

federal register

Monday
October 19, 1981

Highlights

- 51244 **Mortgages** HUD/FHC decreases interest rates on insured home mortgage loans.
- 51301 **Banks, Banking** FDIC amends policy statement on interest rate futures contracts, forward contracts and standby contracts.
- 51256 FDIC proposes to require insured banks to pay interest on certain delinquent assessment payments.
- 51302 FHLBB provides new fee schedule for Federal Home Loan Bank demand deposit services.
- 51258 **National Trails System** Interior/BLM proposes to authorize some motorized vehicle use.
- 51252 **Highway Safety** DOT/NHTSA announces availability of modified drawing of seat belt assembly anchorages for child restraint system.
- 51306 **Economic Statistics** FRS issues Federal Open Market Committee domestic policy directive.
- 51238 **Credit Unions** NCUA makes technical amendment to rule on penalty free transfers from share certificates to new IRS and Keogh accounts.
- 51249, 51259 **Radio** FCC amends rules on use of high frequency radio spectrum and requests comments on benefit of introducing wideband modulation techniques. (2 documents)

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Questions and requests for specific information may be directed to the telephone numbers listed under INFORMATION AND ASSISTANCE in the READER AIDS section of this issue.

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- 51251 Television** FCC eliminates requirement that stations file application for authorization to operate by remote control.
- 51326 Grant Programs** Justice announces Unsolicited Research Program on adult crime and criminal justice.
- 51245, 51246 Veterans** VA amends rules on persons included as having served on active duty and on use of certified copy of service records as evidence of service and character of discharge. (2 documents)
- 51267 Laboratories** Commerce announces intent to develop accreditation program for laboratories that provide acoustical testing services.
- 51243 Customs Duties and Inspection** Treasury/Customs gives notice of specific country of origin marking requirements for imported compressed gas cylinders.
- 51326 Countervailing Duties** ITC suspends investigation on ski lifts and parts from Italy.
- 51358 Tariffs** Treasury/Customs withdraws proposed change of practice for tariff classification of three-wheel all-terrain vehicles.
- 51272 Textiles** CITA announces additional import controls on certain wool products from Republic of Korea.

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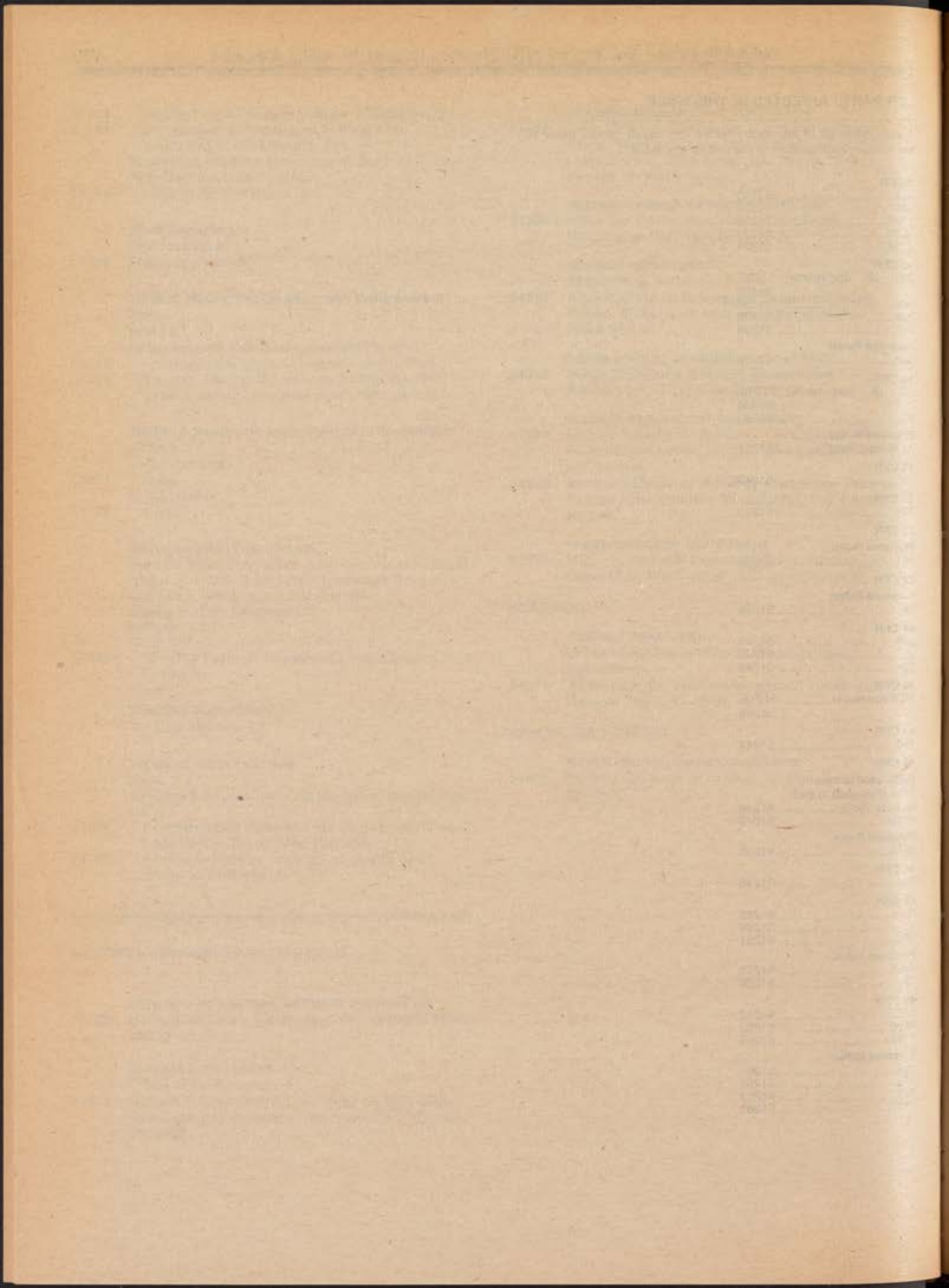
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Federal Register

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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.

DEPARTMENT OF AGRICULTURE

Federal Crop Insurance Corporation

7 CFR Part 418

Wheat Crop Insurance Regulations; Extension of Sales Closing Date

AGENCY: Federal Crop Insurance Corporation, USDA.

ACTION: Notice of extension of sales closing date.

SUMMARY: Under the authority contained in the Federal Crop Insurance Act, as amended, the Federal Crop Insurance Corporation (FCIC) herewith gives notice of the extension of the closing date for accepting applications for wheat crop insurance in certain states and counties effective for the 1982 crop year only.

This action is necessary because there has been a delay in providing agents with the necessary rates and coverages applicable in these states and counties, which has adversely affected potential applicants.

EFFECTIVE DATE: October 19, 1981.

FOR FURTHER INFORMATION CONTACT: Peter F. Cole, Secretary, Federal Crop Insurance Corporation, U.S. Department of Agriculture, Washington, D.C. 20250, telephone 202-447-3325.

SUPPLEMENTARY INFORMATION: Under the provisions of 7 CFR Part 418, Wheat Crop Insurance Regulations, the closing date for accepting applications for such insurance in certain states and counties is on file in the office for the county. In all counties this date is prior to September 30. (Some areas, August 31, others on September 15).

Because of a delay in providing agents with applicable coverages and rates in these states and counties, it has had an adverse effect on potential applicants by excluding them from participating in the

program since no applications could be accepted without the foreknowledge of coverages and rates available.

Under the authority contained in 7 CFR 418.7(b) of the Wheat Crop Insurance Regulations, such closing date may be extended by placing the extended date on file in the office for the county and publishing a notice in the *Federal Register* upon determination that no adverse selectivity will result during the period of such extension. If adverse conditions should develop during such period, FCIC will immediately discontinue the acceptance of applications.

Accordingly, under the authority contained in 7 CFR 418.7(b), FCIC herewith gives notice that the closing date for accepting applications for wheat crop insurance is hereby extended to the dates shown below in the following states and counties, to be effective for the 1982 crop year only:

States	Counties	Closing date
Idaho	All counties lying south of Idaho Co.	Oct. 31, 1981
New Mexico	Luna	Nov. 2, 1981
Texas	Cooke and Gray	Oct. 26, 1981
	Collin	Oct. 27, 1981
	Denton and Runnels	Nov. 2, 1981
Utah	All counties	Oct. 31, 1981

Done in Washington, D.C., on October 8, 1981.

Peter F. Cole,

Secretary, Federal Crop Insurance Corporation.

Dated: October 8, 1981.

Approved by:

Melvin E. Sims,

Chairman.

[FR Doc. 81-30027 Filed 10-16-81; 8:45 am]

BILLING CODE 3410-08-M

7 CFR Part 419

Barley Crop Insurance Regulations; Extension of Sales Closing Date

AGENCY: Federal Crop Insurance Corporation, USDA.

ACTION: Notice of extension of sales closing date.

SUMMARY: Under the authority contained in the Federal Crop Insurance Act, as amended, the Federal Crop Insurance Corporation (FCIC) herewith gives notice of the extension of the closing date for accepting applications for barley crop insurance in certain

states and counties effective for the 1982 crop year only.

This action is necessary because there has been a delay in providing agents with the necessary rates and coverages applicable in these states and counties, which has adversely affected potential applicants.

EFFECTIVE DATE: October 19, 1981.

FOR FURTHER INFORMATION CONTACT:

Peter F. Cole, Secretary, Federal Crop Insurance Corporation, U.S. Department of Agriculture, Washington, D.C., 20250, telephone 202-447-3325.

SUPPLEMENTARY INFORMATION:

Under the provisions of 7 CFR Part 419, Barley Crop Insurance Regulations, the closing date for accepting applications for such insurance in certain states and counties is on file in the office for the county. In all counties this date is prior to September 30. (Some areas, August 31, others on September 15).

Because of a delay in providing agents with applicable coverages and rates in these states and counties, it has had an adverse effect on potential applicants by excluding them from participating in the program since no applications could be accepted without the foreknowledge of coverages and rates available.

Under the authority contained in 7 CFR 419.7(b) of the Barley Crop Insurance Regulations, such closing date may be extended by placing the extended date on file in the office for the county and publishing a notice in the *Federal Register* upon determination that no adverse selectivity will result during the period of such extension. If adverse conditions should develop during such period, FCIC will immediately discontinue the acceptance of applications.

Accordingly, under the authority contained in 7 CFR 419.7(b), FCIC herewith gives notice that the closing date for accepting applications for barley crop insurance is hereby extended until the close of business on October 31, 1981, in the following states and counties, to be effective for the 1982 crop year only:

States	Counties
Idaho	All counties lying south of Idaho Co.
Utah	All counties.

Done in Washington, D.C., on October 8, 1981.

Peter F. Cole,
Secretary, Federal Crop Insurance
Corporation.

Dated: October 8, 1981.

Approved by:
Melvin E. Sims,
Chairman.

[FR Doc. 81-30028 Filed 10-16-81; 8:45 am]
BILLING CODE 3410-06-M

Agricultural Marketing Service

7 CFR Parts 1006, 1012, and 1013

[Milk Order Nos. 6, 12, 13; Docket Nos. AO-356-A17, AO-347-A20, AO-286-A28]

Milk in the Upper Florida, Tampa Bay, and Southeastern Florida Marketing Areas; Amending Order

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This action providing certain changes in the Upper Florida, Tampa Bay, and Southeastern Florida milk orders is based on industry proposals considered at a public hearing in July 1981. Under each of the orders the classification of eggnog is changed from Class I milk to the lower priced Class II milk. This change in the Florida orders provides more uniform classification of eggnog among Federal milk orders and is necessary to insure orderly marketing in the marketing areas covered by the orders.

EFFECTIVE DATE: The order provisions set forth herein shall become effective November 1, 1981.

FOR FURTHER INFORMATION CONTACT: Clayton H. Plumb, Marketing Specialist, Dairy Division, Agriculture Marketing Service, United States Department of Agriculture, Washington, D.C. 20250 (202/447-6273).

SUPPLEMENTARY INFORMATION: Prior documents in this proceeding:

Notice of Hearing: Issued June 25, 1981; published June 30, 1981 (46 FR 33529).

Recommended Decision: Issued August 28, 1981; published September 2, 1981 (46 FR 43995).

Final Decision: Issued October 1, 1981; published October 6, 1981 (46 FR 49131).

Findings and Determinations

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of each of the aforesaid orders and of the previously issued amendments thereto;

and all of the said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

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

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

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

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

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

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

(b) *Additional findings.* It is necessary in the public interest to make this order amending each of the aforesaid orders effective not later than November 1, 1981. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of this order are known to handlers. The recommended decision of the Deputy Administrator, Marketing Program Operations, was issued on August 28, 1981, and the decision of the Assistant Secretary containing all amendment provisions of this order was issued October 1, 1981. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the

foregoing, it is hereby found and determined that good cause exists for making this order amending each of the aforesaid orders effective November 1, 1981, and that it would be contrary to the public interest to delay the effective date of this amendment for 30 days after its publication in the Federal Register. (Sec. 553(d), Administrative Procedure Act, 5 U.S.C. 551-559.)

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in Sec. 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within each of the respective marketing areas, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending each of the specified orders, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the orders as hereby amended; and

(3) The issuance of the order amending each of the specified orders is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

Order Relative to Handling

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

PART 1006—MILK IN THE UPPER FLORIDA MARKETING AREA

1. In § 1006.14 paragraph (b) is revised to read as follows:

§ 1006.14 Other source milk.

(b) Receipts of packaged fluid cream products and eggnog from other plants;

2. Section 1006.15 is revised to read as follows:

§ 1006.15 Fluid milk product.

"Fluid milk product" means milk, skim milk, buttermilk, acidophilus milk, flavored milk, flavored milk drinks (including milkshake mix), filled milk, and concentrated milk.

3. In § 1006.40 paragraphs (b)(1-a) and (4) are revised to read as follows:

§ 1006.40 Classes of utilization.

(b) * * *
 (1-a) Skim milk and butterfat disposed of in eggnog and in the form of a fluid cream product;

(4) Skim milk and butterfat in inventory of eggnog, fluid cream products, and bulk fluid milk products at the end of the month;

4. In § 1006.44 paragraph (a)(2-c) is revised to read as follows:

§ 1006.44 Classification of producer milk.

(a) * * *
 (2-c) Subtract from the remaining pounds of skim milk in Class II the pounds of skim milk in each of the following:

- (i) Inventory of eggnog at the beginning of the month; and
- (ii) Inventory of packaged fluid cream products at the beginning of the month;

PART 1012—MILK IN THE TAMPA BAY MARKETING AREA

1. In § 1012.14 paragraph (b) is revised to read as follows:

§ 1012.14 Other source milk.

(b) Receipts of packaged fluid cream products and eggnog from other plants;

2. Section 1012.15 is revised to read as follows:

§ 1012.15 Fluid milk product.

"Fluid milk product" means milk, skim milk, buttermilk, acidophilus milk, flavored milk, flavored milk drinks (including milkshake mix), filled milk, and concentrated milk.

3. In § 1012.40 paragraphs (b)(1-a) and (4) are revised to read as follows:

§ 1012.40 Classes of utilization.

(b) * * *
 (1-a) Skim milk and butterfat disposed of in eggnog and in the form of a fluid cream product;

(4) Skim milk and butterfat in inventory of eggnog, fluid cream products, and bulk fluid milk products at the end of the month;

4. In § 1012.44 paragraph (a)(2-c) is revised to read as follows:

§ 1012.44 Classification of producer milk.

(a) * * *
 (2-c) Subtract from the remaining pounds of skim milk in Class II the pounds of skim milk in each of the following:

- (i) Inventory of eggnog at the beginning of the month; and
- (ii) Inventory of packaged fluid cream products at the beginning of the month;

PART 1013—MILK IN THE SOUTHEASTERN FLORIDA MARKETING AREA

1. In § 1013.14 paragraph (b) is revised to read as follows:

§ 1013.14 Other source milk.

(b) Receipts of packaged fluid cream products and eggnog from other plants;

2. Section 1013.15 is revised to read as follows:

§ 1013.15 Fluid milk product.

"Fluid milk product" means milk, skim milk, buttermilk, acidophilus milk, flavored milk, flavored milk drinks (including milkshake mix), filled milk, and concentrated milk.

3. In § 1013.40 paragraphs (b)(1-a) and (4) are revised to read as follows:

§ 1013.40 Classes of utilization.

(b) * * *
 (1-a) Skim milk and butterfat disposed of in eggnog and in the form of a fluid cream product;

(4) Skim milk and butterfat in inventory of eggnog, fluid cream products, and bulk fluid milk products at the end of the month;

4. In § 1013.44 paragraph (a)(2-c) is revised to read as follows:

§ 1013.44 Classification of producer milk.

(a) * * *
 (2-c) Subtract from the remaining pounds of skim milk in Class II the pounds of skim milk in each of the following:

- (i) Inventory of eggnog at the beginning of the month; and
- (ii) Inventory of packaged fluid cream products at the beginning of the month;

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

Effective date: November 1, 1981.
 Signed at Washington, D.C., on October 13, 1981.

John Ford,
Deputy Assistant Secretary, Marketing and Inspection Services.

[FR Doc. 81-30206 Filed 10-19-81; 8:45 am]

BILLING CODE 3410-02-M

FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Part 303

Delegation of Authority To Approve Applications for Authorization to Branch

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Final rule.

SUMMARY: FDIC's Board of Directors is delegating to the Director of its Division of Bank Supervision and to its Regional Directors, if delineated criteria are met, increased authority to approve branch applications. FDIC expects these actions will shorten the processing time for routine applications and will reduce FDIC's costs for processing applications.

DATE: Effective on October 19, 1981.

FOR FURTHER INFORMATION CONTACT: Ken A. Quincy, 202-389-4141.

SUPPLEMENTARY INFORMATION: Under section 18(d) of the Federal Deposit Insurance Act (12 U.S.C. 1828(d)), an FDIC insured State-chartered bank that is not a member of the Federal Reserve System may not establish a branch or move its main office or any branch without prior FDIC approval. FDIC is now delegating greater responsibility for the approval of applications. In doing so, it expects to shorten the processing time for routine applications and to reduce FDIC's cost for processing applications.

Applications for Branches

In the past, under § 303.12(c) of FDIC's regulations (12 CFR 303.12(c)), the Director of FDIC's Division of Bank Supervision ("DBS") and, in turn, FDIC's Regional Directors, have been delegated authority to approve but not to deny branch applications, subject to prescribed conditions and limitations. Included among these limitations was that the applicant have a minimum capital requirement. The capital requirement for mutual and guaranty savings banks ("mutual savings banks") was: (i) For approval by the Director of DBS, adjusted capital and reserves, including written commitments for

additions, of at least 5 percent of gross assets; and (ii) for approval by a Regional Director, a ratio of at least 6 percent. 12 CFR 303.12(c)(5). In the case of commercial banks, the Director of DBS could approve an application as long as a determination was made that capital was adequate (with no numerical minimum). Regional Directors could approve commercial bank branch applications only if the applicant's adjusted capital and reserve ratio was not less than 7.5 percent. In order to increase the number of applications that may be handled by delegation and, as a consequence, to reduce the time required to process an application, FDIC is deleting specific minimum capital requirements. As a result, the capital requirement for mutual savings banks is the same as it is for commercial banks, one of adequacy or reasonableness.

FDIC estimates this change will reduce processing time for the average branch application by 12 days and result in a savings in FDIC salary expenses of approximately \$15,000 over a one-year period.

Because the amendments are internal in nature (*i.e.*, they affect only approval procedures within the FDIC), these changes will have no adverse effect on any insured bank. To the extent the changes will have an effect, they will shorten the time required to process some applications and speed the approval of applications. The changes will not affect the recordkeeping, reporting requirements, or competitive status of banks. In view of this, FDIC has concluded that a cost-benefit analysis (including a small bank impact statement) regarding the changes is unnecessary. Because this is a regulation on FDIC organization, the Regulatory Flexibility Act does not apply and no regulatory flexibility analysis is needed. Also, there are no issues relative to the Paperwork Reduction Act involved herein.

Because these amendments merely represent internal delegations and adoption will benefit the public by speeding the processing of applications and reducing costs, the Board of Directors of the FDIC has determined, under section 4 of the Administrative Procedure Act (5 U.S.C. 553), that notice of, and public participation in, this rulemaking is unnecessary and that good cause exists for the waiver of the thirty-day deferral of the amendments' effective date.

In consideration of the foregoing, 12 CFR Chapter III is amended as follows:

PART 303—APPLICATIONS, REQUESTS, SUBMITTALS, AND NOTICES OF ACQUISITION OF CONTROL

1. The authority citation for Part 303 reads as follows:

Authority: Secs. 2[5], 2[6], 2[(7)(j)], 2[9 "Seventh" and "Tenth"], 2[18], 2[19], Pub. L. 797, 64 Stat. 876, 881, 891, 893 as amended by Pub. L. 86-463, 74 Stat. 129; Sec. 2, Pub. L. 87-827, 76 Stat. 953; Pub. L. 88-593, 78 Stat. 940; Pub. L. 89-79, 79 Stat. 244; Sec. 1, Pub. L. 89-358, 80 Stat. 7; Sec. 12(c), Pub. L. 89-485, 80 Stat. 242, Sec. 3, Pub. L. 89-597, 80 Stat. 824; Title II, Secs. 201, 205, Pub. L. 89-895, 80 Stat. 1055; Sec. 2(b), Pub. L. 90-505, 82 Stat. 856; Secs. 6(c)(7), (12), (13), Pub. L. 95-369, 92 Stat. 616-620; and Title III, Secs. 306, 309 and Title VI, Sec. 602, Pub. L. 95-630, 92 Stat. 3677, 3683 (12 U.S.C. 1815, 1816, 1817(j), 1818, 1819 "Seventh" and "Tenth", 1828, 1829).

2. Section 303.12 is amended by revising subparagraph (5) of paragraph (c), and by removing and reserving subparagraph (5a) of paragraph (c) as follows:

§ 303.12 Applications where authority is not delegated.

(c)

(5) In the case of a commercial bank, mutual savings bank, or guaranty savings bank, the applicant's adjusted equity capital and reserves (adjusted surplus and reserves in the case of mutual savings banks) are determined to be adequate relative to its adjusted gross assets.

(5a) [Reserved]

Dated: October 13, 1981.

By order of the Board of Directors.

Hoyle L. Robinson,
Executive Secretary.

[FR Doc. 81-30209 Filed 10-16-81 8:45 am]
BILLING CODE 6714-01-M

12 CFR Parts 303, 304, and 309

Technical Amendments

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Final rule.

SUMMARY: The FDIC is amending a number of its regulations which contain technical inaccuracies. Primarily, the amendments correct inconsistent cross-references and update obsolete form numbers and titles. These changes do not affect the substance of FDIC Rules and Regulations and do not alter existing practices and requirements.

DATE: Effective on October 19, 1981.

FOR FURTHER INFORMATION CONTACT: Joseph A. DiNuzzo, Attorney, Legal Division, Federal Deposit Insurance Corporation, 550-17th Street, N.W., Washington, D.C. 20429, (202) 389-4237.

SUPPLEMENTARY INFORMATION: On June 4, 1981, the securities disclosure regulations of the FDIC (12 CFR Part 335) were amended in order to achieve conformity with those of the Securities and Exchange Commission. When the FDIC amendments were published in the *Federal Register* (46 FR 25204), corresponding changes to certain cross-references in Part 303 of the FDIC regulations were not made. Accordingly, at present the FDIC is amending §§ 303.13(c)(3) and 303.13(c)(4) to update cross-references to the recently revised Part 335.

On December 31, 1980, the FDIC amended Part 303 of its regulations to eliminate the requirement that it keep separate public files on certain applications. In place of that requirement, the FDIC substituted the requirement that the nonconfidential portions of its application files be made available for public inspection within one full working day after the request for the file is made. When these amendments were published in the *Federal Register* on December 1, 1980 (45 FR 79410), certain conforming word changes in § 303.14(d)(2) were inadvertently omitted. The FDIC is currently amending § 303.14(d)(2) to incorporate those changes.

It is currently required that all banks insured by the FDIC submit a periodic summary of deposits to the FDIC. The FDIC utilizes this data for assessment and statistical purposes. Although this requirement has existed and has been routinely complied with for several years, it is not expressly provided for in the FDIC regulations. Thus, §§ 304.2, 304.3(q) and 304.3(r) are being amended to make explicit the present requirement and practice regarding the submission of summaries of deposits by all FDIC-insured banks.

The FDIC recently revised various application forms, including the forms for consent to exercise trust powers. In order to update obsolete form numbers and titles, the FDIC is presently amending § 304.3(k) of its regulations. Also, a new due date has been established for submission of the "Annual Report of Trust Assets." The new filing date is February 1st of each year, and no longer March 1st. The FDIC is amending § 304.3(l) to reflect this change. Additionally, the FDIC is amending § 309.4(b)(1)(v) and footnote 4a of its regulations to reflect the change in title and form number of the report

required to be filed relative to a bank's trust assets.

Because these amendments are technical in nature and the involved banks are already complying with them, their implementation will have no adverse effect upon banking institutions. The changes will have no economic impact or competitive effect on banking institutions; thus, a cost-benefit analysis (including a small-bank impact statement) regarding the changes is unnecessary. A Regulatory Flexibility analysis is also unnecessary because the amendments will have no significant economic impact on small entities. Additionally, these changes are in compliance with the Paperwork Reduction Act inasmuch as they do not change existing reporting requirements, but simply clarify them.

Because these amendments are technical in nature and will merely conform existing regulations to present practices, the Board of Directors of the FDIC has determined, under section 4 of the Administrative Procedure Act (5 U.S.C. 553), that prior notice of, and public participation in, this rulemaking is unnecessary. Hence, good cause exists for waiver of the thirty-day deferral of the amendments' effective date.

In consideration of the foregoing, 12 CFR chapter III is amended as follows:

PART 303—APPLICATIONS, REQUESTS, SUBMITTALS, AND NOTICES OF ACQUISITION OF CONTROL

1. The authority citation for Part 303 reads as follows:

Authority: Secs. 2[5], 2[6], 2[7(j)], 2[8], 2[9] "Seventh" and "Tenth", 2[18], 2[19], Pub. L. 797, 64 Stat. 876, 881, 891, 893 as amended by Pub. L. 86-463, 74 Stat. 129; sec. 2, Pub. L. 87-827, 76 Stat. 953; Pub. L. 88-593, 78 Stat. 940; Pub. L. 89-79, 79 Stat. 244; sec. 1, Pub. L. 89-356, 80 Stat. 7; sec. 12(c), Pub. L. 89-485, 80 Stat. 242, sec. 3, Pub. L. 89-597, 80 Stat. 824; title II, secs. 201, 205, Pub. L. 89-695, 80 Stat. 1055; sec. 2(b), Pub. L. 90-505, 82 Stat. 856; secs. 6(c)(7), (12), (13), Pub. L. 95-369, 92 Stat. 616-620; and title III, secs. 306, 309 and title VI, sec. 602, Pub. L. 95-630, 92 Stat. 3677, 3683 (12 U.S.C. 1815, 1816, 1817(j), 1818, 1819 "Seventh" and "Tenth", 1828, 1829).

2. Section 303.13 is amended by revising paragraphs (c)(3) and (c)(4) to read as follows:

§ 303.13 Other delegations of authority.

(c) * * *

(3) Authority, pursuant to § 335.703 of the Corporation's regulations in this chapter, to accord confidential

treatment to information required to be filed in a disclosure report;

(4) Authority, pursuant to § 335.204(e) of the Corporation's regulations in this chapter, to disclose to departments and agencies of the United States otherwise confidential information submitted in copies of preliminary proxy solicitation material;

3. Section 303.14 is amended by revising paragraph (d)(2) to read as follows:

§ 303.14 Application procedures.

(d) * * *

(2) Notice. Except in the case of additional sites or relocations of remote service facilities, upon completion of the investigation by the field examiner or the regional office, the regional director shall give notice to all persons who filed a written notice of intent to protest the granting of the application within the 15-day period prescribed in paragraph (b)(2) of this section. This notice will be sent by registered or certified mail and shall take substantially the following form:

You are advised that the Federal Deposit Insurance Corporation's field examiner (or regional office) has completed the investigation of the application filed by (name of applicant) on (date accepted for filing) in connection with (subject matter of application). Portions of the report of investigation (or regional office report) have been made a part of the nonconfidential portion of the file on this application. The nonconfidential portion of this file is available for inspection within one day following the request for such file. It may be inspected in the Corporation's regional office (address) during the hours of — a.m. to — p.m. Photocopies of information in the nonconfidential portion of the application file will be made available upon request. A schedule of charges for such copies can be obtained from the regional office.

You have 15 days from the date of receipt of this notice within which to file a formal protest to the granting of the subject application and to request an opportunity to be heard. You may also ask that a hearing be held on the application pursuant to § 303.14(e) of the Corporation's rules and regulations. Should you desire to present your views orally before a representative of the Corporation designated for that purpose, or at a hearing held pursuant to § 303.14(e), you must accompany your request with a brief statement of your interest in the application and the matters which you wish to discuss.

If the Corporation determines that a hearing or other form of oral presentation should be allowed, you will be advised of its date, time, and location. A copy of this notice has been sent to the applicant.

Where notice has been sent pursuant to this paragraph, the regional director shall send a copy to the applicant. In the

case of additional sites or relocations of remote service facilities, notice will be given in the bank's publication of notice pursuant to paragraph (b)(1)(ii) of this section and shall take substantially the following form:

The nonconfidential portion of the application file is available for inspection within one day following the request for such file. It may be inspected in the Corporation's regional office (address) during the hours of a.m. to p.m. Photocopies of information in the nonconfidential portion of the application file will be made available upon request. A schedule of charges for such copies can be obtained from the regional office.

You have 15 days from final publication of this notice (. 19) within which to file a formal protest to the granting of the subject application and to request an opportunity to be heard. You may also ask that a hearing be held on the application pursuant to § 303.14(e) of the Corporation's rules and regulations. Should you desire to present your views orally before a representative of the Corporation designated for that purpose or at a hearing held pursuant to § 303.14(e), you must accompany your request with a brief statement of your interest in the application and the matter which you wish to discuss.

If the Corporation determines that a hearing or other form of oral presentation should be allowed, you will be advised of its date, time, and location.

PART 304—FORMS, INSTRUCTIONS, AND REPORTS

1. The authority citation for Part 304 reads as follows:

Authority: 12 U.S.C. 1819.

2. Section 304.2 is revised to read as follows:

§ 304.2 Reports of condition, etc.

