	Public Speaking and Other Public Appearances, Public Affairs
ORS Contractors' File	Airway Use Tax Registrant, Data, ACTS: A
ORS Governors' Address File	Annual Listing of Undelivered Refund Checks, ACTS: A
ORS Governors & Governors Authorized Representatives List	Audit Trail File, ACTS: A
Office of Revenue Sharing, Intergovernmental Relations Division Mailing List	Audit Underreporter Case File, ACTS: A
ORS Leave Records	Card Index File of Erroneous Refunds (ACTS)
ORS Personnel Records	Collection Case File, ACTS: A
ORS Public Affairs Personnel File	Combined Account Number File, ACTS: A
ORS Senate, House & Governors' Address File	Discriminant Function File (DIF), ACTS: A
ORS State Attorneys General Records	Employer Inquiry Look-Up for TDA Inquiries, ACTS: A
Annual Performance Rating and Annual Performance Analysis	Form 1042 Index Register, ACTS: A
Attorney Books	Form 1042 Name Directory, ACTS: A
Attorneys Past and Present	Form 1042S Index By Name of Recipient, ACTS: A
Chief Counsel for Revenue Sharing Personnel	Forms Filed by U.S. Citizens or Residents Relating to Foreign Companies, ACTS
Civil Litigation Records	IDRS Security Profile System, ACTS: A
Claimants, Disbursing	Individual Account Number File, ACTS: A
Employee Inventions	Individual Master File (IMF); ACTS A
Employee Promotion Information	Individual Master File Change and Adjustment Document File, ACTS: A
Employment Applications	Individual Master File (IMF) Microfilm Retention Register, ACTS: A
Foreign Assets Control Legal Files	Individual Master File (IMF) 608 and 388 Microfilm Retention Register, ACTS: A
Freedom of Information Requests for Office of Secretary and Other Department Records	Individual Returns Files, ACTS: A
Gifts to the United States	Interest Equalization Tax Forms File, ACTS: A
General Counsel Personnel Files	IRS Employee Delinquency Notice List, ACTS: A
Personnel: General Counsels, Deputy General Counsels, and Assistant General Counsels	Miscellaneous Forms Files, ACTS: A
Private Relief Bill System	Multiple Refund File, ACTS: A
Tax Court Judge Applicants	Penalty Case File, ACTS: A
Employee Record Cards	Potential Refund Litigation Case Files, ACTS: A
Abandoned Enrollment Applications	P.O.W.-M.I.A. Reference File, ACTS: A
Applicant Appeal Files	Residual Master File (RMF) ACTS
Closed Files Containing Derogatory Information About Individuals' Practice Before the Internal Revenue Service and Files of Attorneys and Certified Public Accountants Formerly Enrolled to Practice	Residual Master File Change and Adjustment Document File, ACTS: A
Derogatory Information (No Action)	Residual Master File (RMF) Microfilm Retention Register, ACTS: A
Disbarments	Residual Master File (RMF) Transaction, Codes 608 and 388 Microfilm Retention Register, ACTS: A
	Residual Returns Files, ACTS: A

Return of Initial Excise Taxes on Private Foundations, Foundations Managers, and Disqualified Persons File, ACTS: A
 Social Security Administration's Daily Search File (SSA DSF), ACTS: A
 Statistics of Income Individual Selection Sheet, ACTS: A
 Subsidiary Accounting Files, ACTS: A
 Taxpayer Delinquent Investigation Notice File, ACTS: A
 Tentative Carryback Allowance File, ACTS: A
 Unidentified Remittance File, ACTS: A
 Unit Ledger Cards, ACTS: A
 Wage and Information Document (WAID) File, ACTS: A
 Acquired Property Records, ACTS: C
 Adjustment and Payment Tracer Files, ACTS: C
 Collateral Files, ACTS: C
 Defunct Special Service Staff File Being Retained Because of Congressional Directive, ACTS: C
 File of Persons Making Threats of Force or Forcible Assaults, ACTS: C
 Form 2209, Courtesy Investigations, ACTS: C
 Form 2990—Miscellaneous Investigations, ACTS: C
 IRS and Treasury Employee Delinquency, ACTS: C
 Lien Files (Open and Closed), ACTS: C
 Lists of Prospective Bidders at Internal Revenue Sales of Seized Property, ACTS: C
 Litigation Case Files, ACTS: C
 Offer in Compromise (OIC) File, ACTS: C
 One Hundred Percent Penalty Cases, ACTS: C
 Record 21, Record of Seizure and Sale of Real Property, ACTS: C
 Records Being Maintained at the Request of Congressional Committees, ACTS: C
 Returns Compliance Programs (RCP), ACTS: C
 Seized Property Records, ACTS: C
 Tax Collection Waiver Form 900 Files, ACTS: C
 TDA (Taxpayer Delinquent Accounts), ACTS: C
 TDI (Taxpayer Delinquency Investigation) Files, ACTS: C
 Transferee Files, ACTS: C
 Delinquency Prevention Programs, ACTS: C
 Accident Investigation Files System Administration
 Employee Administrative Files, Tax Administration, Advisory Services Division
 Personal Data on Official Contacts, Tax Administration Advisory Services Division
 Requests for Printed Tax Materials Including Lists, Administration
 Security Violations, Administration
 Travel Expense Record, Administration
 Payroll/Personnel System, Administration
 Schedules of Collection and Schedules of Canceled Checks, Administration
 Scholarship Program Cost Record, Administration
 Accident Reporting Files System
 Damage and Injury Claims Files System
 Driver Licensing Files System
 Economic Stabilization Program Closed Case Files
 Economic Stabilization Program Special Correspondence Files
 Emergency Preparedness Cadre Assignments and Alerting Rosters Files System
 Employee Accountability for Personal Property and Miscellaneous Items
 Executive Resources Information System
 Identification Media Files System for Employees
 Motor Vehicle Registration and Entry Pass Files System
 Parking Space Application and Assignment
 Personnel Identification Files System for Service Centers
 Property Pass for Government Property
 Record of Government Books of Transportation Requests
 St. Louis District Office and Other Selected Economic Stabilization Program Closed Case Files
 Security Clearance Files System
 Appeals, Grievances and Complaints Records, Administration
 Employee Activity Records, Administration
 General Personnel Records (Official Personnel Folder and Records Related Thereto), Administration
 Labor Management Relations Records, Administration
 Medical Records, Administration
 Personnel Investigation Records, Administration
 Recruiting, Examining and Placement Records, Administration
 Personnel Research and Test Validation Records, Administration
 Retirement, Life Insurance and Health Benefits Records System, Administration
 General Training Records, Administration
 Audit Administrative File
 Appraisal and Valuation Files
 Audit Information Management System (AIMS)
 Classification and Audit Selection Files
 Compliance Programs and Projects Files
 Coordinated Examinations of Large Cases Program
 Correspondence Files
 Correspondence Files, Audit
 Data on Foreign Corporations
 Expropriation of Property by Cuban Government
 Highway Use Tax Audit Program
 Identity of Taxpayers Using ADP Accounting Records and the Evaluation Thereof
 Internal Revenue Service Employees' Returns Control Files
 International Enforcement Program Files
 Married Taxpayers Filing Separately File
 Open and Closed Narcotics Traffickers Files
 Project Files for the Uniform Application of Laws as a Result of Technical Determinations and Court Decisions
 Request and Submittal File for Technical Advice, Assistance, Determination or Coordination
 Runaway Parents List
 Strike Force
 System for Controlling Returns in Inventory and Production Data (SCRIP)
 Tax Shelter Program Files
 Appellate Division Case Data Source Document, Form 3564
 Appellate Case Files
 Appellate Conference Inventory and Unit Time Report, Form 2568
 Alphabetical Name File and Index, Intelligence Division
 Case Management and Time Reporting System, Intelligence Division
 Confidential Informants, Intelligence Division (2)
 Controlled Accounts—Open and Closed, Intelligence Division
 TC 910/TC 914
 Electronic Surveillance File, Intelligence Division
 Treasury/IRS Intelligence Division, Information and Correspondence Files, Intelligence Division
 Information Gathering and Retrieval System, Intelligence Division
 Information Indexing System, Intelligence Division
 Information Items Intelligence Division