Whenever required, insured State nonmember banks (except District banks) shall file reports of condition, reports of income, reports of trust assets and summaries of accounts and deposits with the Office of Management Systems and Financial Analysis. Whenever required, all insured banks shall file summaries of accounts and deposits with the Office of Management Systems and Financial Analysis. All such filings must be made upon the forms, and in the manner, prescribed by the Board of Directors from time to time. The form for the reports and the instructions for completing the reports will be furnished to all such banks by, or may be obtained upon request from, the Office of Management Systems and Financial Analysis. Each insured national bank and each insured District bank at the time of making reports of condition to the Comptroller of the Currency and each insured State member bank at the

time of making reports of condition to the Federal Reserve bank, required under the Federal Deposit Insurance Act, shall furnish an executed and attested copy thereof to the Corporation.

3. Section 304.3 is amended by revising paragraphs (k), (l), (q) and (r) as follows:

§ 304.3 Forms and instructions.

(k) *Forms 6602/A and 6200/09, and 6200/09A series of forms: Statement of Principles of Trust Department Management; Application for Consent to Exercise Trust Powers.* Form 6602/A and either form 6200/09 or one of the 6200/09A series of forms are to be executed in conjunction with an application for consent to exercise trust powers. The application is filed in quadruplicate and is evaluated on the basis of the six banking factors enumerated in section 6 of the Federal Deposit Insurance Act, the minimum trust department standards stated on Form 6602/A, and the information provided on either Form 6200/09 or one of the 6200/09A series of forms. Form 6602/A is to be used for initial applications for consent to exercise trust powers. The bank's board of directors must adopt a resolution, found on the face of Form 6200/09 and the face of the 6200/09A series of forms, agreeing to observe the trust department standards listed on Form 6602/A, Form 6200/09 and the 6200/09A series of forms identify those trust powers applied for, describe the composition of the Trust Committee and the qualifications of the proposed Trust Officer, as well as supplying other supporting information. Form 6200/09 is used for FDIC consent to exercise trust powers when the State authority utilizes its own application forms. When the FDIC and State authority have agreed to use a common "core application" form, one of the 6200/09A series of core application forms appropriate to a particular state is used.

(l) *Form FFIEC 001: Annual Report of Trust Assets.* This is an interagency report developed by the Federal Financial Institutions Examination Council. It replaces the former Trust Department Annual Report (FDIC Form 8020/33). All insured State nonmember commercial and mutual savings banks operating trust departments or granted Corporation consent to exercise trust powers are required to submit the report no later than February 1st of each year. When circumstances necessitate, additional information may be required about certain operations of the trust department.

(q) *Form 8020/05: Summary of Accounts and Deposits (Commercial Banks).* Form 8020/05 is a report on the amount of deposits and the number of deposit accounts in various types of categories for the bank as a whole and for each authorized office. Reports on such form as of June 30 of each year must be submitted no later than the immediately succeeding August 1. Upon written request to the Director of the Office of Management Systems and Financial Analysis, the Director may extend the deadline of the requesting bank for submitting the form to no later than the immediately succeeding September 30. All insured commercial banks must file this form.

(r) *Form 8020/46: Summary of Accounts and Deposits for Mutual Savings Banks.* The reporting requirements are substantially the same as those for Form 8020/05. All insured mutual savings banks must file this form.

PART 309—DISCLOSURE OF INFORMATION

1. The authority citation for Part 309 is as follows:

Authority: Sec. 2[9 "Seventh" and "Tenth"], Pub. L. No. 797, 64 Stat. 881 as amended by title III, sec. 309, Pub. L. No. 95-630, 92 Stat. 3677 (12 U.S.C. 1819 "Seventh" and "Tenth"); sec. 309.5 also issued under 5 U.S.C. 552.

2. Section 309.4 is amended by revising paragraph (b)(1) and footnote 4a as follows:

§ 309.4 Information made available for public inspection.

(b) *Information made available at the Corporation's discretion.* (1) The following reports filed by insured nonmember banks (and certain nonfederally insured banks in the case of reports of condition), which would otherwise be exempt from disclosure under the provisions of subsection (b)(8) of the Freedom of Information Act (5 U.S.C. 552(b)(8)); (i) Consolidated Reports of Income for mutual savings banks,¹ (ii) Consolidated Reports of Income for commercial banks,² (iii) Reports of Condition for mutual savings banks,³ (iv) Reports of Condition for commercial banks,⁴ (v) Annual Report of Trust Assets⁵ for commercial and mutual savings banks.

^{4a} Annual Report of Trust Assets, FFIEC Form 001.

Dated: October 13, 1981.

By Order of the Board of Directors October 13, 1981.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,
Executive Secretary.

[FR Doc. 81-30207 Filed 10-16-81; 8:45 am]

BILLING CODE 6714-01-M

NATIONAL CREDIT UNION ADMINISTRATION

12 CFR Part 701

Share, Share Draft, and Share Certificate Accounts

AGENCY: National Credit Union Administration (NCUA).

ACTION: Final rule.

SUMMARY: This rule is a technical amendment to a rule adopted September 24, 1981 (46 FR 49107), that eliminated NCUA regulation of rate and maturity limits on IRA and Keogh accounts offered by Federal Credit Unions. This technical amendment clarifies NCUA's intent with respect to penalty free transfers from existing share certificates to new IRA and Keogh accounts.

EFFECTIVE DATE: This amendment is made effective November 1, 1981.

ADDRESS: National Credit Union Administration, 1776 G Street NW., Washington, D.C. 20456.

FOR FURTHER INFORMATION: Dan Gordon, Senior Financial Economist, or Robert Fenner, Deputy General Counsel. Telephone: (202) 357-1090 (Mr. Gordon), (202) 357-1030 (Mr. Fenner).

SUPPLEMENTARY INFORMATION: On September 24, 1981 (46 FR 49107), NCUA adopted certain amendments to its rule on share, share draft and share certificate accounts, including an amendment eliminating NCUA-imposed rate and maturity limits on IRA and Keogh retirement accounts. The IRA and Keogh amendments are effective November 1, 1981. For the purpose of facilitating transfers from existing share certificates to new IRA and Keogh accounts, the rule provided that Federal credit unions would be permitted (not required) to waive premature withdrawal penalties on certificates existing as of November 1.

It now appears that many Federal credit unions that intend to implement new IRA and Keogh account programs will, for planning and operational reasons, not do so until some time after November 1, 1981. These credit unions may wish to use existing programs and stocks of certificates to attract new funds during the interim period, rather than writing short-term certificates. As previously adopted, however, NCUA's

rule would have prevented penalty free transfers from share certificates that were established after November 1 and prior to implementation of the new program. This technical amendment accommodates that problem by providing that for a period of six months from the effective date of the new IRA and Keogh regulation (i.e., until May 1, 1982) Federal credit unions may permit penalty free transfers into their new IRA or Keogh accounts from any existing share certificate account.

This technical amendment also clarifies NCUA's intent that Federal credit unions be provided the discretion to determine how the penalty free transfer provision will be applied (if at all) to situations where only a portion of an existing share certificate is transferred to the IRA or Keogh account. This discretion must of course be exercised within the limits of the existing certificate contract. Thus, for example, the FCU may in its discretion waive the penalty and allow withdrawal or transfer of the remaining portion to some other account or certificate, it may allow the remaining portion to be retained in the existing certificate, or it may allow withdrawal subject to the contractual penalty. It may not, however, impose a more strict penalty than that provided by the existing certificate agreement.

This amendment is made effective in less than 30 days because it relieves a restriction, 5 U.S.C. 553(d)(1).

Accordingly, 12 CFR 701.35(h) is amended as set forth below.

Rosemary Brady,

Secretary to the Board, National Credit Union Administration.

October 9, 1981.

(12 U.S.C. 1757(e), 1766(a))

PART 701—ORGANIZATION AND OPERATION OF FEDERAL CREDIT UNIONS

Section 701.35(h) is amended by revising paragraph (6) as set forth below:

§ 701.35 Share, share draft and share certificate accounts.

(h) *Maximum Dividend Rate.* * * *
 (6) On an Individual Retirement Account or Keogh Plan share account or share certificate representing an investment of retirement funds pursuant to § 724.1, a rate determined by money market conditions. In the case of a share certificate, the minimum 14 day qualifying period limitation set forth in § 701.35(d)(1) does not apply. Effective until May 1, 1982, the mandatory premature withdrawal penalty provision

of paragraph (e)(2) may, at the discretion of the credit union, be waived in whole or in part for any share certificate all or any portion of which is transferred to a certificate authorized by this paragraph.

[FR Doc. 81-20193 Filed 10-16-81; 8:45 am]

BILLING CODE 7535-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 81-NW-68-AD; Amdt. 39-4234]

Airworthiness Directives; McDonnell Douglas Model DC-10 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This document amends an existing Airworthiness Directive (AD) which requires a revision of the FAA Approved Airplane Flight Manual Limitations Section with respect to the electrical system operational procedure on McDonnell Douglas Model DC-10 series airplanes. The amendment provides operators with an optional means of compliance which, if they choose to accomplish it, allows them to remove the limitation in the FAA approved Airplane Flight Manual required by the original AD.

DATES: Effective date October 26, 1981.

Compliance schedule as prescribed in the body of the AD, unless already accomplished.

ADDRESSES: The applicable service information may be obtained from: McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach, California 90846, Attention: Director, Publications and Training, C1-750 (54-60). This information also may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle, Washington 98108, or 4344 Donald Douglas Drive, Long Beach, California 90808.

FOR FURTHER INFORMATION CONTACT: Raymond A. Stoer, Aerospace Engineer, Systems and Equipment Branch, ANW-130L, Federal Aviation Administration, Northwest Region, Los Angeles Area Aircraft Certification Office, 4344 Donald Douglas Drive, Long Beach, California 90808, telephone (213) 548-2834.

SUPPLEMENTARY INFORMATION: AD 81-16-06, Amendment 39-4177 (46 FR 38901; July 30, 1981), requires a revision of the FAA Approved Airplane Flight Manual

Limitations Section with respect to the electrical system operational procedure on McDonnell Douglas Model DC-10 series airplanes to prevent the possible temporary loss of all electrical flight instruments and instrument panel lighting. This condition could result in the disorientation of the flight crew at night or in instrument meteorological conditions. After issuing Amendment 39-4177, the Chief, Los Angeles Area Aircraft Certification Office, FAA Northwest Region evaluated substantiating data and additional service instructions submitted by the manufacturer. It was determined that the modifications specified in Group I, Phase I of McDonnell Douglas DC-10 Service Bulletin 24-116, dated August 21, 1981, installation of new voltage sensing relay components, which will preclude the temporary loss of all electrical functions during the critical portions of flight will provide an acceptable alternative means of compliance and terminating action for the original AD.

Since this amendment provides an alternate means of compliance, it has no adverse economic impact and imposes no additional burden on any person. Therefore, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended by amending the existing Airworthiness Directive AD 81-16-06, Amendment 39-4177 (46 FR 38901; July 30, 1981), by adding a new paragraph D, to read as follows:

D. The installation of new voltage sensing relay components in accordance with Group I, Phase I of Part 2, in the Accomplishment Instructions of McDonnell Douglas DC-10 Service Bulletin 24-116, dated August 21, 1981, or later revisions approved by the Chief, Los Angeles Area Aircraft Certification Office, FAA Northwest Region may be accomplished in lieu of the Flight Manual Revision and test procedure specified in paragraphs (A) and (B) above; and constitutes terminating action for this AD.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1).

All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to the McDonnell Douglas Corporation, 3855 Lakewood Boulevard, Long Beach,

California 90846, Attention: Director, Publications and Training, C1-750 (54-60). These documents also may be examined at FAA Northwest Region, 9010 East Marginal Way South, Seattle Washington 98108, or 4344 Donald Douglas Drive, Long Beach, California 90808.

This amendment becomes effective October 26, 1981.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423; Sec. 6(c)), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.89)

The Federal Aviation Administration has determined that this document involves an amendment that is relieving in nature and does not impose any additional burden on any person. This amendment is not major under Executive Order 12291 (46 FR 13193, February 19, 1981) and not significant under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). Because its anticipated impact is so minimal, it does not warrant preparation of a regulatory evaluation.

This rule is a final order of the Administrator under the Federal Aviation Act of 1958, as amended. As such, it is subject to review only by the courts of appeals of the United States or the United States Court of Appeals for the District of Columbia.

Issued in Seattle, Washington, on October 6, 1981.

Charles R. Foster,

Director, Northwest Mountain Region.

[FR Doc. 81-29657 Filed 10-16-81; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 39

[Airworthiness Docket No. 81-ASW-33; Amdt. 39-4227]

Airworthiness Directives; Societe Nationale Industrielle Aerospatiale (SNIAS) Model SA315B

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new airworthiness directive (AD) which requires repetitive inspections and replacement, as necessary, of certain Eastern Rotorcraft Corporation (ERC) cargo hook clevis lugs, installed on SNIAS Model SA315B helicopters, equipped with ERC cargo hook assemblies in accordance with Supplemental Type Certificate (STC) SH1735SW. The AD is needed to prevent inflight failure of the cargo hook assembly which could result in release of the external load and subsequent loss of the helicopter.

DATES: Effective November 4, 1981.

Compliance required as prescribed in body of AD.

ADDRESSES: Aerospatiale Service Information may be obtained from Technical Support Department, Aerospatiale Helicopter Corp., 2701 Forum Drive, Grand Prairie, Texas 75051.

These documents may be examined at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, 4400 Blue Mound Road, Fort Worth, Texas, or Rules Docket in Room 916, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Tom Dragset, Airframe Section, Engineering and Manufacturing Branch, ASW-212, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101, telephone number (817) 624-4911, extension 517.

SUPPLEMENTARY INFORMATION: A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring repetitive inspections and replacement, as necessary, of certain ERC cargo hook clevis lugs installed on SNIAS Model SA315B helicopters, equipped with ERC cargo hook assemblies, was published in the *Federal Register* on July 16, 1981 (46 FR 36864). The proposal was prompted by several reports of "H" frame support leg, P/N 12579-1, fatigue cracks and one report of the support leg failing, allowing the "H" frame and external load to separate from the helicopter. Interested persons have been afforded an opportunity to participate in the making of the amendment. In response to the proposal, one letter was received from Aerospatiale Helicopter Corporation (AHC) objecting to the issuance of the AD since they consider the mandatory AHC Service Bulletin No. SB315-05 to be an adequate precautionary measure. The FAA does not agree. It is the policy of the FAA to issue an AD to enforce the manufacturer's service bulletin and thereby assure that minimum airworthiness is maintained. Another letter was received from Airwest Helicopters, Inc. (AHI) in which they agreed that the inspection is necessary but disagreed with the inspection interval of 1,000 lifts. They stated that a differentiation should be made for the different types of external load operations. The FAA does not agree. The FAA has no evidence to show that the failures are associated solely with logging operations or that logging operations are more damaging in this case. AHI has not submitted any data to support their position. An AD

addressing different types of operations would be very difficult to administer. In addition, as specified by paragraph d. of the AD, the inspections are not required after compliance with AHC Service Bulletin No. SB315-04. Therefore, the FAA has determined that the proposal be adopted without change.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended by adding the following new airworthiness directive:

Societe Nationale Industrielle Aerospatiale (SNIAS): Applies to Model SA315B helicopters, equipped with Eastern Rotorcraft Corporation (ERC) cargo hook assemblies, P/N 17112-4, Serial Numbers 1 through 103, in accordance with Supplemental Type Certificate (STC) SH1735SW, certificated in all categories (Airworthiness Docket No. 81-ASW-33).

Compliance required as indicated.

To prevent possible failure of the ERC cargo hook support legs, P/N 12579-1, due to fatigue cracks, accomplish the following, unless already accomplished, within the next 100 hours' time in service after the effective date of this AD:

a. For suspension assemblies, P/N 17112-4, which have accumulated 1,000 lifts or 12 calendar months of service, whichever occurs first, accomplish a magnetic particle inspection of the lugs, P/N 12579-1, in accordance with Aerospatiale Helicopter Corporation Service Bulletin No. SB315-05, dated March 11, 1981, or an FAA-approved equivalent.

b. If one lug is found to have cracks, remove and replace all four lugs in accordance with Aerospatiale Helicopter Corporation Service Bulletin No. SB315-04, dated January 20, 1981, or an FAA-approved equivalent.

c. If no lugs are cracked, reinstall and accomplish magnetic particle inspections at intervals of 1,000 lifts or 12 calendar months, whichever occurs first, as required by paragraph a. of this AD.

d. The inspections required by paragraph a. of this AD are not required after compliance with Aerospatiale Helicopter Corporation Service Bulletin No. SB315-04.

e. The helicopter may be flown in accordance with FAR 21.197 to a base where inspections can be performed.

f. For the purpose of complying with this AD, subject to acceptance by the assigned FAA maintenance inspector, the number of lifts may be determined by multiplying each helicopter's hours' time in service by the operator's fleet average lifts per hour for the helicopter type.

This amendment becomes effective November 4, 1981.

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

Transportation Act (49 U.S.C. 1655(c)); 14 CFR 11.89)

Note.—The FAA has determined that this document involves a regulation which is not considered to be major under Executive Order 12291 or significant under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979) and will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act since it involves a relatively low cost per aircraft. A final regulatory evaluation has been prepared for this regulation and has been placed in the docket. A copy of it may be obtained by contacting the person identified under the caption "FOR FURTHER INFORMATION CONTACT."

This rule is a final order of the Administrator under the Federal Aviation Act of 1958, as amended. As such, it is subject to review only by the various courts of appeals of the United States, or the United States Court of Appeals for the District of Columbia.

Issued in Fort Worth, Texas, on September 25, 1981.

F. E. Whitfield,

Acting Director, Southwest Region.

[FR Doc. 81-29956 Filed 10-16-81; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 97

[Docket No. 22274; Amdt. No. 1201]

Standard Instrument Approach Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: An effective date for each SIAP is specified in the amendatory provisions.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA

Headquarters Building, 800 Independence Avenue, SW., Washington, D.C. 20591;

2. The FAA Regional Office of the region in which the affected airport is located; or
3. The Flight Inspection Field Office which originated the SIAP.

*For Purchase—*Individual SIAP copies may be obtained from:

1. FAA Public Information Center (APA-430), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, D.C. 20591; or
2. The FAA Regional Office of the region in which the affected airport is located.

*By Subscription—*Copies of all SIAPs, mailed once every 2 weeks, may be ordered from Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. The annual subscription price is \$135.00.

FOR FURTHER INFORMATION CONTACT:

Donald K. Funai, Flight Procedures and Airspace Branch (AFO-730), Aircraft Programs Division, Office of Flight Operations, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591; telephone (202) 426-8277.

SUPPLEMENTARY INFORMATION: This amendment to Part 97 of the Federal Aviation Regulations (14 CFR Part 97) prescribes new, amended, suspended, or revoked Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR Part 51, and § 97.20 of the Federal Aviation Regulations (FARs). The applicable FA Forms are identified as FAA Forms 8260-3, 8260-4 and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the *Federal Register* expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form document is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure

identification and the amendment number.

This amendment to Part 97 is effective on the date of publication and contains separate SIAPs which have compliance dates stated as effective dates based on related changes in the National Airspace System or the application of new or revised criteria. Some SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Approach Procedures (TERPs). In developing these SIAPs, the TERPs criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs is unnecessary, impracticable, or contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, Part 97 of the Federal Aviation Regulations (14 CFR Part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 G.M.T. on the dates specified, as follows:

1. By amending § 97.23 VOR-VOR/DME SIAPs identified as follows:

****Effective November 26, 1981*

- Mobile, AL—Bates Field, VOR Rwy 9 (TAC), Amdt. 22
- Ozark, AL—Blackwell Field, VOR Rwy 30, Amdt. 5
- Kenai, AK—Kenai Muni., VOR Rwy 19, Amdt. 11
- Kenai, AK—Kenai Muni., VOR/DME Rwy 1, Amdt. 4
- Tucson, AZ—Tucson Intl, VOR-A, Amdt. 6
- Tucson, AZ—Tucson Intl, VOR/DME-B, Amdt. 2
- West Palm Beach, FL—Palm Beach International, VOR Rwy 9L, Amdt. 10
- Cordele, GA—Crisp County-Cordele, VOR/DME Rwy 22, Amdt. 6
- Dublin, GA—W. H. "BUD" Barron, VOR-A, Amdt. 1

Lanai City, HI—Lanai, VOR or TACAN-A, Amdt. 4

Chanute, KS—Chanute Martin Johnson, VOR-A, Amdt. 6

Newburyport, MA—Plum Island, VOR Rwy 10, Amdt. 3

Flint, MI—Bishop, VOR Rwy 9, Amdt. 20

Flint, MI—Bishop, VOR Rwy 18, Amdt. 13

Flint, MI—Bishop, VOR Rwy 36, Amdt. 10

Grand Ledge, MI—Abrams Muni., VOR-A, Original

Trenton, NJ—Mercer County, VOR Rwy 24, Amdt. 2

Newport, RI—Newport State, VOR Rwy 16, Amdt. 2

Newport, RI—Newport State, VOR/DME Rwy 16, Amdt. 1, cancelled

Pawtucket, RI—North Central State, VOR-A, Amdt. 3

Pawtucket, RI—North Central State, VOR-B, Amdt. 1

Houston, TX—Houston Intercontinental, VOR/DME Rwy 14L, Amdt. 10

Houston, TX—Houston Intercontinental, VOR/DME Rwy 32R, Amdt. 9

Midland, TX—Midland Airpark, VOR-A, Amdt. 1

Midland, TX—Midland Airpark, VOR/DME Rwy 25, Amdt. 1

Pasco, WA—Tri-Cities, VOR Rwy 21R, Amdt. 3

Pasco, WA—Tri-Cities, VOR Rwy 30, Amdt. 6

Pasco, WA—Tri-Cities, VOR/DME Rwy 30, Orig.

Richland, WA—Richland, VOR Rwy 25, Amdt. 4

Richland, WA—Richland, VOR/DME-A, Amdt. 3

****Effective October 6, 1981*

Davenport, IA—Davenport Muni., VOR Rwy 3, Amdt. 5

Davenport, IA—Davenport Muni., VOR Rwy 21, Amdt. 4

****Effective October 2, 1981*

Placerville, CA—Placerville, VOR-A, Orig., cancelled

Paris, IL—Edgar County, VOR/DME-A, Amdt. 2

Oklahoma City, OK—Wiley Post, VOR-A, Amdt. 2

****Effective October 1, 1981*

Palmdale, CA—Palmdale Prodn Flt/Test, Instln AF Plant 42, VOR/DME or TACAN Rwy 25, Amdt. 5

2. By amending § 97.25 SDF-LOC-LDA SIAPs identified as follows:

****Effective November 26, 1981*

Tucson, AZ—Tucson Intl, LOC Rwy 11L, Amdt. 1

Tucson, AZ—Tucson Intl, LOC BC Rwy 29R, Amdt. 3

West Palm Beach, FL—Palm Beach International, LOC BC Rwy 27R, Amdt. 8

Kailua-Kona, HI—Ke-ahole, LOC BC Rwy 35, Amdt. 3

Decatur, IL—Decatur, LOC BC Rwy 24, Amdt. 7

Reidsville, NC—Rockingham County N.C. Shiloh, SDF Rwy 31, Original

Allentown, PA—Allentown-Bethlehem-Easton, LOC BC Rwy 24, Amdt. 16

Harlingen, TX—Harlingen Industrial Airpark, LOC BC Rwy 35L, Amdt. 7

Richland, WA—Richland, LOC Rwy 19, Amdt. 3

****Effective October 29, 1981*

Klamath Falls, OR—Kingsley Field, LOC/DME Rwy 32, Amdt. 3, cancelled

Salem, OR—McNary Field, LOC BC Rwy 13, Amdt. 2

Pawtucket, RI—North Central State, LOC Rwy 5, Original

Waukesha, WI—Waukesha County, LOC Rwy 10, Original

3. By amending § 97.27 NDB/ADF SIAPs identified as follows:

****Effective December 24, 1981*

La Junta, CO—LaJunta Muni., NDB Rwy 8, Amdt. 3

****Effective November 26, 1981*

Mobile, AL—Bates Field, NDB Rwy 14, Amdt. 23

Arkadelphia, AR—Arkadelphia Muni., NDB Rwy 4, Amdt. 4

Tucson, AZ—Tucson Intl, NDB-C, Amdt. 2

West Palm Beach, FL—Palm Beach International, NDB Rwy 9L, Amdt. 16

Vincennes, IN—O'Neal, NDB-A, Amdt. 3

Greenfield, IA—Greenfield Muni., NDB Rwy 31, Original

Independence, IA—Independence Muni., NDB Rwy 17, Original

Kansas City, KA—Fairfax Muni., NDB-B, Amdt. 12, cancelled

Detroit, MI—Detroit Metropolitan Wayne County, NDB Rwy 21C, Amdt. 9

Detroit, MI—Detroit Metropolitan Wayne County, NDB Rwy 21R, Amdt. 8

Flint, MI—Bishop, NDB Rwy 9, Amdt. 20

Corinth, MS—Roscoe Turner, NDB Rwy 17, Amdt. 6

Corinth, MS—Roscoe Turner, NDB Rwy 35, Amdt. 5

Wilmington, NC—New Hanover County, NDB Rwy 34, Amdt. 12

Santa Fe, NM—Santa Fe County Muni., NDB Rwy 2, Amdt. 2

Angleton/Lake Jackson, TX—Brazoria County, NDB Rwy 17, Original

Crosbyton, TX—Crosbyton, Muni., NDB Rwy 35, Original

Lake Jackson, TX—Brazoria County, NDB Rwy 17, Amdt. 2, cancelled

Tyler, TX—Pounds Field, NDB Rwy 13, Amdt. 12

Marion/Wytheville, VA—Mountain Empire, NDB-A, Amdt. 1

Richland, WA—Richland, NDB Rwy 19, Amdt. 3

Minocqua-Woodruff, WI—Lakeland, NDB Rwy 10, Amdt. 5

Minocqua-Woodruff, WI—Lakeland, NDB Rwy 18, Amdt. 8

Minocqua-Woodruff, WI—Lakeland, NDB Rwy 28, Amdt. 7

Minocqua-Woodruff, WI—Lakeland, NDB Rwy 36, Amdt. 4

Phillips, WI—Price County, NDB-A, Original

****Effective October 29, 1981*

Salem, OR—McNary Field, NDB Rwy 31, Amdt. 16

****Effective October 6, 1981*

Davenport, IA—Davenport Muni., NDB Rwy 3, Amdt. 11

Keokuk IA—Keokuk Muni., NDB Rwy 13, Amdt. 9

****Effective October 2, 1981*

Paris, IL—Edgar County, NDB Rwy 27, Amdt. 4

****Effective September 25, 1981*

Monticello, NY—Sullivan County Intl, NDB Rwy 15, Amdt. 4

4. By amending § 97.29 ILS-MLS SIAPs identified as follows:

****Effective November 26, 1981*

Mobile, AL—Bates Field, ILS Rwy 14, Amdt. 25

Mobile, AL—Bates Field, ILS Rwy 32, Amdt. 3

Kenai, AK—Kenai Muni., ILS Rwy 19, Amdt. 2

Tucson, AZ—Tucson Intl., ILS Rwy 11L, Amdt. 7

West Palm Beach, FL—Palm Beach International, ILS Rwy 9L, Amdt. 18

Kansas City, KS—Fairfax Muni., ILS-A, Amdt. 15, cancelled

Detroit, MI—Detroit Metropolitan Wayne County, ILS Rwy 21R, Amdt. 16

Flint, MI—Bishop, ILS Rwy 9, Amdt. 14

Wilmington, NC—New Hanover County, ILS Rwy 34, Amdt. 16

Santa Fe, NM—Santa Fe County Muni., ILS Rwy 2, Amdt. 2

Angleton/Lake Jackson, TX—Brazoria County, ILS Rwy 17, Original

Lake Jackson, TX—Brazoria County, ILS Rwy 17, Amdt. 2, cancelled

Pasco, WA—Tri-Cities, ILS Rwy 21R, Amdt. 9

Martinsburg, WV—Eastern WV Regional/Shepherd Field, ILS Rwy 26, Amdt. 3

****Effective October 29, 1981*

Klamath Falls, OR—Kingsley Field, ILS Rwy 32, Amdt. 17

Salem, OR—McNary Field, ILS Rwy 31, Amdt. 24

****Effective October 5, 1981*

Oakland, CA—Metropolitan Oakland Intl., ILS Rwy 11, Amdt. 3

****Effective October 2, 1981*

Chino, CA—Chino, ILS Rwy 26, Amdt. 2

****Effective October 1, 1981*

Palmdale, CA—Palmdale Prodn Flt/Test, Instln AF Plant 42, ILS Rwy 25, Amdt. 7

****Effective September 25, 1981*

Monticello, NY—Sullivan County Intl., ILS Rwy 15, Amdt. 2

5. By amending § 97.31 RADAR SIAPs identified as follows:

****Effective November 26, 1981*

Mobile, AL—Bates Field, RADAR-1, Amdt. 4

West Palm Beach, FL—Palm Beach International, RADAR-1, Amdt. 7

Detroit, MI—Detroit Metropolitan Wayne County, RADAR-1, Amdt. 14

6. By amending § 97.33 RNAV SIAPs identified as follows:

****Effective November 26, 1981*

Tucson, AZ—Tucson Intl., RNAV Rwy 11L, Amdt. 1

Tucson, AZ—Tucson Intl., RNAV Rwy 29R, Amdt. 1
 West Palm Beach, FL—Palm Beach International, RNAV Rwy 13, Amdt. 5
 Dublin, GA—W. H. "BUD" Barron, RNAV Rwy 19, Original
 Detroit, MI—Detroit Metropolitan Wayne County, RNAV Rwy 21C, Amdt. 4
 Nashua, NH—Boire Field, RNAV Rwy 14, Amdt. 1, cancelled

* * * Effective October 29, 1981

Pawtucket, RI—North Central State, RNAV Rwy 5, Amdt. 2
 Pawtucket, RI—North Central State, RNAV Rwy 23, Amdt. 1
 Waukesha, WI—Waukesha County, RNAV Rwy 10, Amdt. 4, cancelled

* * * Effective October 6, 1981

Davenport, IA—Davenport Muni., RNAV Rwy 15, Amdt. 4
 Davenport, IA—Davenport Muni., RNAV Rwy 33, Amdt. 4

(Secs. 307, 313(a), 601, and 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348, 1354(a), 1421, and 1510); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.49(b)(3))

Note.—The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; and (4) will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Washington, D.C. on October 9, 1981.

John M. Howard,

Acting Chief, Aircraft Programs Division.

Note.—The incorporation by reference in the preceding document was approved by the Director of the Federal Register on December 31, 1980.

[FR Doc. 81-30126 Filed 10-16-81; 8:45 am]

BILLING CODE 4910-13-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[Docket No. 8853, etc.]

Crush International Limited, et al.; Prohibited Trade Practices and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Dismissal order.