 Joint Compliance Program, Intelligence Division
 Land Trust Files, Intelligence Division
 National Register, Intelligence Division
 Project Files, Intelligence Division
 Project Personnel, Intelligence Division
 Relocated Witnesses, Intelligence Division
 Secret Service Details, Intelligence Division
 Special Agent Skills Inventory, Intelligence Division
 Strike Force Disclosure Authorization List, Intelligence Division
 Tax Practitioner Files, Intelligence Division
 Tax Termination File, Intelligence Division
 Training Records, Intelligence Division
 Treasury Enforcement Communications System (TECS), Intelligence Division
 Disclosure Staff Control Card System, Compliance
 Disclosure to Department of Justice, Disclosure
 Disclosure to Executive Departments and Congressional Committees, Disclosure
 File of Freedom of Information Act and Privacy Act Correspondence, Disclosure
 Pre-Employment Tax Check for Executive Departments, Disclosure
 Testimony of IRS Employees in Nontax Matters, Disclosure

Collateral and Information Requests System	Reference Records of the Library in the Office of Chief Counsel
Collateral Files and Competent Authority Requests	Reports and Information Retrieval Activity Computer and Microfilm Records
Financial Statements File	Correspondence Files and Correspondence Control Files
Foreign Stock Ownership File	Correspondence Files/Inquiries About Enforcement Activities
Index Card Retrieval System	CUSTOMS SERVICE (612-760)
Manual Accounting Index of Uncollectible Accounts	Acceptable Level of Competence, Negative Determination
Overseas Compliance Projects System	Accident Reports (2)
Taxpayer Service Correspondence System	Accident and Injury Report File
Employee/Plans Exempt Organizations, Employee Plan Determination Letter Records	Accounts Payable Voucher File
Employee/Plans Exempt Organizations, Employee Plans/Exempt Organizations Assignment Records (Form M-6209)	Accounts Receivable Correspondence and Follow-Up
Employee Plans/Exempt Organizations, Reports of Significant Matters in EP/EO (M-5945)	Accounts Receivable (2)
Assault and Threat Investigation Files Inspection	Accounts Receivable Files
Bribery Investigation Files, Inspection	Acting Customs Inspector (Excepted) (3)
Conduct Investigation Files, Inspection	Acting Customs Officer (Excepted) (2)
Disclosure Investigation Files, Inspection	Advice Requests (Legal) (Region VIII)
Enrollee Applicant Investigation Files, Inspection	Aircraft Ownership File
Enrollee Charge Investigation Files, Inspection	Aircraft Registers
Miscellaneous Information File, Inspection	Aircraft Sanctioned List
Security, Background and Character Investigations Files, Inspection	Arrest/Seizure/Search Report and Notice of Penalty File
Special Inquiry (Complaint) Investigation Files, Inspection	Attorney Case File
Tort Investigation Files, Inspection	Automated Customs Air Fleet Management Reporting System (CAMS)
Individual Income Tax Returns, Statistics of Income	Automated Merchandise Processing System (AMPS) Liquidation File
Artist File, Assistant Commissioner (Technical)	Background—Record File of Non-Customs Employees
Correspondence Control and Records, Assistant Commissioner (Technical)	Badge Number File
Expert Fee and Witness Appraiser Files, Assistant Commissioner (Technical)	Baggage Declaration
Reference Index Digest Cards, Assistant Commissioner (Technical)	Bankrupt Parties-in-Interest
Reports of Significant Matters (Form 5945), Assistant Commissioner (Technical)	Bills Issued Files
Chief Counsel Criminal Tax Case Files. Each Regional Counsel Office, each branch Regional Counsel Office, and the National Office maintain one of these systems. The information in this notice applies to all 38 systems.	Biographical Information File
Chief Counsel Disclosure Division Case Files	Biographical Files (Headquarters)
Chief Counsel General Administrative Systems. Each of the 37 Regional Counsel Offices and branch Regional Counsel Offices, each of the 9 Divisions in the National Office, the Office of the Chief Counsel, and the Offices of the Associate Chief Counsel (Tax Litigation) and (General) maintain a General Administrative System. This notice applies to all 50 of these systems.	Boarding Report