SUMMARY: This order dismisses without prejudice the complaints issued by the Commission in 1971-1972, against five major soft drink manufacturers charged with attempting to restrict where

bottlers may sell, by including "territorial exclusivity" provisions in their licensing agreements. The Commission concluded that since the instant complaints were based on the same legal standards utilized in the matters of Coca-Cola Co. and PepsiCo Co. which were subsequently set aside due to changes wrought by the 1980 Soft Drink Interbrand Competition Act, further proceedings would not be in the public interest at this time.

DATES: Complaints issued July 15, 1971 and, for Norton Simon, Inc., et al., March 3, 1972. Dismissal order issued September 15, 1981.¹

FOR FURTHER INFORMATION CONTACT: FTC/CS-6, Ronald A. Bloch, Washington, D.C. 20580. (202) 724-1410.

SUPPLEMENTARY INFORMATION: In the Matter of Crush International Limited, a corporation; and Beverages International Inc., a corporation; and Crush International Inc., a corporation; Dr. Pepper Company, Dkt. No. 8854, a corporation; The Seven-Up Company, Dkt. No. 8857, a corporation; Royal Crown Cola Co., Dkt. No. 8858, a corporation; Norton Simon, Inc., Dkt. No. 8877, a corporation; and Canada Dry Corporation, a corporation.

The order is as follows:

Order

These cases are companions to *The Coca-Cola Company*, Docket No. 8855 and *PepsiCo, Inc.*, Docket No. 8856, two matters which the United States Court of Appeals for the District of Columbia in *Coca-Cola v. FTC*, 642 F. 2d 1387 (D.C. Cir. 1981), set aside because they were based upon legal standards differing from those contained in the Soft Drink Interbrand Competition Act, 15 U.S.C. 3501, et seq. These companion cases were thereafter dismissed by the Commission without prejudice to any further proceeding under the standards of the Soft Drink Interbrand Competition Act. In view of the action of the Court of Appeals, complaint counsel filed a motion before the Administrative Law Judge to dismiss these proceedings as to all respondents. The Administrative Law Judge filed his Initial Decision in these matters on July 22, 1981, dismissing the complaints as to all respondents, without prejudice to the Commission's right to institute new proceedings under the standards set forth in the Soft Drink Interbrand Competition Act, should it determine that the public interest so requires.

Now, it is hereby ordered, that the Initial Decision and Order be, and hereby is, effective immediately.

¹ Copies of the Complaints, Initial Decision and Dismissal Order filed with the original document.

By the Commission. Commissioner Pertschuk did not participate.

Carol M. Thomas,
 Secretary.

[FR Doc. 81-30126 Filed 10-16-81; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR Part 134

[T.D. 81-268]

Specific Country of Origin Marking Requirements for Imported Compressed Gas Cylinders

AGENCY: Customs Service, Treasury.

ACTION: Ruling; policy statement under § 134.42, Customs Regulations.

SUMMARY: Customs has learned that the country of origin on imported compressed gas cylinders, classified under items 640.05 and 640.10, Tariff Schedules of the United States, is sometimes marked by being printed on easily removed adhesive-backed paper stickers. This document gives notice that, with certain stated exceptions, Customs will require the subject cylinders to be permanently and legibly marked with the country of origin by die stamping, molding, etching, raised lettering, or an equally permanent method of marking.

DATE: This ruling shall be effective as to merchandise entered, or withdrawn from warehouse, for consumption on or after January 18, 1981.

FOR FURTHER INFORMATION CONTACT: Fred Burns-O'Brien, Entry Procedures and Penalties Division, U.S. Customs Service, 1301 Constitution Avenue, NW., Washington, D.C. 20229 (202-566-5765).

SUPPLEMENTARY INFORMATION:

Background

Section 304(a), Tariff Act of 1930, as amended (19 U.S.C. 1304(a)), provides that every imported article of foreign origin, or its container, shall be legibly and conspicuously marked to indicate to an ultimate purchaser in the United States the English name of the country of origin of the article. That section also authorizes the Secretary of the Treasury to require specific methods of marking articles.

Part 134 of the Customs Regulations (19 CFR Part 134), sets forth the regulations implementing the country of origin marking requirements of 19 U.S.C. 1304(a), together with certain marking provisions of the Tariff Schedules of the United States (TSUS) (19 U.S.C. 1202).

Section 134.41(a), Customs Regulations (19 CFR 134.41(a)), states that as a general rule marking requirements are best met by marking that is "worked into the article" at the time of manufacture. Section 184.42, Customs Regulations (19 CFR 184.42), provides that specific methods of marking merchandise with its country of origin may be required by the Commissioner of Customs in accordance with 19 U.S.C. 1304(a), and that notices of such rulings shall be published in the **Federal Register** and the **Customs Bulletin**.

Customs has learned that the country of origin marking requirements are not being applied uniformly to imported compressed gas cylinders, classified under items 640.05 and 640.10, TSUS. Sometimes, the name of the country of origin on those articles is marked by being printed on easily removed adhesive-backed paper stickers. Permanent marking of the subject cylinders is needed to ensure that an ultimate purchaser in the United States will be aware of the country of origin of the articles.

Specific Method of Marking Required

To provide for uniformity of application of the country of origin marking requirements of 19 U.S.C. 1304, and to clarify those marking requirements, imported compressed gas cylinders shall be marked with their country of origin as follows:

1. Compressed gas cylinders, imported individually or in bulk by a distributor for resale to ultimate purchasers in the United States, shall each be permanently and legibly marked with the country of origin by die stamping, molding, etching, raised lettering, or an equally permanent method of marking.

2. There are two exceptions from the general country of origin marking requirement stated above.

(a) If a compressed gas cylinder is imported directly from a foreign supplier for use by the importer and not intended for sale in its imported or any other form, the cylinder may be excepted from country of origin marking under 19 U.S.C. 1304(a)(3)(F).

(b) If a compressed gas cylinder is ordered directly from a foreign supplier by a contractor or other ultimate purchaser in the United States who will use it and not offer it for resale, and if Customs is satisfied that the cylinder was manufactured in the country named in the invoice, it may be excepted from country of origin marking under 19 U.S.C. 1304(a)(3)(H).

Authority

This notice is being published in accordance with section 304, **Tariff Act**

of 1930, as amended (19 U.S.C. 1304), and § 134.42, Customs Regulations (19 CFR 134.42).

Drafting Information

The principal author of this document was Todd J. Schneider, Regulations Control Branch, Office of Regulations and Rulings. However, personnel from other Customs offices participated in its development.

Dated: October 9, 1981.

William T. Archey,

Acting Commissioner of Customs.

[FR Doc. 81-30205 Filed 10-16-81; 8:45 am]

BILLING CODE 4810-22-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Parts 203, 213, and 234

[Docket No. R-81-941]

Mortgage Insurance Loans; Changes in Interest Rates

AGENCY: Department of Housing and Urban Development.

ACTION: Final rule.

SUMMARY: This change in the regulations decreases the HUD/FHA interest rates on insured home mortgage loans. This action by HUD is designed to bring the maximum financing charges into line with other competitive market rates and help assure an adequate supply of financing for such loans.

EFFECTIVE DATE: October 12, 1981.

FOR FURTHER INFORMATION CONTACT: John N. Dickie, Director, Financial Analysis Division, Office of Financial Management, Department of Housing and Urban Development, 451 7th Street, S.W., Washington, D.C. 20410 (202-426-4667).

SUPPLEMENTARY INFORMATION: The following miscellaneous amendments have been made to this chapter to decrease the maximum interest rate which may be charged on loans insured by this Department. The maximum interest rates on HUD/FHA mortgage insurance programs have been lowered from 17.50 percent to 16.50 percent for level payment insured home mortgage programs (including operative builder home loan programs), and from 18.00 percent to 17.00 percent for graduated payment home loan programs (GPM).

The Secretary has determined that such changes are immediately necessary to meet the needs of the market and to

prevent speculation in anticipation of a change, in accordance with his authority contained in 12 U.S.C. 1709-1, as amended. The Secretary has, therefore, determined that advance notice and public comment procedures are unnecessary and that good cause exists for making this amendment effective immediately.

A Finding of Inapplicability with respect to the National Environmental Policy Act of 1969 has been made in accordance with HUD's environmental procedures. A copy of this Finding of Inapplicability will be available for public inspection during regular business hours in the Office of Rules Docket Clerk, Office of General Counsel, Room 5218, Department of Housing and Urban Development, 451 7th Street, S.W., Washington, D.C. 20410.

Accordingly, Chapter II is amended as follows:

PART 203—MUTUAL MORTGAGE INSURANCE AND REHABILITATION LOANS

Subpart A—Eligibility Requirements

1. Section 203.20 is amended by revising paragraph (a) to read as follows:

§ 203.20 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 16.50 percent per annum, except that where an application for commitment was received by the Secretary before October 12, 1981, the mortgage may bear interest at the maximum rate in effect at the time of application.

2. Section 203.45 is amended by revising paragraph (b) to read as follows:

§ 203.45 Eligibility of graduated payment mortgages.

(b) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 17.00 percent per annum, except that where an application for commitment was received by the Secretary before October 12, 1981, the mortgage may bear interest at the maximum rate in effect at the time of application.

3. Section 203.46 is amended by revising paragraph (c) to read as follows:

§ 203.46 Eligibility of modified graduated payment mortgages.

(c) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 17.00 percent per annum, except that where an application for commitment was received by the Secretary before October 12, 1981, the mortgage may bear interest at the maximum rate in effect at the time of application.

PART 213—COOPERATIVE HOUSING MORTGAGE INSURANCE

Subpart C—Eligibility Requirements—Individual Properties Released From Project Mortgage

4. Section 213.511 is amended by revising paragraph (a) to read as follows:

§ 213.511 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 16.50 percent per annum, except that where an application for commitment was received by the Secretary before October 12, 1981, the mortgage may bear interest at the maximum rate in effect at the time of application.

PART 234—CONDOMINIUM OWNERSHIP MORTGAGE INSURANCE

Subpart A—Eligibility Requirements—Individually Owned Units

5. Section 234.29 is amended by revising paragraph (a) to read as follows:

§ 234.29 Maximum interest rate.

(a) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 16.50 percent per annum, except that where an application for commitment was received by the Secretary before October 12, 1981, the mortgage may bear interest at the maximum rate in effect at the time of application.

6. Section 234.75 is amended by revising paragraph (b) to read as follows:

§ 234.75 Eligibility of graduated payment mortgages.

(b) The mortgage shall bear interest at the rate agreed upon by the mortgagee

and the mortgagor, which rate shall not exceed 17.00 percent per annum, except that where an application for commitment was received by the Secretary before October 12, 1981, the mortgage may bear interest at the maximum rate in effect at the time of application.

7. Section 234.76 is amended by revising paragraph (c) to read as follows:

§ 234.76 Eligibility of modified graduated payment mortgages.

(c) The mortgage shall bear interest at the rate agreed upon by the mortgagee and the mortgagor, which rate shall not exceed 17.00 percent per annum, except that where an application for commitment was received by the Secretary before October 12, 1981, the mortgage may bear interest at the maximum rate in effect at the time of application.

(Section 3(a), 82 Stat. 113; 12 USC 1709-1; Section 7 of the Department of Housing and Urban Development Act, 42 USC 3535(d))

Issued at Washington, D.C., October 9, 1981.

Philip D. Winn,

Assistant Secretary for Housing—Federal Housing Commissioner.

[FR Doc. 81-30151 Filed 10-16-81; 8:45 am]

BILLING CODE 4210-01-M

VETERANS ADMINISTRATION

38 CFR Part 3

Veterans Benefits; Persons Included as Having Served on Active Duty

AGENCY: Veterans Administration.

ACTION: Final regulation.

SUMMARY: The Veterans Administration has amended its regulation concerning persons who shall be included as having served on active duty. The need for this action results from recent decisions of the Secretary of Defense that (1) Reconstruction Aides and Dietitians in World War I and (2) the group known as Male Civilian Ferry Pilots are considered to have served on active duty. The effect of this action is to confer veteran status for Veterans Administration benefit purposes on former members of these groups who were discharged under honorable conditions.

EFFECTIVE DATES: In the case of the Reconstruction Aides and Dietitians this action is effective July 6, 1981, and in the case of the Male Civilian Ferry Pilots,

July 17, 1981. These are the dates the Secretary of Defense held that service in the groups constituted active duty.

FOR FURTHER INFORMATION CONTACT:

T. H. Spindle Jr. (202-389-3005).

SUPPLEMENTARY INFORMATION: The Veterans Administration is not providing for a public comment period since the decision of the Secretary of Defense concerning active duty status is binding on the Veterans Administration.

The Administrator hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act (RFA), 5 U.S.C. 601-612. Pursuant to 5 U.S.C. 605(b), this final rule is therefore exempt from the initial and final regulatory flexibility analyses requirements of sections 603 and 604. The reason for this certification is that this regulation applies almost exclusively to individual veterans and their survivors. It will have no significant impact on small entities (i.e., small business, small private profit and nonprofit organizations, and small governmental jurisdictions.)

In accordance with Executive Order 12291, Federal Regulation, we have determined that this regulation change, in itself, is nonmajor for the following reasons:

(1) It will not have an effect on the economy of \$100 million or more.

(2) It will not cause a major increase in costs or prices.

(3) It will not have significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete for foreign-based enterprises in domestic or export markets.

(Affected Catalog of Federal Domestic Assistance program numbers are 64.002, 64.008, 64.009, 64.010, 64.011, 64.012, 64.013, 64.019, 64.022, 64.100, 64.101, 64.102, 64.104, 64.105, 64.106, 64.109, 64.110, 64.113, 64.114, 64.116, 64.117, 64.118, 64.119, 64.200, 64.201, 64.202.)

(Sec. 401, Pub. L. 95-202)

Approved: October 2, 1981.

D. Custis,

Acting Administrator.

PART 3—ADJUDICATION

The Veterans Administration is amending 38 CFR Part 3 as follows:

In § 3.7, paragraphs (x)(7) and (x)(8) are added as follows:

§ 3.7 Persons included.

(x) Active military service certified as such under section 401 of Pub. L. 95-202.

(7) Reconstruction Aides and Dietitians in World War I.

(8) Male Civilian Ferry Pilots.

[FR Doc. 81-30203 Filed 10-16-81; 8:45 am]

BILLING CODE 8320-01-M

38 CFR Part 3

Veterans Benefits; Service Records as Evidence of Service and Character of Discharge

AGENCY: Veterans Administration.

ACTION: Final regulation.

SUMMARY: The Veterans Administration has amended its regulation governing evidence of service to again accept a copy of a discharge document certified as a true and exact copy by a public custodian of records. The need for this action results from the lengthy delays in claims processing we are experiencing as a result of having to request evidence of service from the service departments.

EFFECTIVE DATE: September 18, 1981.

FOR FURTHER INFORMATION CONTACT:

T. H. Spindle Jr. (202-389-3005).

SUPPLEMENTARY INFORMATION: On June 19, 1981, the Veterans Administration published a proposed amendment to 38 CFR 3.203. See 46 FR 32036 (1981). We received one comment supporting the change. The amendment to § 3.203 is adopted as proposed.

The Administrator hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act (RFA), 5 U.S.C. 601-612. Pursuant to 5 U.S.C. 605(b), this final rule is therefore exempt from the initial and final regulatory flexibility analyses requirements of sections 603 and 604. The reason for this certification is that this regulation applies almost exclusively to individual veterans and their survivors. It will have no significant impact on small entities in terms of compliance costs, reporting burdens, or effects on competition.

The agency has determined that this regulation is nonmajor in accordance with Executive Order 12291, Federal Regulation. It should have little or no effect on the economy.

(Catalog of Federal Domestic Assistance Program numbers 64.104, 64.109)

Approved: September 18, 1981.

Robert P. Nimmo,
Administrator.

PART 3—ADJUDICATION

In § 3.203, paragraph (a)(1) is revised as follows:

§ 3.203 Service records as evidence of service and character of discharge.

(a) Evidence submitted by a claimant. . . .

(1) The evidence is a document issued by the service department. A copy of an original document is acceptable if the copy was issued by the service department or if the copy was issued by a public custodian of records who certifies that it is a true and exact copy of the document in the custodian's custody; and

[FR Doc. 81-30204 Filed 10-16-81; 8:45 am]

BILLING CODE 8320-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Public Health Service

42 CFR Part 110

Health Maintenance Organization Amendments of 1981

Cross Reference: For a document giving notice of statutory amendments which affect 42 CFR Part 110, *Health Maintenance Organizations*, see 46 FR 45694, September 14, 1981.

BILLING CODE 1505-02-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Public Land Order 6048

[ES-20501]

Florida; Partial Revocation of Public Land Order No. 1131.

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order partially revokes a withdrawal of national forest land for use by the Forest Service as an administrative site. This action will restore 1.25 acres fully to operation of the mining and mineral leasing laws. The land has been open to oil and gas leasing only; surface will remain under the administrative jurisdiction Forest Service by virtue of Proclamation 2293 of July 16, 1938, (53 Stat. 2462).

EFFECTIVE DATE: November 14, 1981.

FOR FURTHER INFORMATION CONTACT: Jeff O. Holdren, Eastern State Office, 703-235-2844.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 90 Stat. 2751; 43 U.S.C. 1714, it is ordered as follows:

1. Public Land Order No. 1131 of April 15, 1955, which withdrew national forest lands for use by the Forest Service for the Lake Bryant Ranger Station is hereby revoked as to the following described land:

Ocala National Forest

Tallahassee Meridian

T. 15 S., R. 24 E.,

Sec. 24, E½, NE¼NE¼, SW¼NW¼.

The area described contains 1.25 acres in Marion County.

2. The subject land will remain under the administrative jurisdiction of the Forest Service and will be subject to the provisions of Proclamation 2293 of July 16, 1938 (53 Stat. 2462), creating the Ocala National Forest.

3. At 8:00 a.m. on November 14, 1981, the land will be opened to applications and offers under the mineral leasing laws, except for oil and gas, to locations under the United States mining laws, and to such forms of disposition as may be made of national forest lands. They have been and continue to be open to applications and offers for oil and gas leasing.

October 9, 1981.

Garrey E. Carruthers,

Assistant Secretary of the Interior.

[FR Doc. 81-30210 Filed 10-16-81; 8:45 am]

BILLING CODE 4310-84-M

FEDERAL MARITIME COMMISSION

46 CFR Part 520

[General Order 46, Rev.; Docket 81-16]

Exemption of Certain Agency Agreements From the Requirements of Section 15, Shipping Act, 1916

AGENCY: Federal Maritime Commission.
ACTION: Final rule.

SUMMARY: This exempts agency agreements which provide for an agent's solicitation and booking of cargoes, and signing contracts of affreightment and bills of lading, on behalf of a common carrier by water from the filing and approval requirements of section 15 of the Shipping Act, 1916 (46 U.S.C. 814). The Commission has determined that this exemption will not substantially

impair effective regulation of common carrier practices, result in unjust discrimination or be detrimental to commerce.

DATE: Effective November 18, 1981.

ADDRESS: For further information contact: Francis C. Hurney, Secretary, Federal Maritime Commission, 1100 L Street, NW., Washington, D.C. 20573 (202) 523-5725.

SUPPLEMENTARY INFORMATION: Section 35 of the Shipping Act, 1916 (the Act) (46 U.S.C. 833a) provides that the Commission, upon application or on its own motion, may by order or rule exempt any class of agreements between persons subject to the Act from any requirement of the Act, where it finds that such exemption will not substantially impair effective regulation by the Commission, be unjustly discriminatory, or be detrimental to commerce. Under this authority the Commission previously announced (46 FR 12524) that it proposed to amend 46 CFR Part 520 (Commission General Order 46) to exempt agreements which provide for an agent's solicitation and booking of cargoes, and signing contracts of affreightment and bills of lading, on behalf of a common carrier by water from the filing and approval requirements of section 15 of the Act.

Comments on the proposed rule were received from (1) Crowley Maritime Corporation (Crowley), (2) Matson Agencies, Inc. and Matson Agencies, (Matson), (3) eleven conference and rate agreements (Group of Eleven) and (4) TTT Ship Agencies, Inc. (TTT).

Crowley supports the rule as proposed. Matson and the Group of Eleven support the rule with various suggested modifications. TTT objects to the rule to the extent that it excludes from its coverage those ship agents' agreements which are between carriers competing in the same trade, or under which agents represent different carriers in the same trade.

Matson suggests that the scope of the proposed exemption be clarified to include certain "incidental functions" performed by agents. Specifically, Matson proposes that the definition of exempted agency agreements be expanded to include:

* * * other functions incidental to the performance of duties by agents including, but not limited to, processing of claims, container equipment control, collection and remittance of freight and reporting functions.

Matson's suggested definitional revision has merit and will be adopted except for the phrase "but not limited to," which the Commission finds to be too indefinite and uncertain. Also, in order to make it clear that the exempted

agency functions do not include the actual control over the use of container equipment, the incidental function of "container equipment control" will be modified to read "maintenance of a container equipment inventory control system."

The Group of Eleven requests clarification of the scope of the exception under Item (2) of § 520.12. Specifically, it suggests that the term "carriers" be substituted for the term "principals" to make it consistent with Item (1) of that section. This is an appropriate suggestion and will be adopted. The Group of Eleven also proposes that the term "which is otherwise subject to the Shipping Act" be added after the word "agent" in Item (2) to make it clear that the agent is, in fact, a person subject to the Act. This revision is unnecessary and will be rejected since the introductory statement of § 520.12 addresses this point.

TTT objects to the requirement that agency agreements falling within the scope of Items (1) and (2) of § 520.12 must be submitted for approval pursuant to section 15. TTT believes that the required filing and approval of agreements which contain terms of an economic and financial nature and the subsequent possible public disclosure of those sensitive terms poses a serious threat to the confidential nature of the relationship between a carrier and its agent. If agency agreements like those named in Items (1) and (2) must be approved under section 15, TTT seeks Commission assurance that all agency agreements filed with it will not be subject to disclosure under the Freedom of Information Act (FOIA) (5 U.S.C. 552). Alternatively, it believes ship agents subject to the Act should be allowed to file agency agreements which have terms of a sensitive economic nature deleted but which are provided to the Commission upon request and on a privileged and confidential basis.

We are not persuaded by TTT's suggestion that the scope of the exemption should be expanded to cover the two exceptions to the exemption set out in § 520.12 of the rule. These two exceptions involve potential conflicts of interests as well as possible market sharing, and therefore, we believe that they should continue to be subject to section 15. In addition, we cannot guarantee TTT's alternate request for confidential treatment of certain sections of agreements filed with the Commission. Such agreements are required to be available for inspection and copying by the public. 46 CFR 503.32. While 46 CFR 503.35 does

provide that commercially or financially sensitive information submitted to the Commission will generally not be made available, that limitation is subject to the requirements of the FOIA. Because determinations as to whether particular information can be withheld under FOIA can only be made on an *ad hoc* basis, no blanket assurances of the type sought by TTT may be given.

One final matter, not raised by the comments, needs to be discussed. As presently worded, Item (2) of § 520.12 could be misinterpreted to apply only where an agent has established an agency relationship with two carriers in one document. Because Item (2) is intended to include any and all arrangements between an agent and an individual carrier which would permit that agent to enter into similar agency agreements with other competing carriers in the trade, it has been clarified accordingly.

Pursuant to the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Commission certifies that the rulemaking will not have a significant economic impact on a substantial number of small entities. The exemption will not impose any reporting or record keeping requirements which might result in a compliance or reporting burden on small entities. The exemption will primarily benefit carriers. The shipping public, some of whom undoubtedly are small entities may enjoy a secondary benefit from this exemption but it is not foreseen that this benefit will amount to a "significant economic impact," within the meaning of 5 U.S.C. 605(b).

Accordingly, under section 15, 35 and 43 of the Shipping Act, 1916 (46 U.S.C. 814, 833a and 841a) and 5 U.S.C. 553, the Federal Maritime Commission amends 46 CFR Part 520 as follows:

PART 520—EXEMPTION OF HUSBANDING AND AGENCY AGREEMENTS

1. Revise the Part title to read "Exemption of Husbanding and Agency Agreements."

PART 520 [REDESIGNATED AS SUBPART A]

2. Redesignate existing Part 520 as "Subpart A—Husbanding Agreements."

3. Add a new "Subpart B—Agency Agreements" reading as follows:

Subpart B—Agency Agreements

Sec.	
520.10	Purpose and scope.
520.11	Definition.
520.12	Exemption.
520.13	Termination of approved agency agreements.
520.14	Optional section 15 approval.

Authority: Secs. 15, 35 and 43; 46 U.S.C. 814, 833a and 841a.

Subpart B—Agency Agreements

§ 520.10 Purpose and scope.

(a) Section 15 of the Shipping Act, 1916 requires that certain agreements between common carriers by water and other persons subject to the Act be filed with and approved by the Commission prior to implementation. Section 35 of the Act provides that the Commission, upon application or on its own motion, may by order or rule exempt for the future any class of agreements between persons subject to the Act, or any specified activity of such persons from any requirement of the Act, where it finds that such exemption will not substantially impair effective regulation by the Commission, be unjustly discriminatory, or detrimental to commerce.

(b) In the interests of minimizing unnecessary expense and delay in the implementation of agency agreements between persons subject to the Act, this part provides for the exemption of certain agency agreements from the filing and approval requirements of section 15.

(c) The exemption does not apply to agency agreements: (1) Where a common carrier is to be an agent for a competing carrier in the same trade, or (2) which permit an agent to enter into similar agreements with more than one carrier in a trade.

§ 520.11 Definitions.

As used in this part, agency agreements are agreements between persons subject to the Shipping Act, 1916, which provide for the agent's solicitation and booking of cargoes, and signing contracts of affreightment and bills of lading, on behalf of a common carrier by water. Such agreements may or may not also include husbanding service functions and other functions incidental to the performance of duties by agents including processing of claims, maintenance of a container equipment inventory control system, collection and remittance of freight and reporting functions.

§ 520.12 Exemption.

Agency agreements between persons subject to the Act except those: (a) where a common carrier is to be an agent for a competing carrier in the same trade, or (b) which permit an agent to enter into similar agreements with more than one carrier in a trade, are exempted from the filing and approval requirements of section 15. Exempted agreements shall be kept on file by the parties and shall be available for

inspection by the Commission during the term of the agreement and two years thereafter.

§ 520.13 Termination of approved agency agreements.

Agency agreements which have received section 15 approval shall continue to be approved for the duration of their term or until terminated by the parties. When such approved agreements are terminated by the parties, such parties shall immediately notify the Commission.

§ 520.14 Optional section 15 approval.

Notwithstanding the provisions of this part, persons who desire approval of agency agreements may continue to submit such agreements to the Commission for section 15 consideration in accordance with ordinary filing procedures.

By the Commission.

Joseph C. Polking,
Assistant Secretary.

[FR Doc. 81-29852 Filed 10-19-81; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 0

[FCC 81-397]

Amendment of the Commission's Rules to Reflect a Change in the Office of the Executive Director

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission is amending § 0.11 of its Rules to transfer its audiovisual staff from the Office of Public Affairs to the Office of Executive Director (OED). This action was taken to enhance the training and support aspects of the audiovisual support systems generally. No public impact is anticipated.

EFFECTIVE DATE: October 16, 1981.

ADDRESS: Federal Communications Commission, 1919 M Street NW., Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Charles L. Marietta, Jr., Office of Executive Director, (202) 632-7513.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of Part 0 of the Commission's Rules to reflect a change in the Office of Executive Director; Order.

Adopted: July 31, 1981.

Released: October 2, 1981.

By the Commission.

1. The Commission has before it for consideration a proposed transfer of the audiovisual staff from the Office of Public Affairs to the Office of Executive Director. Implementation of the proposal would require an addition to § 0.11 of the Commission's Rules and Regulations.

2. The Commission's audiovisual production staff is responsible for recording Commission meetings and special presentations. These recordings serve as a record of Commission actions, used by both the staff and the public for reference. Portions of the films are sent to the field offices to ensure awareness of current actions. To emphasize the Commission support and training aspects of the audiovisual function, the audiovisual staff is being transferred to the Office of Executive Director, the location of other administrative support systems.

3. The amendment adopted herein pertains to agency organization. The prior notice procedure and effective date provisions of Section 4 of the Administrative Procedure Act are therefore inapplicable. Authority for the amendments adopted herein is contained in Sections 4(i) and 5(b) of the Communications Act of 1934, as amended.

4. Therefore, it is ordered, effective October 16, 1981, that Part 0 of the Rules and Regulations is amended as set forth in the Appendix hereto.

(Secs. 4, 5, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307)

Federal Communications Commission.

William J. Tricarico,

Secretary.

Appendix

PART 0—COMMISSION ORGANIZATION

Part 0 of Chapter I of Title 47 of the Code of Federal Regulations is hereby amended as indicated below.

1. § 0.11, paragraph (h) is added to read as follows:

§ 0.11 [Amended]

(h) Provide audio and visual support services for the Commission, including recording and filming Commission meetings, reproduction and distribution of the tapes as required, and the production of video presentations for internal and external use.

[FR Doc. 81-30152 Filed 10-19-81; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 2

[Gen. Docket No. 80-740; FCC 81-431]

Frequency Allocations and Radio Treaty Matters; General Rules and Regulations; Use of the High Frequency Radio Spectrum**AGENCY:** Federal Communications Commission.**ACTION:** Final rule.

SUMMARY: The Report and Order amends the Commission's policy regarding the use of high frequency radio spectrum (2 to 25 MHz) by fixed and land mobile stations. The current Commission policy on the use of this spectrum requires change to reflect current trends in spectrum use.

DATE: Effective November 18, 1981.**ADDRESS:** Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Donald Draper Campbell, Office of Science and Technology, Washington, D.C. 20554, (202) 653-8177.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of Part 2 of the rules regarding use of the high frequency radio spectrum; report and order.

Adopted: September 30, 1981.

Released: October 13, 1981.

By the Commission:

Introduction

1. On 25 November 1980, the Commission adopted a Notice of Proposed Rule Making (NPRM)¹ which addressed the need to modify and clarify the Commission's policy regarding the use of high frequency (HF) spectrum (i.e., 2 to 25 MHz) by fixed and mobile stations. In that NPRM the Commission proposed to amend § 2.102 of its Rules by adding a new paragraph (h) and to delete paragraphs (a) and (b) from § 2.105 of its rules. Furthermore, the Commission proposed to add a new § 2.108 which would outline provisions of the Final Acts of the World Administrative Radio Conference, Geneva, 1979 (1979 WARC) which should be taken into consideration by Commission licensees in applying for frequencies; paragraph (a) of § 2.108 addressed the high frequency bands.

Background

2. The United States has observed a usage policy which restricts the use of the HF spectrum. In particular, use by the fixed service for internal domestic communications has been generally

prohibited and use by the mobile services has been limited to the aeronautical mobile and maritime mobile services. This policy was followed because: (a) the U.S. has available high quality microwave, land-line and satellite facilities to provide domestic point-to-point communications; (b) the HF bands have lower availability and reliability due to propagation vagaries; (c) the HF spectrum is highly congested internationally and domestic operations would affect, and be affected by, this situation.

3. The 1979 World Administrative Radio Conference (WARC) developed a number of international provisions which further affect HF spectrum utilization. The WARC made a number of allocation changes in the HF spectrum which in general reduce the amount of spectrum allocated to the fixed service and increase the amount allocated to the broadcasting, maritime mobile, amateur, and radio astronomy services. These changes were based upon proposals by developed countries, such as the United States, which usually utilize advanced technologies at higher frequency ranges to provide domestic and international fixed service operations. However, many other countries have a continuing, and increasing, demand for the HF spectrum. In order to accommodate these requirements, the WARC developed a complex transition procedure which will extend over a lengthy period of time. The procedure will also allow a reaccommodation of assignments in the Master International Frequency Register (MIFR) which are in the reallocated spectrum.

4. To aid the International Frequency Registration Board (IFRB)² in reaccommodating existing assignments, and in making findings regarding harmful interference for assignments notified in the future, the WARC devised a scheme for ranking operations in the HF fixed service. It defined the following classes of operation:

A—Assignment for regular operational use which is not provided by another satisfactory means of telecommunication;

B—Assignment for use as a standby to some other means of telecommunication; and

C—Assignment for occasional use on a reserve basis and not requiring internationally recognized protection from harmful interference.

The Class C operations will not receive international protection from harmful interference; while the Class A operations will receive a higher degree of protection than those of Class B according to technical standards which remain to be developed. In defining these classes of operation, the WARC recognized that technologies other than those using HF spectrum should be considered first in providing fixed service operations.

5. While these international developments require that the United States make careful use of the HF spectrum, and while we expect that new technologies will continue to provide high quality domestic and international communications for the United States, the Commission believes that the basic usage policy should provide for fixed and land mobile operations within the HF spectrum. It made proposals along those lines in the NPRM in this Docket. The HF spectrum could be useful to provide backups to higher technology communications facilities, to provide for intermittent uses occasioned by disasters and emergencies, and to provide important communications links when other facilities are unavailable. These applications would generally fall within the class C described above; although some of them, e.g., circuits within the State of Alaska and the United States Pacific insular areas, could fall within the higher classes.

6. Additionally, the Commission felt that because of the extensive and complex reaccommodation process required by the 1979 WARC and the possible need for adjustments in the event of interference, it would be necessary to require the use of frequency agile transmitters and receivers in the future.

7. Further, in order to advise users of the international allocation changes which could affect domestic operations, the Commission proposed to provide a table of changes with associated guidance.

Comments

8. Comments to the NPRM were received from the following organizations:

Associated Public-Safety Communication Officers, Inc. (APCO).

Central Committee on Telecommunications of the American Petroleum Institute (API).

Motorola, Inc. (Motorola).

¹ FCC 80-606, released 31 December 1980. See 46 FR 5009, 19 January 1981.

² The International Frequency Registration Board is an organ of the International Telecommunication Union (ITU). Included in its functions are the maintenance of the Master International Frequency Register and the examination of new or modified radio frequency assignments, as submitted by administrations, to ensure they are in accord with international regulations and will not interfere with existing assignments.

Rockwell International Corporation (Rockwell).

Special Industrial Radio Service Association, Inc. (SIRSA).
Utilities Telecommunications Council (UTC).

Wisconsin Chapter, Associated Public-Safety Communications Officers, Inc. (Wisconsin).

The Commenters were all in favor of the Commission permitting expanded access for private usage of HF spectrum; however, there was some opposition to requiring the use of synthesized transmitters and receivers, and to not permitting routine, day-to-day administrative usage of HF circuits.

9. API, Rockwell, SIRSA and UTC support the Commission's proposed changes to Part 2; however, API, SIRSA and UTC felt that transmitting equipment in service should be "grandfathered" with respect to the frequency synthesizing issue. Rockwell, an equipment manufacturer, stated in its comments that due to actions taken at earlier World Administrative Radio Conferences, it had discontinued the development and production of crystal controlled channelized HF transmitters and receivers in the 1950's. Rockwell also stated that with regard to equipment costs, synthesized equipment is about equal with multi-channel crystal controlled equipment. Although Rockwell is concerned about specifying a particular technology in the Commission's Rules, in this instance a better alternative is not apparent to them.

10. Motorola is generally supportive of the Commission's goals, however, it feels that it is inappropriate and unnecessary to specifically require the use of frequency synthesized transmitters and receivers to meet the goals. It feels that the Commission should let the user assume the risk that operations may have to cease when harmful interference is being caused to stations of other nations and the user lacks additional appropriate frequency determining elements. Additionally, Motorola contends that frequency synthesized equipment is generally more expensive.

11. APCO feels that adoption of the proposed rules which will not permit routine administrative use of HF spectrum by state governments will adversely effect the development of emergency communications system by the state governments.

12. In its comments, Wisconsin states that the proposed paragraph (h) of § 2.102 does not define what harmful interference is, does not define the complaint procedure and does not provide due process under United States

law. Wisconsin also feels that it is unnecessary to require the use of frequency synthesized equipment.

Discussion

13. As to Wisconsin's comment about the lack of due process, the method for ranking classes of operation in the international registration process will usually mean that allowable domestic operations will be entitled to lesser degrees of international protection from harmful interference. Because of this, and because HF usage by developing countries will continue in the future, it is not feasible to guarantee protection from international interference to these operations. On the other hand, the domestic circuits, which are mainly intended only for temporary use, are not likely to cause serious problems to internationally recognized operations. If a complaint of harmful interference is received by the United States from any other nation, the offending United States station will be instructed to cease operation on that particular frequency, in accordance with our treaty obligations.

14. With respect to Wisconsin's comment that harmful interference is not defined in the proposed paragraph (h), the Commission would like to point out that the term "harmful interference" is defined in § 2.1 and reads as follows:

Harmful interference. Any emission, radiation or induction which endangers the functioning of a radionavigation service or of other safety services or seriously degrades, obstructs, or repeatedly interrupts a radiocommunication service operating in accordance with this chapter.³

15. The Commission does not agree with APCO's comment that the failure to permit routine administrative use will adversely affect the development of emergency communications systems. The plans for development and use of these systems could include specifications for periodic testing and training exercises which would prove the reliability of circuits. Regular day-to-day business can be effectively carried on through the domestic telephone network.

³ In the Third Notice of Inquiry (FCC 81-323, adopted 16 July 1981) in Docket 80-739 (Implementation of the Final Acts of the World Administrative Radio Conference, Geneva, 1979) the Commission proposed to change the definition to read as follows: "Harmful interference: [1]: Interference which endangers the functioning of a radionavigation service or of other safety services or seriously degrades, obstructs, or repeatedly interrupts a radiocommunication service operating in accordance with these [International Radio] Regulations."

[1] See Resolution CD of [International Radio] Regulations. (RR)''

16. The Commission continues to feel that it must require the use of frequency agile equipment for the reasons discussed above. However, the adopted Rules recognize that multi-channel operation may be accomplished by means other than the specific use of frequency synthesized equipment.

17. In the NPRM the Commission proposed to add a new section, § 2.108, which would outline special provisions pertaining to domestic implementation of the Final Acts of the 1979 WARC. No comments were received in this matter; however, in reviewing the proposed new rule section, the Commission finds that the anticipated benefits do not justify its inclusion in the rules. Matters relating to international reallocations will be discussed and considered on a case-by-case basis in particular rulemaking proceedings.

Conclusion

18. For the reasons discussed above, we find that amendment of Part 2, as set out in the Appendix, is in the public interest, convenience, and necessity. Authority for these amendments is contained in Sections 4(i) and 303(r) of the Communications Act of 1934 as amended. Accordingly it is ordered, That, effective November 18, 1981, 47 CFR Part 2 is amended as set forth in the Appendix. It is further ordered, that this proceeding is terminated.

19. Regarding questions on matters concerned in this document contact Donald Draper Campbell at (202) 653-8177.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307)

Federal Communications Commission.

William J. Tricarico,
Secretary.

Appendix

Chapter 1 of title 47 of the Code of Federal Regulations is amended as follows:

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

A. In § 2.102, a new paragraph (h) is added as follows:

§ 2.102 Assignment of frequencies.

(h) Special provisions regarding the use of spectrum allocated to the fixed and land mobile services below 25 MHz by non-Government stations.

(1) Only in the following circumstances will authority be extended to stations in the fixed service

to operate on frequencies below 25 MHz.

(i) With respect to aeronautical fixed stations, only when a showing can be made that more suitable facilities are not available.

(ii) With respect to fixed stations, except aeronautical fixed stations, only to:

(A) Provide communication circuits in emergency and/or disaster situations, where safety of life and property are concerned;

(B) Provide standby and/or backup facilities to satellite and cable circuits used for international public correspondence;

(C) Provide standby and/or backup communications circuits to regular domestic communication circuits which have been disrupted by disasters and/or emergencies;

(D) Provide communication circuits wholly within the State of Alaska and the United States insular areas in the Pacific; and

(E) Provide communication circuits to support operations which are highly important to the national interest and where other means of telecommunication are unavailable.

(2) Only in the following circumstances will authority be extended to stations in the land mobile service to operate below 25 MHz.

(i) Provide communication circuits in emergency and/or disaster situations, where safety of life and property are concerned;

(ii) Provide standby and/or backup communications circuits to regular domestic communication circuits which have been disrupted by disasters and/or emergencies;

(iii) Provide communication circuits wholly within the State of Alaska and the United States insular areas in the Pacific; and

(iv) Provide communication circuits to support operations which are highly important to the national interest and where other means of telecommunication are unavailable.

(3) Except in the State of Alaska and the United States Pacific insular areas, the Commission does not intend to seek international protection for assignments made pursuant to paragraph (h) (1)(ii) and (2) of this section; this results in the following constraints upon the circuits/assignments.

(i) The FCC will not accept responsibility for protection of the circuits from harmful interference caused by foreign operations.

(ii) In the event that a complaint of

harmful interference resulting from operation of these circuits is received from a foreign source, the offending circuit(s) must cease operation on the particular frequency concerned.

(iii) In order to accommodate the situations described in paragraph (h)(3) (i) and (ii) of this section, equipments shall be capable of transmitting and receiving on any frequency in the bands assigned to the particular operation and capable of immediate change among the frequencies.

B. In § 2.105 the text of paragraphs (a) and (b) are removed and reserved to read as follows:

§ 2.105 Application and format of the Table of Frequency Allocations.

- (a) [Reserved]
(b) [Reserved]

[FR Doc. 81-30157 Filed 10-16-81; 8:45 am]
BILLING CODE 6712-01-M

47 CFR Part 73

[FCC 81-469]

**Radio Broadcast Services;
Amendment to TV Remote Control Rules**

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: With the advanced remote control technology, the present application and authorization requirements for TV remote control operation serve no useful regulatory purpose. Consequently, this action eliminates the requirement whereby television stations must file an application (FCC Form 301A) for authorization to operate by remote control. Henceforth, stations need only advise the Commission by informal notice upon commencing remote control operation.

DATE: Effective October 22, 1981.

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

FOR FURTHER INFORMATION CONTACT: Paul Marrangoni, Broadcast Bureau (202) 632-6495.

SUPPLEMENTARY INFORMATION:

In the matter of remote control operation of TV broadcast stations; order.

Adopted: October 1, 1981.

Released: October 8, 1981.

By the Commission:

1. This *Order* implements certain changes in the procedures used in granting authorizations to licensees of TV broadcast stations for remote control operation of their transmission systems. Under the present provisions of §§ 73.677 and 73.3548 of the Commission's Rules, TV station licensees must obtain prior authorization to operate using remote control systems by submitting an application with a detailed description of the technical equipment and procedures to be used. However, FM and AM stations with non-directional antennas may be operated by remote control without specific authorization from the Commission. These stations need only advise the Commission by an informal notice upon commencement of remote control operation.

2. The existing TV broadcast remote control requirements were established in 1971 (28 FCC 2d 205). The technology for remote control operation of TV broadcast transmission systems was in its first stages of development and the Commission thought it was necessary to monitor the adequacy of this new technology through a detailed application procedure. However, the technology for remote control operation of TV broadcast transmitters is now well-developed with equipment readily available from a number of manufacturers.

3. We believe that the present application and authorization requirements for TV remote control operation serve no useful regulatory purpose but, rather, impose unnecessary work on both licensees and the FCC staff. Deletion of similar application requirements were previously accomplished for FM and AM non-directional stations in 1978 (69 FCC 2d 1373).

4. The revisions being made in §§ 73.677 and 73.3548 by this *Order* apply only to the authorization procedures for the operation of TV broadcast transmitters by remote control and do not change the substantive purpose or application of the amended rules. The amendments will permit the more efficient use of the Commission staff in the application processing work but will not remove any provisions relied upon by licensees or the public. Consequently, we find that adoption of the amendments will serve the public interest.

5. We conclude that, for the reasons set forth above, adoption of this change

in procedure would serve the public interest and, inasmuch as this change in procedure imposes no additional burdens and raises no issue upon which comments would serve any useful purpose, prior notice of rule making, effective date provisions, and public procedure thereon are unnecessary, pursuant to Section 553(b)(3)(B) of the Administrative Procedure Act (5 U.S.C. 553(b)(3)(B)).

6. Therefore, it is ordered, That, pursuant to Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, Part 73 of the Commission's Rules and Regulations are amended as set forth in the attached Appendix, effective October 22, 1981.

(Secs. 2, 3, 4, 5, 301, 303, 307, 308, 309, 315, 317, 48 Stat., as amended, 1064, 1065, 1066, 1068, 1081, 1082, 1083, 1084, 1085, 1088, 1089; 47 U.S.C. 152, 153, 154, 155, 301, 303, 307, 308, 309, 315, 317)

Federal Communications Commission.

William J. Tricarico,

Secretary.

Appendix

PART 73—RADIO BROADCAST SERVICES

1. Section 73.677 is revised in its entirety to read as follows:

§ 73.677 TV remote control authorizations.

(a) The licensee of a TV station may operate by remote control without authorization from the FCC. Written notice giving the address and description of the remote control point being used must be sent to the FCC in Washington, D.C., within 3 days after commencing remote control operation. When a remote control point is at an address or location other than that of either the authorized transmitter or studio facilities, the licensee must also send a notice to the Engineer in Charge of the radio district in which the station is located. This additional notice is to include the full address, location and telephone number of the remote control point.

(b) TV stations may, without specific authority from the FCC, use an aural subcarrier frequency for remote control telemetry in accordance with the technical provisions of § 73.682(a)(23) and upon installation of suitable equipment to measure the modulation level of the aural carrier by the telemetry subcarrier.

2. Section 73.3548 is revised in its entirety to read as follows:

§ 73.3548 Applications to operate by remote control.

(a) The licensee or permittee of an AM station operating with a non-

directional antenna, or an FM or TV station with either a directional or non-directional antenna may commence operation by remote control without specific authorization from the FCC.

(1) Licensees or permittees of existing stations must send written notice giving the address and description of the remote control point(s) being established to the FCC in Washington, D.C., within 3 days after commencing remote control operation. When a remote control point is at a location other than either the authorized transmitter or studio facilities, the licensee or permittee must also send a notice to the Engineer in Charge of the radio district in which the station is located. This additional notice is to include the full address, location and telephone number of the remote control point.

(2) An applicant for a construction permit may submit notice giving the information specified in paragraph (a)(1) of this section that the proposed new or modified station will be operated by remote control with the permit application, FCC Form 301 (FCC Form 340 for non-commercial educational stations). An applicant for a station license may submit the notice with the license application, FCC Form 302 (FCC Form 341 for non-commercial educational stations).

(b) The licensee or permittee of an AM station must obtain prior authorization from the FCC to operate by remote control when transmitting with a directional antenna using the following application procedures:

(1) An applicant requesting authority to construct a new AM station or make changes in an existing station which entails the installation of an approved sampling system pursuant to § 73.68 may request authority to operate by remote control in the construction permit application, FCC Form 301 (FCC Form 340 for non-commercial educational AM stations).

(2) The licensee or permittee of an existing AM station must request authorization to operate in a directional antenna mode by remote control on FCC Form 301-A, Application for Authority to operate a Broadcast Station by Remote Control or Make Changes in a Remote Control Authorization. See § 73.66 for additional information on operating AM stations by remote control.

[FR Doc. 81-30200 Filed 10-16-81; 6:45 am]

BILLING CODE 6712-01-M

DEPARTMENT OF TRANSPORTATION National Highway Traffic Safety Administration

49 CFR Part 571

[Docket No. 74-09; Notice 10]

Standard No. 213, Child Restraint Systems

AGENCY: National Highway Traffic Safety Administration (NHTSA), DOT.

ACTION: Material Incorporated by Reference; notice of availability.

SUMMARY: Standard No. 213, *Child Restraint Systems*, specifies requirements for child restraints manufactured after January 1, 1981. The standard uses a dynamic sled test to evaluate the performance of child restraints in simulated crashes. As a part of the test procedure, the agency specifies that child restraints are to be tested on a standard seat assembly representing an automobile seat. The seat is described in Drawing Package SAS-100-1000, which is incorporated by reference in S7.3 of the standard.

Editorial Note: The 1980 edition of the CFR incorrectly refers to the incorporated standard as Drawing Package SAD 100-1000. These references are being corrected in the 1981 edition.

During the development of the standard, the drawing package was revised to specify the location of anchorages on the frame of the seat for attaching the lap belt used to secure a child restraint to the seat. Although the drawing was modified to incorporate the location and dimension of the anchorages, it did not specifically identify each of the seat belt anchorage locations. The agency has recently modified the drawing to label all of the anchorage locations.

ADDRESSES: Copies of the modified drawing are available for inspection and copying at the agency's Docket Section, Room 5109, 400 Seventh Street, S.W., Washington, D.C. 20590 (202-426-2768). (Docket hours, 8:00 a.m.-4:00 p.m.)

The material also is available at the Office of the Federal Register, 1100 L Street, N.W., Room 8401, Washington, D.C.

FOR FURTHER INFORMATION CONTACT:

Vladislav Radovich, National Highway and Traffic Safety Administration, 400 7th Street, S.W., Washington, D.C. (202) 426-2264.

(Secs. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegations of authority at 49 CFR 1.50 and 501.8)

Issued on August 24, 1981.

Michael M. Finkelstein,

Associate Administrator for Rulemaking.

(FR Doc. 81-29966 Filed 10-16-81; 8:45 am)

BILLING CODE 4910-59-M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1100

[Ex Parte No. 55 (Sub-54)]

Change to Rules Governing Qualifications and Requirements of ICC Non-Attorney Practitioners

AGENCY: Interstate Commerce Commission.

ACTION: Final rules.

SUMMARY: The Commission is modifying its procedures pertaining to candidates applying for permission to take the Interstate Commerce Commission practitioners' examination. The modifications will codify some existing practices, make changes in the current examination schedule, and clear up several problems, discrepancies, and inequities.

EFFECTIVE DATE: These rules will become effective December 3, 1981, and will apply to the next examination which will be held on the first Tuesday in June, 1982.

DATE: Comments are due November 18, 1981.

ADDRESS: Practitioners' Register—Room 2203, Interstate Commerce Commission, 12th St. and Constitution Ave., N.W., Washington, D.C. 20423.

FOR FURTHER INFORMATION CONTACT:

Ellen R. Watson, (202) 275-7424, or

Darlene Proctor, (202) 275-7233.

SUPPLEMENTARY INFORMATION: For over 30 years there were no formal restrictions placed on the appearance of anyone representing a party's interest in an Interstate Commerce Commission proceeding. In 1927, the Commission provided that all persons appearing before it must conform to the standards of conduct expected of those appearing in the Federal courts. By amendment to the Rules of Practice adopted May 1, 1929, the Commission began to maintain a Register of all persons admitted to practice. In January 1939, the Commission began giving examinations to prospective non-attorney practitioners. On December 1, 1954, and January 22, 1965, by published notices, the Commission tightened the qualification standards for practitioners by requiring formal education. The Commission is now further amending its

rules regarding the qualifications for the non-attorney practitioners' examination.

In any Interstate Commerce Commission proceeding, an individual may represent himself or herself and any member of a partnership may appear for the partnership upon adequate identification. A bona fide officer or a full-time employee of a corporation, association, or of an individual may appear for such corporation, association, or individual by permission of the officer presiding at the hearing, even though he or she has not been certified as an ICC Practitioner. A party may instead choose to be represented by an attorney (Class A, ICC Practitioner) or non-attorney (Class B, ICC Practitioner).

The rules pertaining to qualifications and requirements for practice before the Commission for non-attorney candidates are set forth in 49 CFR 1100.9. (All rules concerning Interstate Commerce Commission practitioners may be found at 49 CFR 1100.7-1100.11). This proceeding makes changes to the rules as follows:

(1) Qualification standards are added to the codified text and the existing standards are changed to allow 10 years of transportation experience to substitute for college credit. The standards are also changed to provide that a bachelor's degree with at least 12 semester hours or 18 quarter hours in the areas of transportation or business or a bachelor's degree plus one year of work experience in the field of transportation will be alternative qualification standards.

These changes in the education/experience requirements are intended as general guidelines. Individual situations will continue to be evaluated on their own merits.

(2) The provision which allows cash to be sent in payment of the application fee is eliminated.

(3) The provision for review of applications by a Regional Committee of the Association of Interstate Commerce Commission Practitioners is added to the codified text.

(4) The scope of the material covered by the examination is added to the codified text.

(5) The examination schedule is added to the codified text and the schedule for examinations is changed from the second Tuesdays in February and July to the first Tuesdays in June and December. By notice published at 46 FR 2725 (January 12, 1981), we sought comments on several alternatives for scheduling examinations. Most of those commenting favored the months of June

and December. We will change the schedule accordingly.

(6) An explanation of examination location is added to the codified text.

(7) A discussion of examination results is added to the codified text.

(8) The requirement that applicants who fail to appear for scheduled examinations must submit a written explanation of "good cause" is added.

(9) Procedures used for content and grading of the examinations is added to the codified text and the length of time the members of the Committee of Examiners are appointed to serve is changed from 1 year to 2 years.

In addition, this notice eliminates the Commission's practice of allowing an applicant to take the examination only three times in a lifetime.

Since comments on the change in the cycle of the practitioners' examination were solicited in our earlier notice and since the change to allow experience as a substitute for education relaxes restrictions, comments will not be sought on these areas of change. Comments will, however, be accepted and considered regarding the change to the education requirement, which requires that at least 12 semester hours or 18 quarter hours of a bachelor's degree be in the field of transportation or business, or that 1 year of experience in the field of transportation accompany the degree.

Changes to the Code of Federal Regulations are attached to the Appendix of this notice.

Decided: October 9, 1981.

By the Commission, Chairman Taylor, Vice-Chairman Clapp, Commissioners Gresham and Gilliam.

Agatha L. Mergenovich,
Secretary.

PART 1100—GENERAL RULES OF PRACTICE

49 CFR 1100.9 is revised to read as follows:

§ 1100.9 Persons not attorneys-at-law—qualifications and requirements for practice before the Commission.

(a) *In general.* Any citizen or resident of the United States, not an attorney-at-law, who shall file an application for admission to practice, accompanied by the payment of the fee prescribed by rule or order of the Commission, and who shall successfully complete the practitioners' examination, and show that applicant possesses the necessary legal and technical qualifications to enable applicant to render valuable service before the Commission and that applicant is competent to advise and

assist in the presentation of matters before the Commission, may be permitted to practice before the Commission.

(b) *Qualifications standards.* A non-attorney applicant for admission to practice must meet one of the following requirements:

(1) An applicant must have completed 2 years (60 semester hours or 90 quarter hours) of post secondary education and must possess technical knowledge, training or experience in the field of transportation which is regarded by the Commission as the equivalent of 2 additional years of college education;

(2) An applicant must have worked in the field of transportation for at least 10 years;

(3) An applicant must have received a bachelor's degree with at least 12 semester hours or 18 quarter hours in transportation or business; or

(4) An applicant must have received a bachelor's degree and worked in the field of transportation for at least one year.

An applicant's statement of college education must be supported by a transcript of records attached to the original application. Transcripts from any college accredited by the United States Department of Education will be accepted without question. With all other institutions, the burden of proof is in the applicant to establish that the formal education satisfies the standards set forth above. The qualifications standards are intended as general guidelines. Individual situations that vary from the standards will continue to be evaluated on their own merits.

(c) *Application for admission.* An application filed pursuant to this rule under oath for admission to practice shall be completed in full on the form provided by the Commission, and shall be addressed to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423, to the attention of the room number indicated on the form.

(d) *Application fee.* Each application filed pursuant to this rule must be accompanied by a non-refundable fee of \$50.00. Payment must be made either by check or money order payable to the Interstate Commerce Commission. Cash payment will not be accepted.

(e) *Additional certification.* (1) When an application meets the required standards, a copy will be referred to a Regional Committee of the Association of Interstate Commerce Commission Practitioners for a report to the Commission as to the general standing of the applicant. Inquiry also will be made of the sponsors as to their

knowledge of the applicant's legal and technical qualifications as contemplated by the Commission's Rules of Practice. If the applicant's standing is found to be good, then applicant will be considered eligible to take the examination.

(2) The Commission may require an applicant's sponsors to provide a detailed statement of the nature and extent of their knowledge of applicant's qualifications. Upon consideration of this material, if the Commission is not satisfied as to the adequacy of applicant's qualifications, the applicant will be notified by registered mail. Applicant may then request a hearing to prove his qualifications. If applicant makes such a request, the Commission will accord him a hearing. In the absence of a request for a hearing within 20 days after receipt of the notice, the application will be considered as withdrawn.

(f) *Scope of examination.* If the educational and experience standards have been met, and if applicant has been found to be of good character, the applicant will be permitted to take the examination. The examination tests the applicant's experience and knowledge of the principal regulations, laws, and economic principles in the field of transportation as well as knowledge of the Commission's Rules of Practice and Canons of Ethics.

(g) *Time and Place of Examination.* Examinations are conducted twice a year on the first Tuesday in June and December of each year. Applications may be filed at any time. Those filed from October 1 to March 31 both inclusive, will be considered for the June examination. Applications filed from April 1 to September 30, both inclusive, will be considered for the December examination. Notice of time and place to appear for examination will be mailed to qualifying applicants approximately 30 days prior to the date of the examination.

(h) *Location of Examination.* Examinations will ordinarily be conducted in selected cities where Commission offices are located. A listing of the available sites will be attached to the application form. Applicants may select their preferred examination site. If a group of prospective applicants (three applicants or more) wish to take the examination at a location not listed, a letter stating the preferred test site should be included with the application. The Commission will make every effort to administer the test at the requested location.

(i) *Examination Results.* Results will be released within 90 days after the examination. Individual results will be

forwarded to the applicants at least 1 week before being publicly released. To protect the privacy of those taking the examination, individual grades will not be released over the telephone to anyone. Requests for grades may, however, be submitted in writing to the Office of the Secretary to the attention of the address stated in the application form.

(j) *Failure to appear for examination.* Except for good cause shown submitted in writing, if an applicant fails to appear at the time and place indicated by the Commission to take the practitioners' examination, the application shall be considered withdrawn.

(k) *Failing or postponing the examination.* Applicants who fail the examination may reapply by submitting a request in writing with an additional \$50 fee. Applicants who have failed to appear for the examination without good cause, or who have postponed taking the examination three times without good cause, will not be given a further opportunity to take the examination.

(l) *Content and grading of examination.* The Employee Board on Education and Practice is responsible, under the general supervision of the Vice Chairman, for the examination of non-attorney applicants, for the preparation of examination questions, and for grading examinations. The Board consists of two attorneys and one non-attorney appointed by the Chairman with the approval of the Commission. Under the supervision of this Board, a seven-member Committee of Examiners will grade the examination questions. The members of this Committee must have at least 2 years experience with the Commission and are appointed for a 2 year term by the Chairman, with the approval of the Commission. Members may be reappointed and, to the extent possible, no more than three members of the Committee will be replaced at one time.

(m) *Applicant's oath.* No applicant shall be admitted to practice before the Commission until applicant shall subscribe to an oath or affirmation that applicant will conduct practice uprightly and according to law, as a practitioner before the Commission, and that applicant will support the Constitution of the United States and laws of the United States and will conform to the rules and regulations of the Commission.

[FR Doc. 81-30213 Filed 10-19-81; 8:45 am]

BILLING CODE 1035-01-M

49 CFR Part 1102

[Ex Parte No. 290 (Sub-2)]

**Railroad Cost Recovery Procedures;
Correction****AGENCY:** Interstate Commerce
Commission.**ACTION:** Correction to final rules.

SUMMARY: At 46 FR 22594, April 20, 1981, the Commission adopted a cost recovery index which revised existing rules and procedures for the filing of general rate increases by railroads. These rules were intended to simplify and expedite recovery of cost increases through the use of a zone of reasonableness, the top of which is based on an index of railroad costs.

The amendatory language which affects Part 1102 incorrectly revised § 1102.1 instead of Part 1102. This notice corrects that error.

FOR FURTHER INFORMATION CONTACT:

Jane Mackall 202-275-7656; Barry Harris
202-275-0810.

SUPPLEMENTARY INFORMATION: At 46 FR 22599, April 20, 1981, the amendatory language for the amendment to Part 1102 is corrected to read as follows:

Title 49, Part 1102, is revised to read
as follows:

Agatha L. Mergenovich,
Secretary.

[FR Doc. 81-30202 Filed 10-16-81; 8:45 am]

BILLING CODE 7035-01-M

Proposed Rules

Federal Register

Vol. 46, No. 201

Monday, October 19, 1981

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.

FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Part 327

Interest Charge on Delinquent Assessment Payments and Assessment Overpayments

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Proposed amendment.

SUMMARY: FDIC proposes to amend Part 327 of its regulations pertaining to its insurance assessment on deposits held by insured banks. The amendment would require insured banks to pay interest on delinquent assessment payments owed to FDIC if the delinquencies were not caused by FDIC. Further, it would require FDIC to pay interest on assessment overpayments by insured banks if the overpayments were caused by FDIC. The amendment would insure that appropriate compensation is provided to insured banks and the FDIC for the loss of the immediate use of their funds when such delinquent payments or overpayments occur under the assessment process. The amendment would be issued under FDIC's general rule making authority in Section 9 of the Federal Deposit Insurance Act.

If adopted, the amendment would not significantly affect any insured bank since the interest paid to banks by FDIC for overpayments would generally be insignificant and the interest paid by a bank to FDIC for delinquencies would be materially or completely offset by interest income realized by the bank from the use of FDIC funds. Further, the interest charge on the delinquent payments would only affect those banks which have failed to comply with FDIC regulations.