Chief Counsel General Legal Services Case Files. Each of the seven Regional Counsel Offices and the National Office do or will maintain a General Legal Services Case File System. The information in this notice applies to all eight systems.	Boat Automated Management System (BAMS)
Chief Counsel General Litigation Case Files. Each Regional Counsel Office, each branch Regional Counsel Office, and the National Office maintain one of these systems. The information in this notice applies to all 38 systems.	Boat Owners Mailing List
Chief Counsel Interpretative Division Case Files	Cargo Security File
Chief Counsel Legislation and Regulations Division Correspondence and Private Bill Files	CARGNIT Information System
Chief Counsel Refund Litigation Division Case Files	Carrier File (2)
Chief Counsel Tax Court Case Files. Each Regional Counsel Office, each branch Regional Counsel Office, and the National Office maintain one of these systems. The information in this notice applies to all 38 systems.	Cartmen or Lightermen
Digest Room Files Containing Briefs and Digests of Documents Generated Internally or by the Department of Justice Relating to the Administration of the Revenue Laws	Case and Complaint File
Employee Recruiting Files Maintained by the Administrative Services Division	Case Files (Regional Counsel-Region V)
Internal Control Records for Chief Counsel Legal Files	Certificates of Clearance
Legal Case Files of the Chief Counsel, Deputy Chief Counsel, Associate Chief Counsel (Tax Litigation) and (General), Deputy Associate Chief Counsel and Their Staffs	Claims Act File
Management Files Maintained by Administrative Services Division and the Associate Chief Counsel (General) other Than the Civil Service Commission's Official Personnel Files	Claims Case File
	Claims File (Region VIII)
	Claims for Automobile Accidents
	Claims (Receivable and Payable)
	Collection File
	Community Leader Survey
	Complaints Against Customs Personnel
	Confidential Source Identification File
	Confidential Statements of Employment and Financial Interests
	Congressional and Employment Correspondence
	Congressional and Public Correspondence File
	Container Station Operator Files
	Cooperating Individual Files
	Counseling Reports
	Court Case File
	Court Case Files (Region VIII)
	Court Docket Records System
	Credit Card File
	Currency Declaration File (IRS Form 4790)
	Currency and Monetary Instrument Reporting System (CMIR)
	Customhouse Brokers Examination Records
	Customhouse Brokers File, Chief Counsel
	Customhouse Brokers, Headquarters Records

PRIVACY ACT ISSUANCES

Customhouse Brokers Records
 Customhouse Brokers Records (Headquarters)
 Customs Fugitive Program
 Customs Licensing and Identification Program (Proposed)
 Customs Officer Badge Inventory
 Custom Patrol Officer (CPO) Daily Activity Reporting System
 Disciplinary Action and Resulting Grievance or Appeal Case Files
 Disclosure of Information File (2)
 Disclosure of Information Request Files (Region VIII)
 Dock Passes
 Drivers License File
 Duty Assessment By Account (DABA) Interested Persons List
 Employee Debts
 Employee Relations Case Files
 E.E.O. Complaint File
 Equal Opportunity Complaint Processing Records System
 Equal Opportunity Informal Discrimination Complaint Files
 Equal Opportunity Discrimination Complaint Case File
 Equipment Record File (2)
 Exit Interview
 Federal & New York State Licenses for Commercial Importation of Alcoholic Beverages
 Federal Tort Claims Act File (2)
 Fines, Penalties and Forfeiture Control and Information Retrieval System
 Fines, Penalties, and Forfeitures (Supplemental Petitions)
 Fines, Penalties and Forfeiture Records
 Fines, Penalties, and Forfeiture Files (Supplemental Petitions)
 Fines, Penalties and Forfeiture Records (Headquarters)
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