DATE: Comments must be received by December 3, 1981.

ADDRESS: Interested persons are invited to submit written data, views, or arguments regarding this proposal to Hoyle L. Robinson, Executive Secretary, Federal Deposit Insurance Corporation,

550 17th Street, N.W., Washington, D.C. 20429. Written comments may be hand delivered to and reviewed in Room 6108 at the same address between 8:30 a.m. and 5:00 p.m. during work days.

FOR FURTHER INFORMATION CONTACT:

Jerry L. Langley, Senior Attorney, Federal Deposit Insurance Corporation, 550 17th Street, N.W., Washington, D.C. 20429, (202) 389-4237.

SUPPLEMENTARY INFORMATION: The amendment would permit FDIC to obtain interest on delinquent assessment payments so that it does not incur a loss during the delinquency period because the funds are unavailable to it for investment purposes. The interest would be charged on the unpaid amounts in instances where banks have computed their assessment payments correctly and failed to pay the full amount when due as well as instances where banks have incorrectly computed their assessments and later determined that they have underpaid.

More than 750 banks (including approximately 300 small banks with less than \$25 million in assessable deposits) were delinquent in their assessment payments for the first semi-annual period for 1981 which were due by January 31, 1981. The total amount of the delinquencies as of February 5, 1981 was \$54 million. All of this amount was paid by April 23.

The proposed interest charge would be based on the United States Treasury Department's rate for delinquent payments to all departments of the Federal Government. The Treasury Department publishes the applicable rate on a quarterly basis. For the first two quarters of 1981 the rates were 13.14% and 17.74%. If the proposed interest had been charged for the first semi-annual assessment period, FDIC would have received \$101,186 in interest for delinquent payments and would not have paid any interest for overpayments.

The FDIC staff considered two other alternative interest rates for the proposed amendment. These were: (1) The rate paid for one-day investments of FDIC funds held by the Treasury Department and (2) the rate charged to banks for funds borrowed from the Federal Reserve System (Fed Funds). These rates were rejected because they change daily and would unduly complicate the interest computations for

a given period. The published Treasury Department rate for delinquent accounts on the other hand remains the same for several months and is the government-wide standard used for delinquent payments to Federal departments.

Under Section 18(h) of the Federal Deposit Insurance Act, FDIC is authorized to levy a penalty of up to \$100 per day against any bank which "willfully fails or refuses" to pay any assessments as required. This provision could be used to obtain timely payments and prevent losses to FDIC from delinquent payments. However, FDIC prefers to use the proposed interest charge as an alternative for several reasons. First, the primary objective is to prevent losses to FDIC, not to assess a penalty. Second, the Section 18(h) penalty provision requires the showing of "willful" failure to pay and would be much more difficult to administer than the interest charge. Further, the interest charge would cover all late payments, whether willful or not, except those caused by FDIC. Finally, the penalty provision would continue to be an option available to FDIC in appropriate cases even if the interest charge amendment were adopted.

The regulation would not affect the competitive status of an insured bank or impose any additional regulatory burden. It merely establishes an interest charge for the use of funds and does not add any additional recordkeeping or reporting requirements. Further, the proposed regulation would not have any significant economic impact on insured banks since the amount of the interest paid to banks for overpayments would generally be insignificant and the amount of the interest charge to a bank for delinquent payments can generally be defrayed by the income the bank obtains from the use of the FDIC funds. Because of these factors, the FDIC Board of Directors has specifically certified that the proposed amendment, if promulgated, would not have a significant economic impact on a substantial number of small entities. Consequently, the analyses requirements of the Regulatory Flexibility Act are not applicable and FDIC will not make an initial or a final regulatory flexibility analysis in connection with the proposed amendment.

For equity purposes all banks, both large and small, would be charged the

same interest rate for delinquent payments since each bank can avoid the charge by paying its assessments on time and no special considerations appear to be warranted.

The public comment period on the proposed amendment has been limited to 45 days rather than the 60 days specified in FDIC's policy statement on the development of FDIC regulations. The period was reduced so that a final regulation could be issued in time for the provision to be used for the first 1982 semi-annual assessments which are due on January 31, 1982.

PART 327—ASSESSMENTS

In view of the above, the FDIC Board of Directors proposes to amend 12 CFR Part 327 as follows:

(1) The authority citation for Part 327 reads as follows:

Authority: Secs. 7-9, Pub. L. No. 797, 64 Stat. 876-882 as amended by Secs. 2, 3, Pub. L. No. 86-671, 74 Stat. 547-551 and Sec. 304, Pub. L. No. 95-630, 92 Stat. 3676 (12 U.S.C. 1817-1819).

(2) A new § 327.06 is added to read as follows:

§ 327.06 Payment of interest on delinquent assessment payments and assessment overpayments.

(a) Each insured bank shall pay to the Corporation interest on delinquent assessment payments. All assessments will be considered delinquent if they are postmarked after the time for payment specified in § 327.05, including late payments caused by bank errors in the Certified Statement, unless the delay has been caused by the Corporation. The interest rate will be the United States Treasury Department interest rate which is charged for delinquent payments to departments of the Federal government and is published in the Treasury Fiscal Requirement Manual (TFRM). The interest rate will be determined as follows:

(1) *Current year:* (i) For delinquent days occurring on or before March 31, the rate will be the TFRM rate that is published in the preceding December.

(ii) For delinquent days occurring from April 1 to June 30, the rate will be the TFRM rate that is published in March for the second quarter of the year.

(iii) For delinquent days occurring from July 1 to September 30, the rate will be the TFRM rate that is published in June for the third quarter.

(iv) For delinquent days occurring from October 1 to December 31, the rate will be the TFRM rate that is published in September for the fourth quarter.

(2) *Prior years:* The interest will be calculated quarterly and compounded annually at the rates applicable for each

quarter as published in the TFRM. For the initial year, the rate will be applied to the gross amount of the delinquent payment. For each additional year or portion thereof the rate will be applied to the net amount of the delinquent payment after it has been reduced by the assessment credit for the year.

(b) The Corporation will pay interest to an insured bank for any overpayments which are caused by the Corporation in the same manner as outlined in paragraph (a).

By Order of the Board of Directors October 13, 1981.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,

Executive Secretary.

[FR Doc. 81-30208 Filed 10-16-81; 8:45 am]

BILLING CODE 6714-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 81-AWE-12]

Alteration of VOR Federal Airway

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Withdrawal of notice of proposed rulemaking.

SUMMARY: This action withdraws a proposal published in the Federal Register on May 21, 1981, (46 FR 27720), to amend Part 71 of the Federal Aviation Regulations (14 CFR Part 71). Part 71 was republished on January 2, 1981, (46 FR 409). The proposed amendment would have realigned VOR Federal Airway V-6 between Oakland, CA, and Sacramento, CA. After analysis of additional information, the FAA has determined that the amendment does not satisfy current operational requirements.

EFFECTIVE DATE: October 19, 1981.

FOR FURTHER INFORMATION CONTACT: Lewis W. Still, Airspace Regulations and Obstructions Branch (AAT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591; telephone: (202) 426-8783.

SUPPLEMENTARY INFORMATION:

Pursuant to the authority delegated to me, effective October 19, 1981, the proposal to amend Part 71 of the Federal Aviation Regulations (14 CFR Part 71), as specified in Airspace Docket No. 81-AWE-12 and published in the Federal Register on May 21, 1981 (46 FR 27720), is hereby withdrawn.

(Secs. 307(a) and 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1354(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.65.)

The FAA has determined that this withdrawal of proposed rulemaking only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; and (4) will not have a significant effect on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Washington, D.C., on October 9, 1981.

B. Keith Potts,

Chief, Airspace and Air Traffic Rules Division.

[FR Doc. 81-29955 Filed 10-16-81; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 71

[Airspace Docket No. 81-AWE-3]

Designation of New VOR Federal Airway

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Withdrawal of notice of proposed rulemaking.

SUMMARY: This action withdraws a proposal published on April 23, 1981 (46 FR 23068), to amend Part 71 of the Federal Aviation Regulations (14 CFR Part 71). Part 71 was republished on January 2, 1981 (46 FR 409). The proposed amendment would have designated new VOR Federal Airway V-397 from Big Sur, CA, to Point Reyes, CA. Flight check data revealed that the Minimum Reception Altitude (MRA) would be too high to provide a viable airway.

EFFECTIVE DATE: October 19, 1981.

FOR FURTHER INFORMATION CONTACT: Lewis W. Still, Airspace Regulations and Obstructions Branch (AAT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591; telephone: (202) 426-8783.

Withdrawal of the Proposal

Pursuant to the authority delegated to me, effective October 19, 1981, the proposal to amend Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as described in Airspace Docket No. 81-

AWE-3 and published in the Federal Register on April 23, 1981 (46 FR 23068), is hereby withdrawn.

(Secs. 307(a) and 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1354(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.65)

Note.—The FAA has determined that this withdrawal of proposed rulemaking only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal; and (4) will not have a significant effect on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Washington, D.C., on October 9, 1981.

B. Keith Potts,

Chief, *Airspace and Air Traffic Rules Division.*

[FR Doc. 81-30127 Filed 10-16-81; 8:45 am]

BILLING CODE 4910-13-M

JOINT BOARD FOR THE ENROLLMENT OF ACTUARIES

20 CFR Part 901

Semiannual Agenda

AGENCY: Joint Board for the Enrollment of Actuaries.

ACTION: Semiannual agenda.

SUMMARY: This notice is given pursuant to the requirements of Pub. L. 96-354, September 19, 1980, the "Regulatory Flexibility Act," and Executive Order 12291, February 17, 1981, "Federal Regulations," which require the publication of a semiannual agenda of regulations under development or review. The Joint Board for the Enrollment of Actuaries currently has one regulations project under development.

FOR FURTHER INFORMATION CONTACT: Mr. Leslie S. Shapiro, Executive Director, 202-376-0767.

SUPPLEMENTARY INFORMATION: The Joint Board is in the process of developing proposed regulations on the subject of advertising and solicitation by enrolled actuaries. The proposal under consideration would eliminate some current restrictions on advertising by enrolled actuaries and would prohibit advertising found to be false, misleading, deceptive, unduly influencing or coercive.

The regulations, which would appear in 20 CFR Part 901, are to be issued under authority of 29 U.S.C. 1242(b).

Dated: October 14, 1981.

Paulette Tino,

Chairman, *Joint Board for the Enrollment of Actuaries.*

[FR Doc. 81-30214 Filed 10-16-81; 8:45 am]

BILLING CODE 4810-25-M

DEPARTMENT OF STATE

22 CFR Ch. I

Semiannual Agenda of Regulations and Regulatory Flexibility Agenda

AGENCY: Department of State.

ACTION: Publication of regulatory agenda.

SUMMARY: As required by section 5 of Executive Order 12291, Federal Regulation (46 FR 13193), the second 1981 agenda of regulations of the Department of State is set forth below. The agenda also contains regulatory flexibility information required by the Regulatory Flexibility Act of 1980 (P.L. 96-354).

FOR FURTHER INFORMATION CONTACT: K. E. Malmberg Assistant Legal Adviser for Management, Department of State, Room 4427A, 2201 C Street, N.W., Washington, D.C. 20520, telephone (202) 632-2350.

Regulatory Agenda

The Department of State has no major regulations under consideration.

The proposed International Traffic in Arms Regulations (ITAR) referred to in the April Semiannual Agenda (46 FR 22394) are still under reconsideration in light of the criteria of Executive Order 12291. The point of contact for this regulation in the Department is Mr. William B. Robinson, Director, Office of Munitions Control, Department of State, 2201 C Street, N.W., Washington, D.C., telephone (202) 632-9755.

The final report of the President's Commission on Hostage Compensation was due on September 21, 1981, and has not yet been evaluated as to whether new or revised regulations will be necessary. The point of contact on this subject is Mr. Walter F. Weiss, Special Assistant to the Assistant Secretary for Administration, Department of State, 2201 C Street, N.W., Washington, D.C. 20520, telephone (202) 632-1728.

Notices concerning claims of U.S. nationals against Iran within the jurisdiction of the Iran-U.S. Claims Tribunal established by the Claims Settlement Agreement signed at Algiers on January 10, 1981 have been published

in the Federal Register (46 FR 19893, 25026, 36277, 37418, and 45057). The most recent notice addresses the establishment of a security account from which awards will be funded, the rules of procedure applicable to claims filed before the Tribunal, the registration and settlement of claims of less than \$250,000, and the settlement of claims of \$250,000 or more. The point of contact on this subject is David P. Stewart, Administrator for Iranian Claims, Office of the Legal Adviser, Department of State, 2201 C Street, N.W., Washington, D.C. 20520, telephone (202) 632-5040.

Flexibility Agenda

The Department of State has reviewed presently planned regulations in the light of the guidance issued by the Office of Management and Budget on incorporating regulatory flexibility into the regulatory process. We have not identified any which will have a significant economic impact on a substantial number of small entities.

The Department plans to publish its next semiannual agenda in April 1982.

Dated: September 30, 1981.

Robert H. Miller,

Acting Under Secretary of State for Management.

[FR Doc. 81-30170 Filed 10-16-81; 8:45 am]

BILLING CODE 4710-08-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Part 8350

Designated National Areas

AGENCY: Bureau of Land Management, Interior.

ACTION: Proposed rulemaking.

SUMMARY: This proposed rulemaking would implement the National Trails System Act of 1968 (16 U.S.C. 1246) which prohibits motorized vehicles on all national scenic trails except to meet emergencies and enable adjacent landowners and users to gain access to their lands and timber rights. In addition, this rulemaking would enhance the opportunity for recreational experience of users on the completed national scenic trail segments and limit conflict among users of these trails.

DATE: Comments by December 18, 1981.

ADDRESS: Comments should be sent to: Director (140), Bureau of Land Management, 1800 C Street, N.W., Washington, D.C. 20240. Comments will be available for public review on regular

working days from 7:45 am-4:15 p.m. in Room 5555 at the above address.

FOR FURTHER INFORMATION CONTACT: Larry Young at the above address or call (202) 343-9353.

SUPPLEMENTARY INFORMATION: Section 7(c) of the National Trails System Act of 1968 (16 U.S.C. 1246) prohibits the use of motorized vehicles along national scenic trails, but requires the Secretary charged with the administration of a national scenic trail to establish regulations which authorize the use of motorized vehicles on such trails to meet emergencies or to enable adjacent landowners or land users to have reasonable access to their lands or timber rights. This rulemaking would fulfill the requirements of section 7(c) of the Act and establish regulations to allow the use of motorized vehicles on completed segments of national scenic trails in situations described in the Act. In addition, section 5 of the Act (16 U.S.C. 1244) established several national scenic and national historic trails and made specific provisions with reference to some of them. Specifically, section 5(a)(5) permits the use of motorized vehicles on roads which will be designated segments of the Continental Divide National Scenic Trail in accordance with regulations prescribed by the appropriate Secretary. This rulemaking would prohibit the use of motorized vehicles along a national scenic trail except where segments are designated as open to motor vehicle use. Overall, this rulemaking is intended to enhance the opportunity for recreational experience of users on completed national scenic trail segments and limit conflict among users on the trails.

The principal author of this document is Larry Young, Division of Recreation and Cultural Resources, assisted by the staff of the Office of Legislation and Regulatory Management, Bureau of Land Management.

There is no information collection requirement in this rulemaking. Therefore, Section 3507 of the Paperwork Reduction Act of 1980 (44 U.S.C. 3507) does not apply and approval by the Office of Management and Budget is not required.

The Department of the Interior has determined that this document is not a major rule under Executive Order 12291 and will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (Pub. L. 96-354).

It is hereby determined that this rulemaking is not a major Federal action affecting the quality of the human environment and that no detailed statement pursuant to section 102(2)(C)

of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)) is required.

PART 8350—MANAGEMENT AREAS

Under the authority of the National Trails System Act of 1968 (16 U.S.C. 1246), it is proposed to amend Subpart 8351, Part 8350 of Subchapter H, Chapter II, title 43 of the Code of Federal Regulations as set forth below:

1. Subpart 8351 is amended by revising the title to § 8351.1 and by adding a new § 8351.1-1 to read as follows:

Subpart 8351—Designated National Area

§ 8351.1 National trails systems.

§ 8351.1-1 National scenic trails.

(a) *Motorized vehicle use.* No one shall operate a motorized vehicle along a national scenic trail except:

(1) When motorized vehicular use is necessary to meet emergencies involving health, safety, fire suppression, or law enforcement; or

(2) Where adjacent landowners and land users have a reasonable need for access directly across a national scenic trail to their lands or timber rights, as determined by the authorized officer; or

(3) On segments of the Continental Divide National Scenic Trail that are designated and posted as open to motorized vehicles.

(b) *Penalties.* In accordance with section 7(i) of the National Trails System Act of 1968, as amended (16 U.S.C. 1246), anyone convicted of violating this regulation is subject to a fine not to exceed \$500 and/or imprisonment not to exceed six months.

Garrey E. Carruthers,
Assistant Secretary of the Interior.

July 24, 1981.

[FR Doc. 81-30141 Filed 10-16-81; 8:45 am]

BILLING CODE 4310-84-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Ch. I

[Gen. Docket No. 81-413; FCC 81-289]

Authorization of Spread Spectrum and Other Wideband Emissions Not Presently Provided for in the Commission's Rules and Regulations

AGENCY: Federal Communications Commission.

ACTION: Public notice regarding notice of inquiry.

SUMMARY: This inquiry explores the merits of authorizing wideband modulation techniques. The Commission has received formal and informal requests to authorize these modulation schemes. The Commission is requesting comments on the technical characteristics of wideband signals and which services would benefit from their introduction to assist it in formulating policy in this area.

DATES: Comments must be submitted on or before March 15, 1982. Reply comments must be submitted on or before June 30, 1982.

ADDRESS: Federal Communications Commission, 1919 M Street, NW, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Michael Kennedy, Office of Science & Technology, 2025 M Street, N.W., Room 7334, Washington, D.C. 20554, (202) 632-7073.

July 1, 1981

[General Docket No. 81-413; Report No. 16450]

FCC Seeks Comment on Spread Spectrum Wideband Modulation Techniques

The Commission has begun an inquiry into wideband modulation techniques, particularly examining whether spread spectrum modulation systems may offer advantages to some radio users and bring about increased spectrum-use efficiency.

With this inquiry, the Commission is gathering information to help it identify specific radio services now authorized by the Commission as well as ideas for new services, where the authorization of wideband modulation techniques would serve the public interest; and identify the technical parameters that characterize a wideband emission, including procedures to measure these parameters, and identify technical standards necessary to ensure minimal interference.

Wideband modulation techniques differ from conventional modulation schemes—such as AM (amplitude modulation) and FM (frequency modulation)—in that the bandwidth of the transmitted signal is much wider than the bandwidth of the information being sent. (Basically, modulation involves varying some characteristic of a radio frequency carrier so that an information signal can be transmitted. Bandwidth is a measure of the amount of spectrum used by a signal.)

With limited exceptions, the Commission now implicitly prohibits the use of these emerging technologies because of the large bandwidth

requirements. It has received requests to authorize systems using wideband modulation techniques for such diverse services as communications, radiolocation and telemetry operations.

One wideband technology that may have beneficial civilian applications is spread spectrum modulation. Spread spectrum technologies have been evolving since the 1940s, primarily in military and aerospace environments, where they have provided resistance to jamming, resistance to unintentional interference, resistance to unauthorized interception, accurate distance or location measurements and sharing of a common radio frequency band by multiple users, among other features. These properties, especially the dual prospects of multiple use and increased spectrum efficiency, might benefit civilian communications users also.

The Commission voiced concern about its ability to monitor and locate spread spectrum modulated stations. Because the emitted signal is both wideband and encoded, special receivers are needed to demodulate (recover) the information signal. Another monitoring problem is the large number of virtual "channels" created.

However, it said the monitoring problem perhaps could be mitigated in the way user codes are assigned, that spread spectrum systems could be authorized in services that have had few enforcement problems and only spread spectrum techniques that can be decoded with a conventional wideband receiver might be authorized. Finally, considering the low interference potential of spread spectrum emissions, the Commission noted, signals strong enough to cause interference will probably be strong enough to locate.

The MITRE Corporation prepared a report, "Potential Use of Spread Spectrum Techniques in Non-Government Applications," under contract to the FCC, that indicates spread spectrum, while not a panacea for the increasing demand for spectrum space, may have useful applications, particularly where uncoordinated channel access by a significant number of users is required. The land mobile services represent such users. The results of this study will be inserted in the record of this proceeding and some of the questions on which comment is sought are addressed to it.

A 1978 report by the ITT Research Institute for the Defense Department developed procedures for analyzing interference caused by spread spectrum

signals. The Commission seeks comment on the appropriateness of using this report as a basis for rulemaking.

Besides commenting on the MITRE Corporation and ITT Research Institute reports, the public may also suggest measurement techniques to evaluate the interference potential and technical characteristics of spread spectrum and other wideband systems and suggest services that might benefit from wideband modulation techniques.

Those wishing to comment on this proceeding should obtain a copy of the order containing the questions that typify the Commission's concerns. Information not directly responsive to the questions but relevant to the inquiry subject are welcome.

Action by the Commission June 30, 1981, by Notice of Inquiry (FCC 81-289). Commissioners Fowler (Chairman), Lee, Quello and Washburn.

For more information contact Mike Kennedy at 202-632-7073.

William J. Tricarico,
Secretary.

Note: In an effort to minimize printing costs, the Notice of Inquiry will not be printed herein. Copies of that document in its entirety may be obtained from the FCC Press Office, Rm. 202, 1919 M St., N.W., Washington, D.C. 20554.

[FR Doc. 81-30155 Filed 10-16-81; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[Docket No. 18063; RM-1208; FCC 81-453]

Elimination of Requirement for Meters as Indicators on AM Modulation Monitors

AGENCY: Federal Communications Commission.

ACTION: Termination of proposed rule.

SUMMARY: The Commission has refused to adopt rules modifying the type of aural modulation monitor that must be used at broadcast stations. Aural modulation monitors are used to measure the percentage of modulation produced by the transmitter in a broadcast station. The Commission's present rules stipulate the characteristics these monitors must have if they are to be used. In this action the Commission refused to change the specified characteristics due to the length of time that had elapsed since the changes were sought and because the deletion of the present rules was proposed in a new proceeding adopted

simultaneously with the termination of this proceeding.

FOR FURTHER INFORMATION CONTACT: Gregory L. DePriest, Broadcast Bureau (202) 632-9660.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of Part 73 of the Commission's rules and regulations to eliminate the requirement for meters as indicators on AM modulation monitors, Docket No. 18063, RM-1208.

Report and Order

Adopted: September 30, 1981.

Released: October 8, 1981.

1. The Commission instituted this proceeding with the adoption of a *Notice of Proposed Rule Making* on March 6, 1968 (33 FR 4474; March 13, 1968). The *Notice* was adopted in response to a petition for rule making filed by Collins Radio Company ("Collins"). The Collins petition sought amendment of the AM modulation monitor requirements to permit the use of monitors having light displays instead of semi-peak meters.

2. The *Notice* did not specifically propose the rule changes sought by Collins but asked for comments in a number of areas related to the use and operation of modulation monitors.

3. No action has been taken in this proceeding since the adoption of the *Notice*. In view of the length of time that has elapsed since the comments were filed, the Commission is today terminating the proceeding without action. At the same time we are instituting a separate proceeding to request current comments on overall changes in the rules governing modulation monitors. This new proceeding encompasses the concern of the Collins petition.¹

4. In view of the foregoing, it is ordered, that this proceeding is terminated. For further information contact Gregory DePriest, Broadcast Bureau, (202) 632-9660.

Federal Communications Commission.

William J. Tricarico,
Secretary.

[FR Doc. 81-30154 Filed 10-16-81; 8:45 am]

BILLING CODE 6712-01-M

¹ Similar action is being taken with respect to the proceeding in Docket 18360, and petitions for rule making, RM-1290, 1390, and 3025. Each of these concerns modulation monitor requirements in either the AM or FM broadcast services and suggests changes in the rules governing them.

DEPARTMENT OF TRANSPORTATION

Research and Special Programs
Administration

49 CFR Parts 107, 171, and 173

[Docket No. HM-138A; Notice No. 81-6A]

Enforcement Procedures and Related
Miscellaneous Proposals; Extension of
Comment Period**AGENCY:** Materials Transportation
Bureau (MTB), Research and Special
Programs Administration (RSPA), DOT.**ACTION:** Extension of comment period.**SUMMARY:** Due to administrative delays
in providing distribution of copies of
Notice 81-6 Enforcement Procedures
and Related Miscellaneous Proposals,
Extension of Comment Period (46 FR
47091, Sept. 24, 1981) to persons on the
MTB mailing list, it is necessary to
extend the comment period in order to
assure the fullest public participation
practicable.**DATE:** Comments must be received by
December 1, 1981.**ADDRESS:** Address comments to the
Dockets Branch, Materials
Transportation Bureau, U.S. Department
of Transportation, Washington, D.C.
20590. Comments should identify the
docket and notice number and be
submitted in five copies. The Dockets
Branch is located in Room 8426 of the
Nassif Building, 400 7th Street, S.W.,
Washington, D.C. Public dockets may be
reviewed between the hours of 8:30 a.m.
and 5:00 p.m., Monday through Friday.**FOR FURTHER INFORMATION CONTACT:**George W. Tenley, Jr. Office of the Chief
Counsel, Research and Special Programs
Administration, 400 7th Street, S.W.,
Washington, D.C. 20590, telephone (202)
755-4973.(49 U.S.C. 1804, 1808, and 1809; 49 CFR 1.53,
App. A. to Part 1)

Note.—Because this action concerns a
currently outstanding Notice of Proposed
Rulemaking relating to (a) agency practices
and procedures or (b) clarifications of
existing regulations and policies, the
Materials Transportation Bureau has
determined that this action—(1) is not
"major" under Executive Order 12291; (2) is
not "significant" under DOT Regulatory
Policies and Procedures (44 FR 11034;
February 26, 1979); (3) does not warrant
preparation of a regulatory evaluation as the
anticipated impact would be so minimal; (4)
would not have a significant effect on a
substantial number of small entities under
the criteria of the Regulatory Flexibility Act;
and (5) does not require an environmental
impact statement under the National
Environmental Policy.

Issued in Washington, D.C. on October 9,
1981.Joseph T. Horning,
Acting Associate Director for Hazardous
Materials Regulation.

[FR Doc. 81-30201 Filed 10-16-81; 8:45 am]

BILLING CODE 4910-60-M

INTERSTATE COMMERCE
COMMISSION

49 CFR Part 1109

[Ex Parte No. 322 (Sub-1)]

Revised Procedures for Divisions of
Revenue Cases**AGENCY:** Interstate Commerce
Commission.**ACTION:** Notice of proposed rulemaking.**SUMMARY:** The Commission is proposing
to modify its regulations governing the
processing of division of revenue
proceedings. Modifications are
necessary to implement revised
deadlines for these cases established in
the Staggers Rail Act of 1980. Other
proposed changes amend the existing
procedural rules and evidentiary
standards for the purpose of simplifying
them and eliminating unnecessary
restrictions in the development of
evidence.**DATE:** Comments are due on or before
December 3, 1981.**ADDRESS:** An original and 15 copies of
comments should be sent to: Room 5356,
Interstate Commerce Commission,
Washington, D.C. 20423.**FOR FURTHER INFORMATION CONTACT:**

Jane Mackall (202) 275-7656.

SUPPLEMENTARY INFORMATION:

Introduction

The Staggers Rail Act of 1980 made a
number of important adjustments to the
time limits for final action in these
cases. The evidentiary record, if the
case is brought on complaint, must now
be complete in nine months, rather than
one year. If we institute the case, the
record must now close within 18
months, rather than two years. A final
decision must be issued within 180 days
of close of the record,¹ rather than the
prior 270 day deadline. While there are
exceptions to these rules, discussed
later in this notice, the amendments to
section 10705 generally reflect Congress'
intent that these disputes be resolved
more quickly. Certain of the proposed
changes to the existing rules are

¹ 100 days if the case involves a railroad in
reorganization or allegations that divisions do not
cover variable cost. See section 10705(f)(1)(A)(i).

intended to prompt more expeditious
processing of these cases.

We have also taken this opportunity
to review the substance of the existing
rules. Our prior decision, *Expeditionary
Handling of Divisions of Revenue
Cases*, 353 ICC 349 (1976), noted that the
proceeding would be open ended and
that refinements and modifications to
the rules would be considered as
experience was gained.² We are
concerned that certain of them may
improperly and unnecessarily
circumscribe the methods parties use to
develop their cases, and that other rules
may impose unwarranted notification
burdens.

Proposed Rules

PART 1109—REQUIREMENTS AND
PROCEDURES RELATING TO
RAILROAD REVITALIZATION AND
REGULATORY REFORM ACT OF 197649 CFR 1109.5 would be revised to
read as follows:

§ 1109.5 Divisions of revenues cases.

(a) *Notice of intent to file complaint.*
(1) An original and fifteen copies must
be filed for Commission use. In addition,
sufficient copies for Commission service
on each party (each receiver or trustee if
a bankrupt line) must be submitted.

(2) The notice of intent must state
generally: the involved traffic and
applicable joint rates; the territorial
scope; the participating railroads; and
the present and proposed divisions.

(3) The notice must include a
statement indicating when filing of the
formal complaint is expected. The
formal complaint may not be filed more
than one year after the filing of the
notice of intent unless the Commission
approves an extension of time. Lack of
diligence in filing the formal complaint
may result in dismissal of the action.

(b) *Notice of intent to file cross
complaint.* These notices are due 30
days from service of the original notice
and are subject to the requirements in
paragraph (a) of this section. If timely
filed, the original and cross complaints
will be consolidated for disposition.

(c) *Formal complaint (and cross
complaint).* The formal complaint (or
cross complaint) must contain the case-
in-chief. All supporting papers must be
made available to opposing parties.
Complaints will be served by the
Commission, and are subject to the
same copy requirements as paragraph
(a) of this section.

² The legislative history of Section 218 of the
Staggers Act directs us to study alternatives to the
present divisions system. We are not undertaking
that study in this proceeding.

(d) *Answer.* If the notice of intent procedure was used, the answer to the formal complaint must contain the entire case-in-rebuttal and is due 30 days from service of the complaint. Supporting papers must be made available to opposing parties. If the notice procedure was not used, the case-in-rebuttal must be filed within five months of the filing of the complaint. Answers will be served by the parties. An original and 15 copies must be submitted to the Commission.

(e) *Further proceedings.* Following submission of defendant's evidence, complainant may, within two months, submit reply evidence. Unless otherwise ordered, no further filing will be accepted. Divisions cases will be handled under the modified procedure unless oral hearing is shown to be necessary.

(f) *Discovery.* If the notice of intent procedure was used, discovery is available to all parties only prior to the filing of the complaint. If the notice procedure was not used, discovery will be available to defendants only, and must be exercised under the time restrictions contained in paragraph (d) of this section. Prehearing conferences may be requested to adjudicate discovery requests, or they may be resolved using modified procedure.

(g) *Evidentiary guidelines.* (1) Traffic and cost studies, either individual (using discovery) or joint, may be submitted. Studies will be accepted for consideration so long as they do not delay the process or conflict with other applicable deadlines. Cost studies should be developed, absent a more specific method, in accordance with Rail Form A (or URCS, if implemented) adjusted to reflect the specific traffic and updated to a current level. Studies may include the types of evidence discussed in appendix D of *Expedient Handling of Divisions of Revenue Cases*, 353 ICC 349, 388 (1976).

(2) The following evidentiary standards apply:

(i) Costs associated with unregulated traffic may not be included except that allocation of certain common costs to regulated traffic may be acceptable if adequately explained.

(ii) Elements of profit, income tax, passenger, commuter and LCL deficits are not proper expense items for developing fully allocated cost (See Rules to Govern Assembling and Presenting Cost Evidence, 337 ICC 298 (1970)), but will be treated under the issue of revenue need.

(iii) Passenger and commuter service costs will be considered only in relation to the carrier's revenue need.

(iv) All subsidies should be disclosed and explained.

(v) The same divisional basis should apply on "border point" traffic.

(h) *Time periods for completion of proceedings.* In accordance with section 10705(f)(1)(A)(ii), a party, for good cause, may seek extension of any applicable filing deadline. If a requested extension will result in an evidentiary period in excess of nine months and the proceeding does not involve Class III carriers, the request must contain sufficient information to allow the required report to Congress setting forth the reasons why the extension is necessary. When proceeding involves a railroad in reorganization or a contention that the divisions do not cover the variable costs of handling the traffic, requests for extension of filing deadlines will be viewed with disfavor. The Act directs us to give these proceedings preference and to take final action at the earliest practicable time. 49 U.S.C. 10705(f)(1)(A)(i).

(i) *Alternative to resolution of divisions dispute through adjudication.* As an alternative to the traditional adjudicatory proceeding, complainant or defendant may suggest that the dispute be resolved through final offer arbitration. This suggestion may be made immediately following the close of the evidentiary proceeding and must include the "offer of adjustment" and the basis for it. Parties will then have 20 days to respond. Responses must certify willingness to be bound by this method and must also present an offer and the basis for it. The certification must state that the arbitration procedure was freely chosen. The Commission will then weigh each offer and the evidence supporting each and choose one of the two offers.

Explanation of Proposed Rules

The existing rules (49 CFR 1109.5) begin with the premise that these proceedings should not be adjudicated unless good faith negotiations have failed. While we continue to encourage negotiations, we believe this may be an improper restriction on the section 10705 remedy. Our prior decision, 353 ICC 349, 356, found the negotiation period to be in concert with the 4-R Act's call for greater rate freedom and reduced regulation. The parties are invited to address the continued validity of this requirement. Similarly, we see no reason to compel a joint traffic study (49 CFR 1109.5(k)) or a cost study (§ 1109.5(l)), or for us to become involved in disputes over the need for these studies (1109.5(m)). Complainants have the burden of proof in these proceedings and, under the notice of intent procedure

(section 10705(f)(3)), may use discovery to develop whatever evidence they believe necessary. While joint studies may be simpler and faster, we do not believe we should require them. On the other hand, it is argued that without the present requirement for traffic, cost, and special studies, the Commission could lack sufficient data to make a timely, consistent, and reliable analysis. The parties are invited to address whether the present proposal would weaken the Commission's ability to decide division cases.

In light of our interest in encouraging resolution of these disputes by the parties, we are proposing new rule § 1109.5(i), which provides for final offer arbitration as an alternative to resolve the dispute. We believe that, if the parties agree to be bound by our choice of the most reasonable offer, this is a proper exercise of our jurisdiction under § 10705. We seek comments on the adequacy and lawfulness of the rule as drafted, and especially whether this device would be useful. If the parties do not believe it will be used, there is no reason to adopt the rule. We also seek comment on whether the proposed rule identifies the correct stage which parties may choose arbitration. It would seem that a final offer submitted prior to the close of the record could be premature. At the same time, while we would like to permit offers to be submitted any time after the close of the record, this could delay the proceeding past our 180 (or 100) day deadline. We note that, except in cases under (f)(1)(A)(i), we may extend this deadline. Should the authority to extend be used to accommodate the proposed arbitration mechanism?

While the rule, as proposed, incorporates final offer arbitration as an option only, we also seek comment on the possibility of adopting this procedure as the sole method of resolving divisions disputes. That is, once the record is complete, the parties would present final offers, and we would choose between them. We seek comment on this approach, as well as on the question of when (at what stage in the process) final offers could be submitted. Should they (along with supporting data) be considered at any point in the process? We request suggestions as to how a final offer system could be developed to produce a quick, less expensive alternative to the traditional procedure.

The remainder of the proposed rules are similar to the existing rules except to the extent the new time periods for

taking of evidence and decision indicate that the periods should be shortened.³

Proposed rule (a) tracks existing rules (b), (c), and (d). The change from 18 months to one year (between the filing of the notice of intent and the formal complaint) is proposed to eliminate excessive delay. Existing rule (e), requiring continual status update to us is not, in our opinion, necessary. Proposed rule (b) incorporates existing rules (f), (g), and (i). Existing rule (h) is included in proposed rule (c). Proposed rules (c), (d), (e) and (f) restructure many of the existing rules separating them by procedural stages. No substantive changes are made other than changes in times for filing to accommodate the new statutory time frames.

As mentioned earlier, we no longer believe it necessary or proper to require joint traffic studies (existing rules (k) and (m)). The party with the burden of proof has discovery available. Of course, joint studies may still be used, if both sides agree. Thus, proposed rule (g) replaces existing rules (k)-(m), part of (n), and incorporates (u), with minor changes (see (g)(2)(i)). Proposed rule (h) governs extensions of time. If a

³ While section 10705(f)(1) (A)(ii) and (B) authorized certain extensions of time (but see discussion, *infra*), we do not believe it would be appropriate to ignore the statutory time periods in the rules. See proposed rule (h).

requested extension will result in an evidentiary period in excess of nine months and the proceeding does not involve a Class III carrier, the request must contain all information necessary to allow us to make the required report to Congress.

A major issue not addressed in the proposed rules is whether the effect of 49 U.S.C. 10705a should be reflected in the evidentiary guidelines (§ 1109.5(g)(2)). Section 10705a authorizes surcharge and joint rate cancellations to produce revenue/variable cost ratios up to 110 percent. If this obviously quicker remedy is available, it may be argued that divisions disputes will, in the future, deal only with allocation of fixed (including common) costs.

We do not propose here to resolve the question of how "unallocable common costs" will be addressed in a particular case, if raised by the parties.⁴ Proposed rule (g)(2) carries forward the existing rules. However, we do want to ensure that the evidentiary guidelines, especially (g)(2)(ii), do not prohibit consideration of this issue consistent with current thinking on these subjects. We seek comment on whether they do and, if so, how they should be amended.

⁴ This issue has not arisen in the past with reliance on Rail Form A.

Conclusion

We request comments on these rule revisions, especially those making substantive changes. Our principal aim here is to simplify the existing rules and we request comments on whether the new rules do so.

This decision should not significantly affect the quality of the human environment or conservation of energy resources but comments on these issues are invited. We believe the proposed rules will not affect a significant number of small entities. Very few divisions complaints are filed. The only small entities involved are small carriers. These Class III carriers are exempt from the new statutory time limits. We also note that the substantive changes reduce existing regulatory requirements. A copy of this proposal will be forwarded to the Chief Counsel for Advocacy, Small Business Administration.

(49 U.S.C. 10321, 10705, as amended by Pub. L. 96-448, and 5 U.S.C. 553)

Dated: October 7, 1981.

By the Commission, Chairman Taylor, Vice Chairman Clapp, Commissioners Gresham and Gilliam.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 81-30148 Filed 10-16-81; 8:45 am]
BILLING CODE 7035-01-M

Notices

Federal Register

Vol. 46, No. 201

Monday, October 19, 1981

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

DEPARTMENT OF AGRICULTURE

Soil Conservation Service

Birch Trails Girl Scout Camp; R.C. & D. Measure, Wisconsin

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of a finding of no significant impact.

FOR FURTHER INFORMATION CONTACT:

Mr. Clifton A. Maguire, State Conservationist, Soil Conservation Service, 4601 Hammersley Road, Madison, Wisconsin 53711, telephone 608-264-5351.

NOTICE: Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Guidelines (40 CFR Part 1500); and the Soil Conservation Service Guidelines (7 CFR Part 650); the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Birch Trail Girl Scout Camp R.C. & D. Measure, Marathon County, Wisconsin.

The environmental assessment of this federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Mr. Clifton A. Maguire, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this project.

The measure concerns a plan for critical area treatment. The planned works of improvement include about 400 feet of streambank stabilization by placing rock riprap, and about one acre of critical area plantings.

The Notice of a Finding of No Significant Impact (FNSI) has been forwarded to the Environmental Protection Agency. The basic data developed during the environmental

assessment are on file and may be reviewed by contacting Mr. Clifton A. Maguire. The FNSI has been sent to various Federal, State, and local agencies and interested parties. A limited number of copies of the FNSI are available to fill single copy requests at the above address.

Implementation of the proposal will not be initiated until November 18, 1981.

(Catalog of Federal Domestic Assistance Program No. 10.901, Resource Conservation and Development Program, Office of Management and Budget Circular A-95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects is applicable)

Dated: October 5, 1981.

Joseph W. Haas,

Deputy Chief for Natural Resource Projects.

[FR Doc. 81-30184 Filed 10-16-81; 8:45 am]

BILLING CODE 3410-16-M

Little River Watershed, South Carolina; Authorization of Federal Assistance on the Installation of Works of Improvement

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of authorization of Federal assistance in the installation of works of improvement.

FOR FURTHER INFORMATION CONTACT:

Mr. George E. Huey, State Conservationist, Soil Conservation Service, Strom Thurmond Federal Building, Room 950, 1835 Assembly Street, Columbia, South Carolina 29201, telephone 803-765-5681.

SUPPLEMENTARY INFORMATION: Federal assistance in the installation of works of improvement under the authority of the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001-1008) has been authorized for the Little River Watershed, South Carolina.

(Catalog of Federal Domestic Assistance Program No. 10.904, Watershed Protection and Flood Prevention Program, Office of Management and Budget Circular A-95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects is applicable)

Dated: September 30, 1981.

Norman A. Berg,

Chief, Soil Conservation Service.

[FR Doc. 81-30182 Filed 10-16-81; 8:45 am]

BILLING CODE 3410-16-M

Middle Fork of Anderson River Watershed, Indiana; Availability of a Record of Decision

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of availability of a record of decision.

FOR FURTHER INFORMATION CONTACT:

Mr. Robert L. Eddleman, State Conservationist, Soil Conservation Service, Corporate Square-West, Suite 2200, 5610 Crawfordsville Road, Indianapolis, Indiana 46224, telephone (317) 248-4300.

SUPPLEMENTARY INFORMATION: Mr. Robert L. Eddleman, responsible Federal official for projects administered under the provisions of Public Law 83-566, 16 U.S.C. 1001-1008, in the State of Indiana, is hereby providing notification that a record of decision to proceed with installation of the Middle Fork of Anderson River Watershed Project is available. Single copies of this record of decision may be obtained from Mr. Robert L. Eddleman at the above address.

(Catalog of Federal Domestic Assistance Program No. 10.904, Watershed Protection and Flood Prevention Program, Office of Management and Budget circular A-95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects is applicable)

Dated: October 5, 1981.

Joseph W. Haas,

Deputy Chief for Natural Resource Projects.

[FR Doc. 81-30181 Filed 10-16-81; 8:45 am]

BILLING CODE 3410-16-M

Mount Pleasant Public School Critical Area Treatment R.C. & D. Measure, Arkansas

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of a finding of no significant impact.

FOR FURTHER INFORMATION CONTACT:

Mr. Jack C. Davis, State Conservationist, Soil Conservation Service, 5029 Federal Building, 700 West Capitol Avenue, Little Rock, Arkansas 72201, telephone 501-378-5445.

SUPPLEMENTARY INFORMATION: Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Guidelines (40 CFR Part 1500); and the

Soil Conservation Service Guidelines (7 CFR Part 650); the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Mt. Pleasant Public School Critical Area Treatment R.C. & D. Measure, Izard County, Arkansas.

The environmental assessment of this federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Mr. Jack C. Davis, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this project.

The measure concerns a plan for treating critically eroding areas. Conservation practices include shaping, grading, topsoiling, seeding, sodding, mulching, hard surfacing heavy traffic areas, constructing drains, retaining walls, and erosion control structures, and installing traffic control barriers.

The Notice of a Finding of No Significant Impact (FNSI) has been forwarded to the Environmental Protection Agency. The basic data developed during the environmental assessment are on file and may be reviewed by contacting Mr. Jack C. Davis. The FNSI has been sent to various Federal, State, and local agencies and interested parties. A limited number of copies of the FNSI are available to fill single copy requests at the above address.

Implementation of the proposal will not be initiated until 30 days after the date of this publication in the Federal Register.

(Catalog of Federal Domestic Assistance Program No. 10.901, Resource Conservation and Development Program, Office of Management and Budget Circular A-95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects is applicable).

Dated: October 5, 1981.

Joseph W. Haas,
Deputy Chief for Natural Resource Projects.

[FR Doc. 81-30183 Filed 10-16-81; 8:45 am]

BILLING CODE 3410-16-M

CIVIL AERONAUTICS BOARD

Western Air Lines, Inc.; Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart Q of the Board's Procedural Regulations; Week Ended September 25, 1981

Subpart Q Applications

The due date for answers, conforming application, or motions to modify scope are set forth below for each application. Following the answer period the Board may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings. (See 14 CFR 302.1701 et seq.)

Date filed	Docket No.	Description
Sept. 25, 1981	40073	Western Air Lines, Inc., P.O. Box 92005, World Way Postal Center, Los Angeles, California 90009. Application of Western Air Lines, Inc. pursuant to Section 401 of the Act and Subpart Q of the Board's Procedural Regulations requests an amendment of its certificates of public convenience necessity issued to it by the Civil Aeronautics Board authorizing it to engage in all types of air transportation with respect to persons, property and mail at the intermediate point Prudhoe Bay, Alaska. Conforming Applications, motions to modify scope, and Answers may be filed by October 23, 1981.

Phyllis T. Kaylor,
Secretary.

[FR Doc. 81-30187 Filed 10-16-81; 8:45 am]

BILLING CODE 6320-01-M

Yute Air Alaska, Inc., et al.;
Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart Q of the Board's Procedural Regulations; Week Ended October 9, 1981

Subpart Q Applications

The due date for answers, conforming

application, or motions to modify scope are set forth below for each application. Following the answer period the board may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings. (See 14 CFR 302.1701 et seq.)

Date filed	Docket No.	Description
Oct. 5, 1981	40101	Yute Air Alaska, Inc., Mr. Philip L. Bingman, President P.O. Box 180, Dillingham, Alaska 99576. Application of Yute Air Alaska, Inc. requests the Board pursuant to Section 401 of the Act, and Parts 201, 204 and 302 of the Board's Economic Regulations for a certificate of public convenience and necessity authorizing it to engage in scheduled air transport of passengers, property, and mail as follows between: Dillingham, Togiak, Twin Hills, Aleknagik, Manokotak, Clarks Points, Ekuk, Queen Fish, Portage Creek, Ekwook, Anchorage, New Stuyahok, Koliganek, Bethel. Conforming Applications, motions to modify scope, and Answers may be filed by November 2, 1981.
Oct. 7, 1981	40105	Jetwest International Airways, Inc., Larry Decker, President, P.O. Box 44005, Phoenix, Arizona 85064. Application of Jetwest International Airways, Inc. pursuant to Section 401 of the Act and Parts 201, 204 and 302 of the Board's Regulations, for a certificate of public convenience and necessity to engage in scheduled air transportation of persons, property, and mail as follows: Between the terminal point San Francisco, California, and the intermediate points: Albuquerque, NM; Austin, TX; Burbank, CA; Denver, CO; Houston, TX; Las Vegas, NV; Los Angeles, CA; Monterey, CA; Oakland, CA; Oklahoma City, OK; Ontario, CA; Phoenix, AZ; Reno, NV; San Antonio, TX; San Jose, CA; Tucson, AZ; Tulsa, OK; and the terminal point, Kansas City, Missouri. Conforming Applications, motions to modify scope, and Answers may be filed by November 4, 1981.
Oct. 8, 1981	40114	Transportes Aereos Nacionales, S. A., Arturo Aceituno, Post Office Box 52-2222, Miami, Florida 33152.

Date filed	Docket No.	Description
Oct. 9, 1981	40118	Application of Transportes Aereos Nacionales, S.A. for the renewal of its foreign air carrier permit, pursuant to Section 402 of the Act and Order 76-11-23 and Subpart Q of the Board's Rules to engage in foreign air transportation with respect to persons, property and mail over a period of five years as follows: Between a point or points in Honduras; the intermediate point Belize, British Honduras; and the terminal point Miami, Florida. Answers due November 5, 1981. People Express Airlines, Inc., North Terminal Newark International Airport, New Jersey 07114.
Oct. 9, 1981	40122	Application of People Express Airlines, Inc. pursuant to Section 401 of the Act and Subpart Q of the Board's Procedural Regulations requests an amendment of its certificate of public convenience and necessity for Route 245 to add thereon the point Sarasota, Florida, authorizing it to engage in air transportation with respect to persons and property between Sarasota and all points listed on Route 245. Yukon Air Service, Inc. d/b/a Air North and Nenana Air Service, Post Office Box 60054, Fairbanks, Alaska 99706. Application of Yukon Air Service, Inc. d/b/a Air North and Nenana Air Service pursuant to Section 401 of the Act and Subpart Q of the Board's Procedural Regulations requests that it be issued a certificate of public convenience and necessity which authorizes the following transportation of persons, property and mail: Between the terminal point Fairbanks, Alaska and the coterminal points Dawson, Yukon Territory, Inuvik, Northwest Territory, Old Crow, Yukon Territory, and Whitehorse, Yukon Territory, Canada. Conforming Applications, motions to modify scope, and Answers may be filed by November 6, 1981.

Phyllis T. Kaylor,
Secretary.

[FR Doc. 81-30186 Filed 10-19-81; 8:45 am]

BILLING CODE 6320-01-M

[Order To Show Cause (81-9-161)]

Sky West Airlines; Additional Points Proceeding

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Order To Show Cause (81-9-161).

SUMMARY: The Board is instituting the *Sky West Airlines Additional Points Proceeding* and is proposing to grant unrestricted authority to Sky West at 23 points in Arizona, California, Colorado, Idaho, Nevada, New Mexico, Utah and Wyoming under expedited procedures of Subpart Q of its Procedural Regulations. The tentative findings and conclusions will become final if no objections are filed. The complete text of this order is available as noted below.

DATES: All interested persons having objections to the Board issuing the proposed authority shall file, and serve on all persons listed below, no later than October 15, 1981, a statement of objections, together with a summary of the testimony, statistical data and other material expected to be relied upon to support the stated objections.

ADDRESSES: Objections to the issuance of a final order should be filed in Docket 39676, which we have entitled the *Sky West Airlines Additional Points Proceeding*. They should be addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428.

In addition, copies of such filings should be served upon Sky West Airlines; the Departments of Transportation, Aeronautics Divisions, of Arizona, California, Colorado, Idaho, Nevada, New Mexico, Utah, and Wyoming; the mayors and airport authorities of Lake Havasu City and Yuma, Arizona; El Centro, Los Angeles, Palm Springs, and San Diego, California; Alamosa, Cortez, Denver, Durango and

Grand Junction, Colorado; Boise, Idaho Falls, and Twin Falls, Idaho; Elko, Ely, and Reno, Nevada; Albuquerque, Farmington and Gallup, New Mexico; Vernal, Utah; and Jackson Hole and Rock Springs, Wyoming.

FOR FURTHER INFORMATION CONTACT: Corinne Grant, Bureau of Domestic Aviation, Civil Aeronautics Board, 1825 Connecticut Avenue NW., Washington, D.C. 20428, (202) 673-5107.

SUPPLEMENTARY INFORMATION: The complete text of Order 81-9-161 is available from our Distribution Section, Room 100, Civil Aeronautics Board, 1825 Connecticut Avenue NW., Washington, D.C. 20428. Persons outside the metropolitan area may send a postcard request for Order 81-9-161 to that address.

By the Civil Aeronautics Board: September 28, 1981.

Phyllis T. Kaylor,
Secretary.

[FR Doc. 81-30186 Filed 10-19-81; 8:45 am]

BILLING CODE 6320-01-M

DEPARTMENT OF COMMERCE

International Trade Administration

Petitions by Producing Firms for Determinations of Eligibility To Apply for Trade Adjustment Assistance

Petitions have been accepted for filing from the following firms: (1) Commercial Electronics, Inc., 880 Maude Avenue, Mountain View, California 94043, producer of television cameras (accepted October 1, 1981); (2) Industrial Siderurgica, Inc., P.O. Box 516, Bayamon, Puerto Rico 00619, producer of steel bars (accepted October 2, 1981); (3) Hi-Style Cover Company, Inc., 4301 Kenshaw Avenue, Baltimore, Maryland 21215, producer of drapes and slipcovers (accepted October 2, 1981); (4) Glader Manufacturing Services, Inc., 1200 W. Lake Street, Chicago, Illinois 60607, producer of nail making machines and other machines and parts (accepted October 2, 1981); (5) Quality Rattan

Furniture Manufacturing Corporation, P.O. Box 3889, Bayamon Gardens Station, Bayamon, Puerto Rico 00620, producer of furniture (accepted October 2, 1981); (6) Alternative Energy Savers, Inc., 7379 Graham Road, Fairburn, Georgia 30213, producer of stoves (accepted October 2, 1981); (7) Montgomery Traps, Inc., P.O. Box 121, Mahaffey, Pennsylvania 15757, producer of animal traps (accepted October 5, 1981); (8) Lancaster Battery Company, Inc., 1330 Harrisburg Avenue, Lancaster, Pennsylvania 17604, producer of storage batteries (accepted October 5, 1981); (9) Sobel Brothers, Inc., 400 Barclay Street, Perth Amboy, New Jersey 08862, producer of jewelry (accepted October 6, 1981); (10) William M. Orr Company, Inc., North Braddock and Thomas Boulevard, Pittsburgh, Pennsylvania 15208, producer of fabricated metals (accepted October 7, 1981); (11) TCR Corporation, 1600 67th Avenue North, Minneapolis, Minnesota 55430, producer of industrial fasteners and component parts (accepted October 7, 1981); (12) Charlton Woolen Company, Box 308, Charlton City, Massachusetts 01508, producer of wool and wool-blend cloth and blankets (accepted October 9, 1981); (13) Golia Dress Company, 433 Chapel Street, New Haven, Connecticut 06511, producer of women's skirts, blouses and jackets (accepted October 9, 1981); and (14) Cookson Pottery, 48 Potters Lane, Roseville, Ohio 43777, producer of florists' pottery (accepted October 9, 1981).

The petitions were submitted pursuant to Section 251 of the Trade Act of 1974 (Pub. L. 93-618) and Section 315.23 of the Adjustment Assistance Regulations for Firms and Communities (13 CFR Part 315).

Consequently, the United States Department of Commerce has initiated separate investigations to determine whether increased imports into the United States of articles like or directly competitive with those produced by each firm contributed importantly to total or partial separation of the firm's

workers, or threat thereof, and to a decrease in sales or production of each petitioning firm.

Any party having a substantial interest in the proceedings may request a public hearing on the matter. A request for a hearing must be received by the Director, Certification Division, Office of Trade Adjustment Assistance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, no later than the close of business on the tenth calendar day following the publication of this notice.

The Catalogue of Federal Domestic Assistance official program number and title of the program under which these petitions are submitted is 11.309, Trade Adjustment Assistance. Insofar as this notice involves petitions for determination of eligibility under the Trade Act of 1974, the requirements of Office of Management and Budget Circular No. A-95 regarding review by clearinghouses do not apply.

Jack W. Osburn, Jr.,

Director, Certification Division, Office of Trade Adjustment Assistance.

[FR Doc. 81-30166 Filed 10-16-81; 8:45 am]

BILLING CODE 3510-25-M

Office of the Secretary

National Voluntary Laboratory Accreditation Program; Acoustical Testing Services; Finding of Need

AGENCY: Assistant Secretary for Productivity, Technology and Innovation, Commerce.

ACTION: Notice of a final finding of need to accredit laboratories that provide acoustical testing services.

SUMMARY: Under the applicable procedures of the National Voluntary Laboratory Accreditation Program (NVLAP) (15 CFR Part 7a), this notice announces the Department of Commerce's final finding of need to accredit testing laboratories that provide acoustical testing services. It also announces the Department's intent to develop a laboratory accreditation program (LAP) to accredit those laboratories. The basis for the final finding of need is described.

EFFECTIVE DATE: October 19, 1981.

FOR FURTHER INFORMATION CONTACT: John W. Locke, NVLAP Coordinator, Room 3876, U.S. Department of Commerce, Washington, D.C. 20230, (202) 377-2054.

SUPPLEMENTARY INFORMATION:

Background

On November 10, 1980, the Department of Commerce (DOC)

published in the Federal Register a preliminary finding of need to accredit laboratories that provide acoustical testing services (preliminary finding) (45 FR 74684-74686) based on the formal request of Foster C. Wilson of Owens-Corning Fiberglas Corporation in a letter dated August 25, 1980. Written comments on the preliminary finding were due on or before January 9, 1981. DOC held an informal public hearing on January 9, 1981. Nine individuals representing six organizations offered oral comments at that hearing. Besides these oral comments, 13 written statements were filed in response to the preliminary finding. The written statements and the transcript of the public hearing are available for inspection and copying in DOC's Central Reference and Records Inspection Facility (CRRIF), Room 5317, Main Commerce Building, 14th Street, between E Street and Constitution Avenue N.W., Washington, D.C.

These 22 oral and written comments representing 18 different organizations have been carefully analyzed. In addition, DOC reviewed the preliminary finding and the basis upon which it was issued. The result of this analysis and review is contained in a document entitled "Summary and Analysis of Comments on the Preliminary Finding of Need to Accredit Laboratories that Provide Acoustical Testing Services and Recommendations for a Final Finding of Need". That document, which lists the organizations/representatives who provided oral and written comments, is available for inspection and copying at CRRIF mentioned above. A summary of the comments and the position taken by DOC on major issues raised in the comments is presented immediately below, followed by the final finding of need itself. Further development of this LAP will be conducted under 15 CFR Part 7a as amended on July 14, 1981 (46 FR 37029, July 17, 1981).

General Comments

The comments represent views of 18 different firms, trade and professional associations, and government agencies. Of these 18, 11 expressed support for establishment of a LAP in the acoustical testing area. Two respondents indicated overall support for the NVLAP purpose but stated that certain issues need to be resolved before a LAP in the acoustical testing area could or should be established. Four respondents expressed opposition to the establishment of an acoustical testing services LAP. One respondent did not state a pro or con position but offered to provide his expertise in developing and

implementing a LAP if a final finding of need is made.

Four of five laboratories which offered comments supported the preliminary finding. The fifth laboratory indicated that it would support a LAP if the definition of the product to be covered by the LAP and the need for the LAP were clarified; as explained below, such clarification has been provided. This support from laboratories is particularly significant since it is they which will undergo evaluation and pay the associated costs. Those supporting establishment of the LAP also include two Federal agencies which have regulatory authority in noise control and hearing protection (the U.S. Environmental Protection Agency (EPA) and the Department of Health and Human Services (HHS)). Based on the comments, and our analysis of and response to them, there appears to be broad support for an acoustical testing services LAP.

Scope of the Proposed LAP

Seven respondents offered suggestions regarding the definition of the product and the number and types of standards and test methods to be included in the proposed LAP. Two of these respondents indicated that the product definition in the preliminary finding, "acoustical testing services", was too broad and needed to be clarified in order to manage the LAP effectively. They indicated a need to identify those products, materials, or end-use properties such as absorption, attenuation (transmission resistance), vibration, and hearing protection that are particularly critical. They suggested that specific products be identified to define the LAP. Five respondents suggested additional standards and test methods that should be considered for inclusion in the LAP.

Under NVLAP, the title or product identification of a LAP is important in that it helps define the boundaries of the LAP. Additional standards and test methods may be included as long as they fall within the product area covered by the LAP. If test methods outside this product area are requested, a separate finding of need (i.e., a separate LAP) must be made. The term "product" is defined under NVLAP procedures as a "type or a category of manufactured goods, construction, installations and natural and processed materials or those services whose characterization, classification, or functional performance is specified by standards".

The product in the final finding of need for this LAP is still referred to as

"acoustical testing services." However, in response to the comments on the scope of this LAP, the final finding of need further describes the product as encompassing test methods for sound control materials and products, noise producing products hearing protection devices, reverberation testing, and the measurement of sound power levels. Included in the LAP would be tests other than acoustical tests which relate to sound control materials and products. The more detailed definition of the product, "acoustical testing services", also accommodates the needs of other interested parties such as EPA and HHS which identified relevant additional standards and test methods of importance.

Appendix 1 lists all of the standards and test methods which have been proposed for inclusion in this LAP either by the requestor or by the respondents, and indicates for each one whether or not DOC believes it should be included in the LAP, considered for inclusion, or excluded. Before any additional test method may be considered for inclusion in this LAP, a suggestion for such inclusion must be received in writing. DOC will then determine whether it is feasible and practical to evaluate a laboratory's competence to perform that test method. It has been noted in other LAPs that such a determination often cannot be reached until all the requirements for accreditation have been identified. In many cases the importance of each test method can be determined only by including that test method in the program and waiting to see how many laboratories desire accreditation. If the degree of participation is not sufficient, the test method subsequently can be dropped from the LAP.

Number of Laboratories

Three respondents estimated the number of laboratories that may desire accreditation for acoustical testing services. In addition, a 1975 acoustics testing facility survey conducted by the Institute of Environmental Sciences identified 113 acoustics testing laboratories. The Department estimates, conservatively, that about 1/3 of these (35 to 40 laboratories) will request accreditation.

Benefit to the Public

Fifteen respondents addressed some aspects of the public benefits and costs of such a LAP. Their comments are summarized in the aforementioned summary and analysis document.

Based on an analysis of economic consequences (see the summary and analysis document), DOC believes that

the potential benefits outweigh the costs. The final finding of need enumerates these benefits, many of which were identified by the respondents. The expected annual fees and charges per laboratory are estimated to average about \$1,300, far less than one respondent feared. Laboratory in-house costs are estimated to average \$2,500 per year. Substantial savings in laboratory costs are expected from a NVLAP-accredited laboratory not having to remain accredited by other accreditation systems. A laboratory's in-house costs may be offset if some of the NVLAP assessment requirements are incorporated into the laboratory's ongoing quality assurance program.

DOC believes that an acoustical testing services LAP will not result in inequity in the industry or in a reduction of meaningful competition. Rather, it should assist those laboratories that wish to compete more effectively by improving their testing competence.

DOC believes that this LAP will reduce Federal regulation in this area. In this regard, EPA has indicated that a LAP would enhance efforts to establish voluntary product noise labeling programs and thus eliminate the need for Federal regulation. Moreover, DOC believes that the burden of multiple inspections of acoustical testing laboratories by various regulatory and private organizations will be reduced. DOC anticipates that the benefits identified in the review of economic consequences will be realized by this LAP.

Valid Testing Methodology

One respondent agreed that valid acoustical testing methodology exists, that acoustical test methods have been used for years, and that such methods seem to work well. This respondent added that the test methods are based on firm technical grounds, but that there are problems applying them in a test facility because in many cases the test conditions are insufficiently specified. He indicated that a LAP would not be practical or useful until these problems were solved.

The problems of applying the test methods can be broken down as follows:

1. Problems in ascertaining whether the proper test conditions are being met;
2. Problems of having insufficiently specified test conditions; and
3. Problems of applying the results of the laboratory tests to field conditions.

Test conditions for each test method included in this LAP will be clearly identified during the development of supplemental information, and all laboratories accredited would be

expected to meet these conditions. During the course of accrediting laboratories, any problems related to insufficiently specified test conditions will be identified and referred for resolution to the committees who wrote the standards.

DOC believes that it is not necessary to wait until the standards and test methods are completely perfected before a LAP can be started. The present methods, deficient though some may be, are widely used to test acoustical products. They specific test conditions that for the most part are well defined and verifiable by an assessor, even though they may not be universally agreed upon. This is all that is necessary to establish to establish a LAP. It is likely, moreover, that the LAP itself will serve to improve the proper application of the identified test methods.

As part of developing the supplemental information to the criteria and other requirements for accreditation, technical experts will be consulted on the proper test conditions for accreditation purposes.

Other Considerations

Other matters required by NVLAP procedures to be considered in determining whether to make a final finding of need are covered in general terms in the accompanying finding. A more detailed presentation of comments and DOC's analysis of them appears in the aforementioned summary and analysis document.

Administration of a LAP

Eight respondents offered suggestions on how to develop and administer a LAP for acoustical testing services. These suggestions and the offers of assistance will be considered in applying the criteria to this LAP and in otherwise attempting to administer the LAP efficiently and effectively. A summary of the comments of these respondents is provided in the summary and analysis document.

Conclusions

In reviewing the record as a whole, DOC finds general support for this LAP on acoustical testing services. The final finding of need for the LAP follows.

The next step to be taken in implementing this LAP will be to organize one or more public workshops at which the technical issues relevant to each test method will be addressed and resolved. Supplementary information will then be prepared, describing how the NVLAP criteria will be interpreted for each test method. Only when this

step is completed will laboratories be invited to seek accreditation in a Federal Register notice announcing the formal establishment of the LAP.

Dated: October 14, 1981.

Robert B. Ellert,

Acting Assistant Secretary for Productivity, Technology, and Innovation.

Final Finding of Need

The request of Owens-Corning Fiberglas Corporation that the Department of Commerce (DOC) make a finding of need to accredit testing laboratories which provide acoustical testing services has been carefully reviewed. Moreover, the preliminary finding of need issued on November 10, 1980, together with the written and oral comments submitted by interested parties in response thereto, has been carefully analyzed. On the basis of that review and analysis, it is hereby found that a need exists to accredit testing laboratories that provide acoustical testing services.

Identification of the Product

The scope of a laboratory accreditation program (LAP) established under the National Voluntary Laboratory Accreditation Program (NVLAP) is defined by the product area of the LAP. According to section 7a.3(b) of the NVLAP procedures, the term "product" means "a type or a category of manufactured goods, constructions, installations and natural and processed materials or those associated services whose characterization, classification or functional performance determination is specified by standards." The product for this LAP is identified as "acoustical testing services" which includes test methods for sound control materials and products, noise producing products, hearing protection devices, reverberation testing, and the measurement of sound power levels.

Applicable Standards and Test Methods

Appendix 1 lists all of the standards and test methods which have been proposed for inclusion in this LAP, either by the requestor or the respondents to the preliminary finding. For each test method, the Appendix indicates whether the test method should be included in the LAP, should be considered for inclusion, or should be excluded from the LAP. Additional standards and test methods may be added in response to written requests if such standards and test methods are deemed by DOC to be included under the definition of the product for this acoustical testing services LAP.

Basis of Need

Benefit to the Public. Criteria and other requirements for accrediting laboratories under this LAP would benefit the public interest in the following ways:

- (1) They will permit a greater degree of assurance that test results used are reliable, thereby—
 - (a) Providing more reliable determinations of product conformance to accepted standards;
 - (b) Providing reliable test results on sound control materials, noise producing products, and hearing protection devices to meet private sector certification or government regulatory requirements;
 - (c) Supporting the development of voluntary noise labeling programs in lieu of mandatory federal regulations;
 - (d) Facilitating international acceptance of test results produced by United States laboratories; and
 - (e) Improving the overall quality level of acoustical testing services available to the public, thus enhancing reliable product ratings which foster competition, lower costs, encourage innovation, and improve user confidence.
- (2) Providing information leading to the improvement and understanding of acoustical testing procedures.

National Need. Three organizations which accredit acoustical testing laboratories have been identified—the Gypsum Association, the City of New York Department of Buildings, and the City of Los Angeles Department of Buildings and Safety. The Gypsum Association lists its accredited laboratories in its *Fire Resistance Design Manual*. Test results on building component designs from these laboratories are published in that *Manual*. The two City departments accredit laboratories to perform similar tests. Although materials are being tested today by various laboratories and these individual tests are being accepted in many areas, no systematic effort is made in these accreditation programs to determine that the laboratories continue to maintain competent personnel, equipment, and procedures. In addition, these programs are limited primarily to sound control and transmission properties of building materials and assemblies. DOC concludes that a broader-based national effort as embodied in this LAP effectively addresses the national need to identify and recognize testing laboratories competent to provide specific acoustical testing services. DOC expects the LAP to serve as a substitute for local programs—like New York's—which may be contemplated by other

local jurisdictions. Laboratories accredited under this LAP can expect to increase national and international acceptance of their test data.

Importance of Relevant Standards. Many laws require acoustical testing services important to commerce, consumer well-being, and the public health and safety. Some noteworthy examples are:

- (1) The Noise Control Act of 1972 which requires the development of standards to establish noise labeling procedures for any product which emits noise capable of adversely affecting the public health or welfare, or which is sold wholly or in part on the basis of its effectiveness in reducing noise;
- (2) The Occupational Safety and Health Act of 1970 which provides for the setting of maximum noise exposure levels for workers;
- (3) The Quiet Communities Act of 1978 which directs EPA to undertake a comprehensive program of research, technical assistance, and discretionary grants to support State and local government efforts in writing noise laws.

In addition, many standards have been developed under the sponsorship of the National Institute for Occupational Safety and Health on hearing protection devices. The General Services Administration Public Buildings Service has developed standards for the design of open office space. Architects and engineers, in response to investors, are specifying limits to sound propagation in many commercial and residential buildings.

Existence of Valid Testing Methodology. Relevant standards are important in all of these applications. A list of the standards and test methods, appropriate for consideration in this LAP and shown in Appendix 1, illustrates the existence of valid testing methodology.

Feasibility and Practicality. DOC's experience with NVLAP's three existing LAPs supports the feasibility and practicality of an acoustical testing services LAP. Technical experts are available and willing to assist in developing the necessary technical details needed to assess applicant laboratories effectively. DOC's review of economic consequences supports the practicality of an acoustical testing services LAP. DOC believes that the benefits outweigh the costs.

Criteria

During the period of response to the preliminary finding of need, no one suggested a need to modify or add to the general and specific criteria which were

being used in the three LAPs in effect then, and which since have been added to the NVLAP procedures (15 CFR 7a.20-7a.30; 46 FR 37029 (July 17, 1981)). It is the present intent of DOC to use these criteria in implementing the program. Supplemental information will be prepared for each test method, describing how the criteria apply. However, since comments on the preliminary finding of need were due before the criteria were made part of the procedures, DOC will consider appropriate requests for changes to the criteria before the establishment of the LAP is announced, if received by the NVLAP Coordinator within sixty (60) days of the date this finding appears in the Federal Register. Any change to the criteria would be published in the Federal Register as a proposed rule for comment before any action is taken to include such change in the criteria.

Appendix I—List of Standards and Test Methods

The following is a list of all of the test methods which have been proposed for inclusion in this LAP either by the requestor or by respondents to the preliminary finding. For each test method, the following information is given: (1) test method designation and title; (2) DOC recommendation for inclusion, consideration, or exclusion; and (3) brief reason for exclusion if so recommended.

ANSI/ASTM C367 Standard Test Methods for Strength Properties of Prefabricated Architectural Acoustical Tile or Lay-in Ceiling Panels

Included for consideration.

ANSI/ASTM C384 Standard Test Method for Impedance and Absorption of Acoustical Materials by the Impedance Tube Method

Included.

ANSI/ASTM C423 Standard Test Method for Sound Absorption and Sound Absorption Coefficients by the Reverberation Room Method

Included.

ANSI C522 Standard Test Method for Airflow Resistance of Acoustical Materials

Included for consideration.

ANSI C523 Standard Test Method for Light Reflectance of Acoustical Materials by the Integrating Sphere Reflectometer

Included for consideration.

ASTM C643 Standard Test Method Change in Acoustical Absorption of Ceiling Materials Due to Repainting

Excluded since it does not contain test procedure; refers user to ASTM C423.

ANSI/ASTM E90 Standard Method for Laboratory Measurement of Airborne Sound Transmission Loss of Building Partitions.

Included.

ANSI/ASTM E336 Standard Test Method for Measurement of Airborne Sound Insulation in Buildings

Included for consideration.

ASTM E477 Standard Method of Testing Duct Liner Materials and Prefabricated Silencers for Acoustical and Airflow Performance

Included.

ANSI/ASTM E596 Standard Method for Laboratory Measurement of the Noise Reduction of Sound-Isolating Enclosures

Included.

ASTM E756 Measuring Vibration Damping Properties of Materials

Included for consideration when test method is made available.

ANSI B71.1 Safety Specifications for Power Lawn Mowers, Lawn and Garden Tractors and Lawn Tractors

Included for consideration.

ANSI S1.13 Methods for the Measurement of Sound Pressure Levels

Included for consideration.

ANSI S1.21 Methods for the Determination of Sound Power Levels of Small Sources in Reverberation Rooms

Excluded since it has been replaced by ANSI S1.31 and ANSI S1.32.

ANSI S1.29 Method for the Measurement and Designation of Noise Emitted by Computer and Business Equipment

Included.

ANSI S1.31 Precision Methods for the Determination of Sound Power Levels of Broad-Band Noise Sources In Reverberation Rooms

Included.

ANSI S1.32 Precision Methods for the Determination of Sound Power Levels of Discrete-Frequency and Narrow-Band Noise Sources in Reverberation Rooms

Included.

ANSI S1.33 Engineering Methods for Determination of Sound Power Levels of Noise Sources in Special Reverberation Test Rooms

Included for consideration when available.

ANSI S1.34 Engineering Methods for the Determination of Sound Power Levels of Noise Sources in Special Reverberation Test Rooms

Included for consideration when available.

ANSI S1.34 Engineering Methods for the Determination of Sound Power Levels of Noise Sources for Essentially Free-Field Conditions over a Reflecting Plane

Included for consideration.

ANSI S1.35 Determination of Sound Power Levels of Noise Sources in Anechoic and Hemi-Anechoic Rooms

Included.

ANSI S3.17 Method for Rating the Sound Power Spectra of Small Stationary Noise Sources

Included for consideration.

ANSI S3.19 Method for the Measurement of Real-Ear Protection of Hearing Protectors and Physical Attenuation of Ear muffs

Included for consideration.

ANSI S5.1 Test Code for the Measurement of Sound from Pneumatic Equipment

Included.

HH-I-515D Federal Specification, Insulation Thermal (Loose Fill for Pneumatic Or Poured Application): Cellulosic Or Wood Fiber

Excluded since it neither contains nor refers to acoustical test procedures.

HH-I-526C Federal Specification, Insulation Board, Thermal (Mineral Fiber, Duct Lining Material)

Excluded since it neither contains nor refers to acoustical test procedures.

HH-I-545B Federal Specification, Insulation, Thermal and Acoustical (Mineral Fiber, Duct Lining Material)

Excluded since it does not contain test procedure; refers user to ASTM C423.

ISO 3741 Acoustics—Determination of Sound Power Levels of Noise Sources—Precision Methods for Discrete-Frequency and Narrow-Band Sources in Reverberation Rooms

Included for consideration.

ISO 3742 Acoustics—Determination of Sound Power Levels of Noise Sources—Engineering Methods for Special Reverberation Test Rooms

Included for consideration.

ISO 3744 Acoustics—Determination of Sound Power Levels of Noise Sources—Engineering Methods for Free-Field Conditions Over a Reflecting Plane

Included for consideration when available.

ISO 3745 Acoustics—Determination of Sound Power Levels of Noise Sources—Precision Methods for Anechoic and Semi-Anechoic Rooms

Included for consideration.

ISO 6081 Acoustics—Noise Emitted by Machinery and Equipment—Guidelines for the Preparation of Test Codes of Engineering Grade Requiring Noise Measurement at the Operator Position

Included for consideration when available.

MIL-A-23054 Military Specification, Acoustical Absorptive Board, Fibrous Glass Perforated Glass Cloth Faced

Excluded since it does not contain test procedure; refers user to ASTM C423.

MIL-B-36488 Military Specification, Booth, Audiometric Examination

Excluded since it contains test procedure now covered by ASTM E596

MIL-I-00742E Military Specification, Insulation Board, Thermal, Fibrous Glass

Excluded since it neither contains nor refers to acoustical test procedures.

MIL-I-7171C Military Specification, Insulation Blanket, Thermal-Acoustic

Excluded since it neither contains nor refers to acoustical test procedures.

MIL-I-22023C Military Specification, Insulation Felt, Thermal And Sound Absorbing Felt, Fibrous Glass, Flexible

Excluded since it does not contain test procedure; refers user to ASTM C423.

MIL-S-36588A Military Specification, Stethoscope, Combination Type, Lightweight

Excluded since it falls outside of the scope of the LAP.

MIL-STD-740B Military Standard, Airborne and Structureborne Noise Measurements And Acceptance Criteria of Shipboard Equipment

Included for consideration.

MIL-STD-810 Military Standard, Environmental Test Methods

Excluded since it falls outside of the scope of the LAP.

MIL-STD-1474B Military Standard, Noise Limits For Army Material

Included for consideration.

SAE J192a Recommended Practice—Exterior Sound Level for Snowmobiles

Include for consideration.

SAE J1161 Recommended Practice—Operation Sound Level Measurement Procedure for Snow Vehicles

Included for consideration.

SS-S-118A Federal Specification, Sound Controlling Blocks And Boards (Acoustical Tiles And Panels, Prefabricated)

Excluded since it does not contain test procedure, refers user to ASTM C423.

Title 40, Code of Federal Regulations, Chapter 1, Part 204 Environmental Protection Agency, Noise Emission Standards For Construction Equipment Subpart B Portable Air Compressors

Included for consideration.

Title 40, Code of Federal Regulations, Chapter 1, Part 205 Environmental Protection Agency, Noise Labeling Equipment Noise Emissions Controls Subpart B Medium and Heavy Trucks

Subpart D Motorcycles

Subpart E Motorcycle Exhaust Systems

Subpart F Truck-Mounted Solid Waste Compactors

Included for consideration.

Title 40, Code of Federal Regulations, Part 211 Environmental Protection Agency, Noise Labeling Requirements For Hearing Protectors

Subpart B Hearing Protective Devices

Excluded since it does not contain test procedure; refers to ANSI S3.19.

[FR Doc. 81-30167 Filed 10-16-81; 8:45 am]

BILLING CODE 3510-13-M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Adjusting the Import Restraint Level for Certain Cotton Apparel Products from India

October 13, 1981.

AGENCY: Committee for the Implementation of Textile Agreements.

ACTION: Applying special carryforward amounting to 8,000 dozen to the level of restraint established for cotton trousers in Category 347/348, produced or manufactured in India and exported during the agreement year which began on January 1, 1981. The adjusted level will be 151,770 dozen.

(A detailed description of the textile categories in terms of T.S.U.S.A. numbers was published in the *Federal Register* on February 28, 1980 (45 FR 13172), as amended on April 23, 1980 (45 FR 27463), August 12, 1980 (45 FR 53506), December 24, 1980 (45 FR 85142), May 5, 1981 (46 FR 25121) and October 5, 1981 (46 FR 48963))

SUMMARY: The Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of December 30, 1977, as amended, between the Governments of the United States and India, provides, among other elements of flexibility, for the borrowing of designated percentages of yardage from the succeeding year's level (carryforward). Pending completion of a review of discrepancies which exist in the statistics of the two governments, the United States has agreed to grant special carryforward of 8,000 dozen in Category 347/348.

EFFECTIVE DATE: October 13, 1981.

FOR FURTHER INFORMATION CONTACT: Ross Arnold, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, Washington, D.C. 20230. (202/377-5423).

SUPPLEMENTARY INFORMATION: On December 19, 1980, there was published in the *Federal Register* (45 FR 83647) a letter dated December 16, 1980 from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs which established import levels for certain specified categories of cotton, wool and man-made fiber textile products, produced or manufactured in India and exported during the twelve-month period which began on January 1, 1981. In the letter published below, the Chairman of the Committee for the Implementation of Textile Agreements directs the Commissioner of Customs to increase the twelve-month level of restraint previously established for Category 347/348 to 151,770 dozen.

Paul T. O'Day,

Chairman, Committee for the Implementation of Textile Agreements.

October 13, 1981.

Committee for the Implementation of Textile Agreements

Commissioner of Customs,
Department of the Treasury, Washington,
D.C. 20229

Dear Mr. Commissioner: On December 16, 1980, the Chairman, Committee for the Implementation of Textile Agreements, directed you to prohibit entry for consumption and withdrawal from warehouse for consumption during the twelve-month period which began on January 1, 1981 and extends through December 31, 1981 of cotton, wool and man-made fiber textile products in certain specified categories, produced or manufactured in India, in excess of designated levels of restraint. The Chairman further advised you that the levels of restraint are subject to adjustment.¹

Under the terms of the Arrangement Regarding International Trade in Textiles done at Geneva on December 20, 1973, as extended on December 15, 1977; pursuant to the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of December 30, 1977, as amended, between the Governments of the United States and India; and in accordance with the provisions of Executive Order 11651 of March 3, 1971, as amended by Executive Order 11951 of January 6, 1977, you are directed to amend, effective on October 13, 1981, the twelve-month level of restraint established for Category 347/348, whether accompanied by a visa or an elephant-shaped certification, to 151,770 dozen.²

The action taken with respect to the Government of India and with respect to imports of cotton textile products from India has been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, these directions to the Commissioner of Customs, which are necessary to the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the Federal Register.

Sincerely,

Paul T. O'Day,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 81-30093 Filed 10-16-81; 8:45 am]

BILLING CODE 3510-25-M

Announcing Additional Import Controls on Certain Wool Textile Products From the Republic of Korea

October 14, 1981.

AGENCY: Committee for the Implementation of Textile Agreements.

ACTION: Controlling men's and boys'

¹The term "adjustment" refers to those provisions of the bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of December 30, 1977, as amended, between the Governments of the United States and India which provide, in part, that (1) within the aggregate, group limits may be exceeded by designated percentages; (2) these same levels may be increased for carryover and carryforward; and (3) administrative arrangements or adjustments may be made to resolve minor problems arising in the implementation of the agreement.

²The level of restraint has not been adjusted to reflect any imports after December 31, 1980.

wool suits in Category 443, produced or manufactured in the Republic of Korea and exported during the twelve-month period which began on January 1, 1981, at a level of 26,704 dozen.

(A detailed description of the textile categories in terms of T.S.U.S.A. numbers was published in the Federal Register on February 28, 1980 (45 FR 13172), as amended on April 23, 1980 (45 FR 27463), August 12, 1980 (45 FR 53506), December 24, 1980 (45 FR 85142), May 5, 1981 (46 FR 25121), and October 5, 1981 (46 FR 48963)).

SUMMARY: Under the terms of the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of December 23, 1977, as amended, between the Governments of the United States and the Republic of Korea, the United States Government has decided to control imports of wool textile products in Category 443, produced or manufactured in the Republic of Korea and exported during the twelve-month period which began on January 1, 1981, in addition to those categories previously designated. **EFFECTIVE DATE:** October 20, 1981.

FOR FURTHER INFORMATION CONTACT: William Boyd, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, Washington, D.C. 20230 (202/377-4212).

SUPPLEMENTARY INFORMATION: On December 30, 1980, there was published in the Federal Register (45 FR 85811) a letter dated December 23, 1980 from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs which established levels of restraint for certain specified categories of cotton, wool and man-made fiber textile products, produced or manufactured in the Republic of Korea, which may be entered into the United States for consumption, or withdrawn from warehouse for consumption, during the twelve-month period which began on January 1, 1981 and extends through December 31, 1981. In accordance with the terms of the bilateral agreement, as amended, the United States Government has decided also to control imports of wool textile products in Category 443, produced or manufactured in the Republic of Korea and exported during the twelve-month period which began on January 1, 1981, at the level of 26,704 dozen. Accordingly, in the letter published below the Chairman of the Committee for the Implementation of Textile Agreements directs the Commissioner of Customs to prohibit entry for consumption, or withdrawal

from warehouse for consumption, of wool textile products in Category 443 in excess of the designated level of restraint. The level of restraint has not been adjusted to account for imports after December 31, 1980. Imports in Category 443 during the period which began on January 1, 1981 and extends to the effective date of this action will be charged, as the data become available. Imports during the January 1-October 2, 1981 period have amounted to 15,500 dozen.

Arthur Garel,

Acting Chairman, Committee for the Implementation of Textile Agreements.

October 14, 1981.

Committee for the Implementation of Textile Agreements

Commissioner of Customs,
Department of the Treasury, Washington,
D.C. 20229

Dear Mr. Commissioner: This directive further amends, but does not cancel, the directive issued to you on December 23, 1980 by the Chairman, Committee for the Implementation of Textile Agreements, concerning imports into the United States of certain cotton, wool and man-made fiber textile products, produced or manufactured in the Republic of Korea.

Under the terms of the Arrangement Regarding International Trade in Textiles done at Geneva on December 20, 1973, as extended on December 15, 1977; pursuant to the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of December 23, 1977, as amended, between the Governments of the United States and the Republic of Korea; and in accordance with the provisions of Executive Order 11651 of March 3, 1972, as amended by Executive Order 11951 of January 6, 1977, you are directed to prohibit, effective on October 20, 1981 and for the twelve-month period beginning on January 1, 1981 and extending through December 31, 1981, entry into the United States for consumption and withdrawal from warehouse for consumption of wool textile products in Categories 443, produced or manufactured in the Republic of Korea in excess of 26,704 dozen.¹

Wool textile products in Category 443 which have been exported to the United States prior to January 1, 1981 shall not be subject to this directive.

Textile products in Category 443 which have been released from the custody of the U.S. Customs Service under the provisions of 19 U.S.C. 1448(b) or 1484(a)(1)(A) prior to the effective date of this directive shall not be denied entry under this directive.

A detailed description of the textile categories in terms of T.S.U.S.A. numbers was published in the Federal Register on February 28, 1980 (45 F.R. 13172), as amended

¹The level of restraint has not been adjusted to reflect any imports after December 31, 1980.

on April 23, 1980 (45 F.R. 27463), August 12, 1980 (45 F.R. 53506), December 24, 1980 (45 F.R. 85142), May 5, 1981 (46 F.R. 25121), and October 5, 1981 (46 F.R. 48963).

In carrying out the above directions, the Commissioner of Customs should construe entry into the United States for consumption to include entry for consumption into the Commonwealth of Puerto Rico.

The actions taken with respect to the Government of the Republic of Korea and with respect to imports of wool textile products from the Republic of Korea have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, these directions to the Commissioner of Customs, which are necessary for the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the Federal Register.

Sincerely,

Arthur Garel,

Acting Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 81-30105 Filed 10-16-81; 8:45 am]

BILLING CODE 3510-25-M

DEPARTMENT OF DEFENSE

Department of the Army

Fort Knox, Ky.; Filing of Environmental Impact Statement

The Army, on October 14, 1981, provided the Environmental Protection Agency a Final Environmental Impact Statement (FEIS) concerning the ongoing missions at Fort Knox, Kentucky. The alternatives of maintaining, discontinuing, or changing missions at Fort Knox are analyzed. Copies of the statement have been forwarded to concerned Federal, State, and local agencies. Interested organizations or individuals may obtain copies for the cost of reproduction from the Directorate Facilities Engineering, Environmental Office, Fort Knox, KY 40121.

In the Washington area, copies may be seen during normal duty hours, in the Environmental Office, Office of Assistant Chief of Engineers, Room 1E676, Pentagon, Washington, DC 20310, telephone: (202) 694-3434.

Lewis D. Walker,

Deputy for Environment, Safety and Occupational Health, OASA (IL&FM).

July 10, 1981.

[FR Doc. 81-30109 Filed 10-16-81; 8:45 am]

BILLING CODE 3710-08-M

Corps of Engineers, Department of the Army

Intent To Prepare Environmental Impact Statement For Proposed Marina and Residential Development on Bethel Island, Adjacent to Taylor Slough and Piper Slough, Contra Costa County, Calif.

AGENCY: Army Corps of Engineers, DOD.

ACTION: Notice of Intent to prepare an Environmental Impact Statement (EIS). The document will also serve as an environmental impact report (EIR) under the California Environmental Quality Act (CEQA). Contra Costa County is the lead agency under CEQA.

SUMMARY: Filipe K. Johansson has applied for a Department of the Army permit to breach the Bethel Island levee in three locations. The applicant also intends to construct an inland channel network, a marina, and residential development. The purpose of breaching the levees is to allow water to flow into the inland channel and provide the property owners of the development boating access to the waterways of the Sacramento-San Joaquin Delta. The application was filed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act of 1977. The project will be constructed on 1,025 acres of land located on the north side of Bethel Island. It will include construction of the inland channels, 700 private docks, 2,124 residences and a commercial marina with 1,868 berths.

The material excavated from the inland channels will be used to construct internal and external levees to elevation 10.5 MSL. The organic overburden material will be removed in the levee areas. The levees will be constructed from about 9 million cubic yards of organic material and sand.

After excavation, the lagoons will be filled with water and the levees on Taylor and Piper Sloughs will then be breached. This will require removing 45,000 cubic yards of levee. Most of the levee will be maintained as a break water. The levee breaches will be rippedraped to prevent erosion. The portion of the project east of Bethel Island Road will not be tidal. Water quality will be maintained by periodic flushing. Water intake pipes (5 foot diameter) will be installed parallel to levee breaches to provide circulation of water within the lagoons.

Roads, sanitary sewers, domestic water, storm drain, power, telephone and residences will be constructed on the new levees. Each residence will

have access to the water for recreation. The sanitary sewer and water system will be maintained by Contra Costa County Sanitation District No. 15. The private street and drainage systems will be maintained by a home owners association. The public street will be maintained by Contra Costa County, Public Works Department.

The levee facilities will be maintained by a special assessment district and the Bethel Island Improvement District. The commercial marina will be maintained by a concessionaire. Common areas, landscaping, private harbor facilities will be maintained by the home owners association. No structures or utilities will be constructed in the theoretical levee section.

The following significant issues have been identified for discussion in the EIS/EIR:

- Safety and maintenance of the proposed levee system.
- Water quality impacts.
- Impacts of increased boat and auto traffic on road and waterway systems.
- Social and economic effects of population growth on the project area.
- Impacts and mitigation on fish and wildlife habitats.
- Potential of impacts on cultural resources sites.

We estimate that the draft EIS/EIR will be published in March 1982.

Questions about the proposed project and the EIS/EIR can be directed to Mr. Tom Coe, Regulatory Section, U.S. Army Corps of Engineers, Sacramento District, 650 Capitol Mall, Sacramento, California 95814, telephone (916) 440-2541 (FTS 448-2541). Questions for Contra Costa County should be directed to Jim Culler, Contra Costa County Planning Department, Pine and Escobar Streets, Martinez, California 94553, telephone (415) 372-2035.

Paul F. Kavanaugh,

Colonel, CE, District Engineer.

[FR Doc. 81-30180 Filed 10-16-81; 8:45 am]

BILLING CODE 3710-GH-M

Office of the Secretary

Defense Science Board Task Force on Very High Speed Integrated Circuits (VHSIC); Meeting

The Defense Science Board Task Force on Very High Speed Integrated Circuits (VHSIC) will meet in closed session on 12 November 1981 at Stanford University Campus, Palo Alto, California.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of

Defense for Research and Engineering on overall research and engineering policy and to provide long-range guidance to the Department of Defense in these areas.

At the meeting on 12 November 1981, the Task Force will review, using the guidelines established in its Terms of Reference, industry and university relationships to DoD VLSI programs, with particular emphasis on VHSIC. Additionally, the Task Force's ongoing review of the structure and progress of the DoD VHSIC Program will be initiated.

In accordance with 5 U.S.C. App. 1 Sec. 10(d) (1976), it has been determined that this Defense Science Board Task Force meeting concerns matters listed in U.S.C. 552(b)(3)(1) (1976), and that accordingly this meeting will be closed to the public.

M. S. Healy,

*OSD Federal Register Liaison Officer,
Washington Headquarters Service,
Department of Defense.*

October 14, 1981.

[FR Doc. 81-30041 Filed 10-16-81; 8:45 am]

BILLING CODE 3810-01-M

DEPARTMENT OF EDUCATION

National Direct Student Loan, College Work-Study, and Supplemental Educational Opportunity Grant Programs

AGENCY: Department of Education.

ACTION: Notice of Closing Date for Establishing Eligibility and Filing the Fiscal-Operations Report and Application to Participate in Federal Student Financial Aid Program.

The Secretary gives notice to institutions of higher education of the deadline for establishing eligibility under this application process. Also, the Secretary announces that an eligible institution of higher education may apply for fiscal year 1982 funds—for use in the 1982-83 award year—under the National Direct Student Loan (NDSL), College Work-Study (CWS), and Supplemental Educational Opportunity Grant (SEOG) Program. Under these programs, the Secretary allocates funds to institutions for students who need financial aid to meet the cost of postsecondary education.

The Secretary further gives notice that an institution that had a NDSL fund or expended CWS or SEOG funds during the 1980-81 award year is required to report its program expenditures as of June 30, 1981, to the Secretary.

The NDSL, CWS, and SEOG programs are authorized by Parts E, C, and

Subpart A-2, respectively, of title IV of the Higher Education Act of 1965.

(20 U.S.C. 1087aa-1087ii; 42 U.S.C. 2751-2756b; and 20 U.S.C. 1070b-1070b-3)

Closing Date For Establishing Eligibility: The closing date for establishing eligibility by an institution of higher education under this application process is November 18, 1981. The Secretary will not accept an application from an institution of higher education unless the Secretary has determined on or before the closing date in this notice that that institution, as defined under the authorizing statute, is eligible.

Closing Date For FISAP Forms: An eligible institution must submit the Fiscal-Operations Report and Application to Participate in Federal Student Financial Aid Programs (FISAP) form by November 18, 1981.

FISAP Forms Delivered by Mail: A FISAP form sent by mail must be addressed to the Department of Education, Office of Student Financial Assistance, Division of Program Operations, Campus and State Grant Branch, 400 Maryland Avenue, SW., (Room 4621, Regional Office Building 3), Washington, D.C. 20202-3446.

An institution must show proof of mailing its FISAP form. Proof of mailing consists of one of the following: (1) A legible mail receipt with the date of mailing stamped by the U.S. Postal Service, (2) a legibly dated U.S. Postal Service postmark; or (3) any other proof of mailing acceptable to the Secretary of Education.

If a FISAP form is sent through the U.S. Postal Service, the Secretary does not accept either of the following as proof of mailing: (1) A private metered postmark, or (2) a mail receipt that is not dated by the U.S. Postal Service. An institution should note that the U.S. Postal Service does not uniformly provide a dated postmark. Before relying on this method, an institution should check with its local post office. An institution is encouraged to use registered or at least first-class mail.

FISAP Forms Delivered by Hand: A FISAP form that is hand-delivered must be taken to the Department of Education, Office of Student Financial Assistance, Division of Program Operations, Campus and State Grant Branch, 7th and D Streets, S.W., Room 4621, Regional Office Building 3, Washington, D.C. The Campus and State Grant Branch will accept hand-delivered FISAP forms between 8:00 a.m. and 4:30 p.m. daily (Washington, D.C. time), except Saturdays, Sundays, and Federal holidays.

A FISAP form that is hand-delivered will not be accepted after 4:30 p.m. on the closing date.

FISAP Forms and Information: The FISAP forms have been mailed by the program office. Notice will be given to those institutions to update the information regarding the closing date. An institution shall prepare and submit its FISAP form in accordance with the instructions included in the package.

Applicable Regulations: The following regulations are applicable to these programs:

(1) NDSL in 34 CFR Part 674; CWS in 34 CFR Part 675; and SEOG in 34 CFR Part 676, published in the *Federal Register* on January 19, 1981 (46 FR 5238) and January 21, 1981 (46 FR 6322).

(2) Student Assistance General Provisions in 34 CFR Part 668, published in the *Federal Register* on December 31, 1980 (45 FR 86854).

FOR FURTHER INFORMATION CONTACT:

For further information, contact Mr. Robert Coates, Chief, Campus and State Grant Branch, Division of Program Operations, Office of Student Financial Assistance, U.S. Department of Education, 400 Maryland Avenue, S.W., (Room 4621, ROB-3), Washington, D.C. 20202-3446. Telephone (202) 245-2320.

Dated: October 15, 1981.

T. H. Bell,

Secretary of Education.

(Catalog of Federal Domestic Assistance No. 13.471, National Direct Student Loan Program; 13.463, College Work-Study Program; and 13.418, Supplemental Educational Opportunity Grant Program)

[FR Doc. 81-30421 Filed 10-16-81; 12:30 am]

BILLING CODE 4000-01-M

DEPARTMENT OF ENERGY

Economic Regulatory Administration

Mountain Fuel Supply Co.; Proposed Consent Order

AGENCY: Economic Regulatory Administration, DOE.

ACTION: Notice of proposed Consent Order and opportunity for comment.

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) announces a proposed Consent Order and provides an opportunity for public comment on the proposed Consent Order.

DATE: Comments by November 18, 1981.

ADDRESS: Send comments to: William D. Miller, District Manager for Enforcement, United States Department of Energy, Office of Enforcement, 324

East 11th Street, Kansas City, Missouri 64106-2466.

FOR FURTHER INFORMATION CONTACT: William D. Miller, District Manager for Enforcement, United States Department of Energy, Office of Enforcement, 324 East 11th Street, Kansas City, Missouri 64106-2466. Phone (816) 374-5936.

SUPPLEMENTARY INFORMATION: On September 11, 1981, the Office of Enforcement of the ERA executed a proposed Consent Order with Mountain Fuel Supply Company ("Mountain Fuel") of Salt Lake City, Utah, Under 10 CFR 205.199(b), a proposed Consent Order which involves a sum of \$500,000 or more, excluding interest and penalties, becomes effective no sooner than thirty days after publication in the Federal Register requesting comments concerning the proposed Consent Order. Although the ERA has signed and tentatively accepted the proposed Consent Order, the ERA may, after consideration of the comments it receives, withdraw its acceptance and, if appropriate, attempt to negotiate an alternative Consent Order.

I. The Consent Order

Mountain Fuel, with its home office located in Salt Lake City, Utah, is a firm engaged in natural gas liquids processing, and was subject to the Mandatory Petroleum Price and Allocation Regulations at 10 CFR, Parts 210, 211, 212 during the period covered by this Consent Order ("settlement period"). To resolve certain potential civil liability arising out of the Mandatory Petroleum Allocation and Price Regulations and related regulations, 10 CFR parts 205, 210, 211, 212, in connection with Mountain Fuel's transactions involving natural gas liquid products during the period November 1, 1975 through January 28, 1981, the Office of Enforcement, ERA, and Mountain Fuel entered into a Consent Order, the significant terms of which are as follows:

A. The Office of Enforcement has examined Mountain Fuel's books and records and reviewed all pertinent matters relating to Mountain Fuel's compliance with the DOE petroleum price regulations in effect during the period from November 1, 1975 through January 28, 1981. All civil matters pertaining to compliance with the DOE petroleum price regulations and prices charged by Mountain Fuel in sales of NGL products during the period November 1, 1975 through January 28, 1981 are resolved by this Consent Order.

B. Mountain Fuel will refund the aggregate amount of \$1,200,000, which includes interest through the date on which the Consent Order becomes effective.

C. Execution of the Consent Order constitutes neither an admission by Mountain Fuel nor a finding by the DOE that Mountain Fuel has violated any statutes or applicable regulations of the Cost of Living Council, the Federal Energy Office, the Federal Energy Administration, or the Department of Energy.

D. The provisions of 10 CFR 205.199, including those regarding the publication of this Notice, are applicable to the Consent Order.

II. Refunds

In this Consent Order, Mountain Fuel will pay the sum of \$1,200,000 including interest in twelve equal monthly installments commencing within ten (10) days after the last day of the calendar month in which this Consent Order becomes effective, plus installment interest. Upon full satisfaction of the terms and conditions of this Consent Order by Mountain Fuel, the DOE releases Mountain Fuel from any civil claims that the DOE may be arising out of the specified transactions during the settlement period. The Director, Office of Enforcement, ERA shall direct that these monies be deposited in a suitable account for ultimate disposition by DOE.

III. Submission of Written Comments

The ERA invites interested persons to comment on the terms and conditions of this Consent Order.

You should send your comments to William D. Miller, District Manager for Enforcement, United States Department of Energy Office of Enforcement, 324 East 11th Street, Kansas City, Missouri, 64106-2466. You may obtain a free copy of this Consent Order by writing to the same address or by calling (816) 374-5936.

You should identify your comments on the outside of your envelope and on the documents you submit with the designation, "Comments on Mountain Fuel Supply Company Consent Order." We will consider all comments we receive by 4:30 p.m., local time November 18, 1981. You should identify and information or data which, in your opinion, is confidential and submit it in accordance with the procedures in 10 CFR 205.9(f).

Issued in Kansas City, Missouri on the 21st day of September, 1981.

William D. Miller,

District Manager, Economic Regulatory Administration.

Concurrence.

David H. Jackson,

Chief Enforcement Counsel, Central Enforcement District.

[FR Doc. 81-30170 Filed 10-16-81; 8:45 am]

BILLING CODE 6450-01-M

[ERA Case No. 53003-0568-03-82]

United Illuminating Co. of New Haven, Conn.; Disclosure of Information

AGENCY: Economic Regulatory Administration, DOE.

ACTION: Notice of disclosure of information.

SUMMARY: In connection with its proposed prohibition order to a powerplant owned by United Illuminating Company of New Haven, Connecticut (unit identified as Bridgeport Harbor No. 3), pursuant to Sections 301(b) and 701(b) of the Powerplant and Industrial Fuel Use Act of 1978 (FUA), 42 U.S.C. 8301 *et seq.*, the Economic Regulatory Administration (ERA) of the Department of Energy (DOE) received a request for the disclosure of certain information, in the form of a Preliminary Draft Environmental Impact Report (PDEIR) prepared by Argonne National Laboratories, from the Greater Bridgeport Regional Planning Agency of Bridgeport, Connecticut. ERA has decided to release the requested information.

FOR FURTHER INFORMATION AND COPIES

CONTACT: Steven A. Frank, Office of Fuels Conversion, Economic Regulatory Administration, Department of Energy, 2000 M Street, N.W., Room 3302, Washington, D.C. 20461 (202) 653-4187.

(Department of Energy Organization Act, Pub. L. 95-91 (42 U.S.C. 7101 *et seq.*) as amended by Pub. L. 95-509, Pub. L. 95-619, Pub. L. 95-620 and Pub. L. 95-621; Powerplant and Industrial Fuel Use Act of 1978, Pub. L. 95-620 (42 U.S.C. 8301 *et seq.*); E.O. 11790, 39 FR 23185 (June 25, 1974); E.O. 12009, 42 FR 46267 (September 15, 1977); Freedom of Information Act, Pub. L. 89-554 (5 U.S.C. 552) as amended by Pub. L. 90-23, Pub. L. 93-502, Pub. L. 94-409, and Pub. L. 95-454; DOE Freedom of Information Regulations, 10 CFR Sec. 1004, 44 FR 1908 (January 8, 1979))

Issued in Washington, D.C., on October 13, 1981.

Robert L. Davies,

Director, Office of Fuels Conversion,
Economic Regulatory Administration.

[FR Doc. 81-30130 Filed 10-16-81; 8:45 am]

BILLING CODE 6450-01-M

Spruce Oil Corp.; Proposed Remedial Order

Pursuant to 10 CFR 205.192(c), the Economic Regulatory Administration (ERA) of the Department of Energy hereby gives notice of a Proposed Remedial Order which was issued to Spruce Oil Corporation, P.O. Box 5660, Denver, CO 80217. This Proposed Remedial Order charges Spruce Oil Corporation with pricing violations in the amount of \$1,396,512.82, connected with the production and sale of gasoline and diesel fuel during the period November 1, 1973, through January 31, 1976, in the States of Colorado, Kansas, Montana, Nebraska, Wyoming, South Dakota, Utah, Arizona, Iowa, Missouri, New Mexico, Idaho, and Washington.

A copy of the Proposed Remedial Order, with confidential information deleted, may be obtained from Kenneth E. Merica, District Manager of Enforcement, 1075 South Yukon Street, P.O. Box 26247, Belmar Branch, Lakewood, Colorado 80226; phone (303) 234-3195. Within 15 days of publication of this notice, any aggrieved person may file a Notice of Objection with the Office of Hearings and Appeals, 2000 M Street, N.W., Washington, D.C. 20461, in accordance with 10 CFR 205.193.

Issued in Lakewood, Colo., on the 30th day of September 1981.

Kenneth E. Merica,

District Manager, Rocky Mountain District.

Concurrence by:

Vincent M. Prichard,

Acting Regional Counsel.

[FR Doc. 81-30301 Filed 10-16-81; 8:45 am]

BILLING CODE 6450-85-M

Federal Energy Regulatory Commission

[Docket Nos. RP81-128-002 et al.]

Alabama Tennessee Natural Gas Co., et al.; Filing of Pipeline Refund Reports and Refund Plans

October 8, 1981.

Take notice that the pipelines listed in the Appendix hereto have submitted to the Commission for filing proposed refund reports or refund plans. The date of filing, docket number, and type of filing are also shown on the Appendix.

Any person wishing to do so may submit comments in writing concerning the subject refund reports and plans. All such comments should be filed with or mailed to the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, on or

before October 23, 1981. Copies of the respective filings are on file with the Commission and available for public inspection.

Kenneth F. Plumb,
Secretary.

APPENDIX

Filing date	Company	Docket No.	Type filing
9/8/81	Alabama-Tennessee Natural Gas Company	RP81-128-002	Report.
9/16/81	South Georgia Natural Gas Company	RP77-32-011	Report.
9/21/81	Alabama-Tennessee Natural Gas Company	RP81-128-001	Report.
9/24/81	Cities Service Gas Company	RP81-138-000	Report.
9/24/81	Southern Natural Gas Company	RP81-105-003	Report.
9/24/81	Texas Gas Transmission Corporation	RP65-34	Petition and plan.
9/25/81	Florida Gas Transmission Company	RP79-64-002	Plan.

[FR Doc. 81-30110 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Docket No. ER82-9-000]

Carolina Power & Light Co.; Filing

October 8, 1981.

The filing company submits the following:

Take notice that on October 7, 1981, Carolina Power & Light Company (CP&L) filed with the Commission pursuant to § 35.12 of the Commission's Regulations a Power Coordination Agreement with North Carolina Municipal Power Agency Number 3 (Power Agency). Under the terms of the Agreement, CP&L will interconnect its generation and transmission system with certain generating units in which Power Agency is purchasing interests and transmit electric power and energy to the participants in Power Agency. The Power Coordination Agreement is on file with the Commission and is available for public inspection.

CP&L states that the Power Coordination Agreement is one of three agreements between it and Power Agency which are concerned with the sale by CP&L to Power Agency of undivided ownership interests in nine generating units in existence or under construction. The other two agreements are a Purchase, Construction and Ownership Agreement and an Operating and Fuel Agreement.

In addition to the interconnection of facilities and the transmission by CP&L of electric power and energy to the participants of Power Agency, the Power Coordination Agreement provides for the following:

(1) Determination of amount of power and energy to be supplied from the jointly owned facilities to participants of Power Agency.

(2) Determination of amount of power and energy sold from the jointly owned facilities.

(3) Determination of amount of supplemental capacity and energy to be purchased by Power Agency from CP&L to meet the power requirements of participants of Power Agency.

(4) Determination of reserves purchased by Power Agency, deficiency energy and unused supplemental energy when needed by Power Agency to supply its electric needs during hours in which some or all of the jointly owned facilities are not running.

(5) Sales by Power Agency of surplus energy.

(6) Transmission services and deliveries.

(7) The provision to Power Agency by CP&L of interim capacity as a substitute for capacity from a Mayo or Harris unit which is postponed by CP&L beyond certain agreed upon dates when postponement is shown by Power Agency to have increased its cost.

(8) Metering.

(9) Billing and payments.

(10) Default and resolution of disputes.

(11) Liability.

(12) Formulas to compute rates and charges of CP&L and Power Agency for all services.

CP&L further states that it expects to initiate service to Power Agency under the Power Coordination Agreement on or after a date in December, 1981 not as yet fixed on which the first closing on Power Agency's purchase of ownership interests will occur. CP&L requests that the Power Coordination Agreement be accepted for filing by November 2, 1981 to become effective on the date of initiation of service.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 22, 1981. 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.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30111 Filed 10-16-81; 8:45 am]

BILLING CODE 8717-02-M

[Docket No. ER81-785-000]

Commonwealth Edison Co.; Filing

October 9, 1981.

The filing Company submits the following:

Take notice that Commonwealth Edison Company (CE) on September 28, 1981, tendered for filing Amendment No. 14 to the Interconnection Agreement Dated as of March 1, 1964 between CE and Illinois Power Company.

CE states that Amendment No. 14 provides primarily for an increase in the Short Term demand charges for interconnection transactions between the Companies in accordance with Service Schedule C.

CE further states that the Companies propose to make the Amendment effective 60 days after filing unless otherwise directed by the Commission.

Copies of the filing were served upon Illinois Power Company and the Illinois Commerce Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR, 1.8, 1.10). All such petitions or protests should be filed on or before October 30, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file

with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30112 Filed 10-16-81; 8:45 am]

BILLING CODE 8717-02-M

[Docket No. RP81-141-000]

El Paso Natural Gas Co.; Petition For Declaratory Order

October 8, 1981.

Take notice that on September 22, 1981, El Paso Natural Gas Company (El Paso) filed a petition for declaratory order pursuant to Section 1.7(c) of the Commission's Rules of Practice and Procedure. El Paso requests that the Commission determine El Paso's filing obligations under the 36-month mandatory filing rule of 154.38(d)(4)(vi) of the Commission's Regulations under the Natural Gas Act. That rule requires a jurisdictional natural gas pipeline company having an effective Purchased Gas Adjustment clause in its tariff to restate its Base Tariff Rates at least once every 36 months. El Paso requests that the Commission issue an order declaring that the 36-month period specified by 154.38(d)(4)(vi) of the Regulations does not expire for El Paso until January 1, 1983.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory 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 October 23, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30113 Filed 10-16-81; 8:45 am]

BILLING CODE: 8717-02-M

[Docket No. ER81-792-000]

Idaho Power Co.; filing

October 9, 1981.

The filing Company submits the following:

Take notice that on September 30, 1981, the Idaho Power Company tendered for filing in compliance with

the Federal Energy Regulatory Commission's Order of October 7, 1978, a summary of sales made under the Company's 1st Revised FERC Electric Tariff, Volume No. 1 (Supersedes Original Volume No. 1) during August, 1981, along with cost justification for the rate charged.

Any person desiring to be heard or to protest said filing should file a petition to intervene with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 30, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30114 Filed 10-16-81; 8:45 am]

BILLING CODE 8717-02-M

[Docket No. ES82-2-000]

Montana-Dakota Utilities Co.; Application

October 8, 1981.

Take notice that on October 5, 1981, Montana-Dakota Utilities Co. (Applicant) filed an application with the Federal Energy Regulatory Commission, pursuant to Section 204 of the Federal Power Act, seeking an order for an exemption from competitive bidding and for authority to finance the construction of the Applicant's 20% undivided interest in certain pollution control facilities at the Big Stone Station, in Grant County, South Dakota, through a financing agreement with Grant County, South Dakota, which provides for the issuance of up to \$3,000,000 principal amount of pollution control revenue bonds by the County. The Bonds will bear interest at a rate to be determined.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 21, 1981, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be

taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30115 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Docket No. ER81-781-000]

Otter Tail Power Co.; Filing

October 9, 1981.

The filing Company submits the following:

Take notice that on September 25, 1981, Otter Tail Power Company (Otter Tail) tendered for filing Supplement No. 4, dated December 22, 1978, to the 230 kv Interconnection Agreement between Otter Tail and Minnkota Power Cooperative, Inc. (Minnkota). Otter Tail states that this supplement if filed as a supplement to Rate Schedule FPC No. 151.

Otter Tail requests that Supplement No. 4 be permitted to become effective 30 days after the filing date.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 30, 1981. Protests will be considered in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30116 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Docket No. ES82-3-000]

Pacific Power & Light Co.; Application

October 8, 1981.

Take notice that on October 5, 1981, Pacific Power and Light Company (Applicant), filed an application with the Federal Energy Regulatory Commission, pursuant to Section 204 of the Federal

Power Act, seeking authority to issue unsecured promissory notes in an aggregate principal amount not to exceed \$150,000,000 at any one time outstanding, pursuant to a Revolving Credit and Optional Term Loan Agreement with certain commercial banks to mature 90 days after issuance of each note or on October 14, 1983, whichever is earlier.

Any person desiring to be heard or to make any protest with reference to said application should, on or before October 23, 1981, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30117 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Docket No. ER82-1-000]

Public Service Co. of New Mexico; Filing

October 9, 1981.

The filing Company submits the following:

Take notice that Public Service Company of New Mexico (PNM), on October 1, 1981, tendered for filing proposed changes in rates to five wholesale customers, namely, Department of Energy—Los Alamos (DOE), the City of Farmington, New Mexico (Farmington), Plains Electric Generation and Transmission Cooperative, Inc. (Plains), Texas-New Mexico Power Company (TNP), and to the City of Gallup, New Mexico (Gallup). PNM states that the proposed changes would increase revenues from the sales and services to wholesale customers other than Gallup by \$10.3 million and would increase revenues from the sales and services to PNM's wholesale customer Gallup by \$1.0 million.

The Company estimates its overall rate of return under presently effective rates during Period II would be 10.695 percent for wholesale customers other

than Gallup, and 10.885 percent for the currently filed, but not yet effective rates for Gallup. This rate of return is not adequate to enable the Company to generate funds sufficient to meet its current construction program that is required to provide for substantial growth.

PNM requests waiver of the Commission's notice requirements to allow for an effective date of December 1, 1981.

Copies of the filing were served upon the public utility's jurisdictional customers being served under these rate schedules and the New Mexico Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 30, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30118 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Docket No. ER81-793-000]

Puget Sound Power & Light Co.; Filing

October 9, 1981.

The filing Company submits the following:

Take notice that on September 30, 1981, Puget Sound Power & Light Company (Puget), tendered for filing, an Agreement between Puget and the Southern California Edison Company (SCE).

SCE states that the Agreement provided for Puget's sale to SCE of firm thermal energy during the period of March 1, 1981 to April 20, 1981. Pursuant to the Agreement Puget sold to SCE 31,831,000 kilowatthours of firm thermal energy at a purchase price of 24.5 mills/kwh.

Puget requests waiver of the Commission's notice requirements in order to allow for an effective date of March 1, 1981.

Puget states that a copy of the filing was served upon the Southern California Edison Corporation.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.W., 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 October 30, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30119 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Docket No. ER81-121-000]

Virginia Electric & Power Co.; Filing of Refund Compliance Report

October 9, 1981.

The filing company submits the following:

Take notice that on September 30, 1981, Virginia Electric and Power Company filed a refund compliance report pursuant to the Commission's order issued July 20, 1981, as amended by the Commission's order issued August 26, 1981 in Docket No. ER81-121-000.

Any person desiring to be heard or to protest this filing should file comments with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 on or before October 30, 1981. Comments will be considered by the Commission in determining the appropriate action to be taken. Copies of this agreement are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30120 Filed 10-16-81; 8:45 am]

BILLING CODE: 6717-02-M

[Project No. 5341-000]

Western Power, Inc.; Application for Preliminary Permit

October 9, 1981.

Take notice that Western Power, Inc. (Applicant) filed on September 8, 1981 an application for preliminary permit

[pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5341 to be known as the Mineral Butte Water Project located on Silver Creek near Index in Snohomish County, Washington. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Thomas R. Childs, Western Power Inc., 2136 James Street, Bellingham, Washington 98225.

Project Description—The project would consist of: (1) a 5-foot high concrete diversion structure; (2) a 8,700-foot long, 48-inch diameter low pressure pipeline; (3) a steel surge tank; (4) a 700-foot long, 40-inch diameter steel penstock; (5) a powerhouse with total installed capacity of 3,400-kW and (6) a 4,000-foot long, 69-kV transmission line which would connect the powerhouse to a proposed 69-kV transmission line from the Storm Ridge Power Project. The Applicant estimates that the average annual energy production would be 18.17 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 24 months during which time it would conduct technical, environmental and economic analysis; and prepare an FERC license application. No new roads would be needed for conducting these studies. The Applicant estimates that the cost of undertaking these studies would be \$225,000.00.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before December 16, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in §4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but

only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests and petitions to intervene must be received on or before December 16, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30121 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Project No. 5399-000]

Gardiner Water District; Application for Preliminary Permit

October 9, 1981.

Take notice that Gardiner Water District (Applicant) filed on September 23, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 USC 791(a)-825(r)] for Project No. 5399 to be known as the New Mills Project located on the Cobbosseecontee Stream in the City of Gardiner, Kennebec County, Maine. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Mr. Donald Tracy, Superintendent of Gardiner Water District, 246 Water Street, P.O. Box 536, Gardiner, Maine 04345-0536.

Project Description—The proposed project would consist of: (1) an existing 6-foot high, 75-foot long concrete dam with 3-foot high flashboards; (2) Pleasant Pond with negligible storage capacity; (3) an existing powerhouse containing two reconditioned turbine-

generator units with a total rated capacity of 116 kW; (4) a transmission line; and (5) appurtenant facilities. Applicant would connect the existing water wheels in the powerhouse to two new electric generating units. Applicant owns the project site and water rights. The project would produce up to 600,000 kWh annually. Energy produced at the project would be sold to Central Maine Power Company.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on results of these studies, Applicant would decide whether to proceed with more detailed studies and the preparation of an application for license to construct and operate the project. The Applicant has estimated that the cost of studies under the preliminary permit would be \$3,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before December 15, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before December 15, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION",

"PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this Notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,
Secretary.

[FR Doc. 81-30172 Filed 10-16-81; 8:45 am]
BILLING CODE 6717-02-M

[Project No. 5192-000]

Lind & Associates; Application for Preliminary Permit

October 9, 1981.

Take notice that Lind & Associates (Applicant) filed on August 6, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5192 to be known as the Lind & Ballard Hydro Power Project located on Rock Creek in Eldorado County, California. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Anton A. Lind, P.E., Lind & Associates, 8715 Curragh Downs, Fair Oaks, California 95628.

Project Description—The project would consist of: (1) a 15-foot high diversion structure on Rock Creek; (2) a 48-inch diameter, 900-foot long penstock; (3) a powerhouse with a total installed capacity of 500 kW; and (4) a 0.5-mile long transmission line from the powerhouse to an existing Pacific Gas & Electric 12.5-kV transmission line. The Applicant estimates that the average annual energy production would be 1.5 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant seeks issuance of a preliminary permit for a period of 36 months, during which time it would conduct technical, environmental, and economic studies, and prepare an FERC license application. No new roads would

be required to conduct the studies. The Applicant estimates that the cost of undertaking these studies would be \$30,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before December 17, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be obtained by agencies directly from the Applicant.) If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before December 17, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative

of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30123 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Project No. 5345-00]

Beverly J. Steele; Application for Preliminary Permit

October 9, 1981.

Take notice that Beverly J. Steele (Applicant) filed on September 8, 1981, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 5345 to be known as the Lovelett Power Project located on South Fork Bear Creek in Shasta County, California. The application is on file with the Commission and is available for public inspection. Correspondence with the Applicant should be directed to: Beverly J. Steele, Rt. 2, Box 208, Shingletown, California 96088.

Project Description—The proposed project would consist of: (1) a 30-foot long, 5-foot high diversion structure on South Fork Bear Creek; (2) a 2,100-foot long, 24-inch diameter diversion conduit; (3) a 4,200-foot long, 18-inch diameter penstock; (4) a powerhouse with a total rated capacity of 450 kW; and (5) a 5-mile long, 12-kV transmission line from the powerhouse to an existing Pacific Gas and Electric Company transmission line. The Applicant estimates that the average annual energy production would be 3.8 million kWh.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The Applicant seeks issuance of a preliminary permit for a period of 24 months during which it would conduct technical, environmental and economic studies, and also prepare an FERC license application. The Applicant estimates that the cost of undertaking these studies would be \$45,000.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before December 16, 1981, either the competing application itself [See 18 CFR 4.33 (a) and (d) (1980)] or a notice of intent [See 18 CFR 4.33 (b) and (c) (1980)] to file a competing application. Submission of a timely notice of intent allows an interested person to file an acceptable competing application no later than the time specified in § 4.33(c).

Agency Comments—Federal, State, and local agencies are invited to submit comments on the described application. (A copy of the application may be

obtained by agencies directly from the Applicant). If an agency does not file comments within the time set below, it will be presumed to have no comments.

Comments, Protests, or Petitions To Intervene—Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 1.8 or 1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petition to intervene must be received on or before December 16, 1981.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 RB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30124 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

[Docket No. ER82-2-000]

Utah Power & Light Co.; Filing

October 9, 1981.

The filing Company submits the following:

Take notice that on October 2, 1981, Utah Power & Light Company [Utah], tendered for filing, a Residential Purchase and Sale Agreement (Agreement) between Utah and The Bonneville Power Administration (BPA).

The Agreement was entered into pursuant to the Pacific Northwest Electric Power Planning and Conservation Act, P.L. 96-501. The

Agreement provides for the exchange of electric power between Utah and BPA for the benefit of Utah's residential and farm customers in the State of Idaho.

Utah requests waiver of the Commission's notice requirements to allow for an effective date of October 1, 1981.

Copies of the filing were served upon BPA and the Idaho Public Utilities Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 30, 1981. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 81-30125 Filed 10-16-81; 8:45 am]

BILLING CODE 6717-02-M

ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL 1961-8]

Availability of Environmental Impact Statements

AGENCY: Office of Federal activities (A-104), Environmental Protection Agency.

PURPOSE: This notice lists the Environmental Impact Statements (EIS's) which have been officially filed with the EPA and distributed to Federal agencies and interested groups, organizations and individuals for review pursuant to the Council on Environmental Quality's Regulations (40 CFR 1506.9) during the week of October 5, 1981 to October 9, 1981.

REVIEW PERIODS: The 45-day review period for draft EIS's listed in this notice is calculated from October 16, 1981 and will end on November 30, 1981. The 30-day review period for final EIS's as calculated from October 16, 1981 will end on November 16, 1981.

EIS AVAILABILITY: To obtain a copy of an EIS listed in this notice you should contact the Federal agency which prepared the EIS. If a Federal agency does not have the EIS available upon

request you may contact the Office of Federal Activities, EPA, for further information. Copies of EIS's previously filed with EPA or CEQ which are no longer available from the originating agency are available with charge from the following source: Information Resources Press, 1700 North Moore Street, Arlington, Virginia 22209 (703) 558-8270.

FOR FURTHER INFORMATION CONTACT:

Kathi L. Wilson, Office of Federal Activities, Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460 (202) 245-3006.

Dated: October 13, 1981.

Thomas R. Sheckells,

Acting Director, Office of Federal Activities (A-104).

Department of Agriculture

SCS: Draft—Turkey-Clay Creek Watershed Plan, Clay, Hutchinson, Turner and Yankton Counties, South Dakota (EIS ORDER #810827)

Department of the Air Force

Final Supplement—Over-The-Horizon Backscatter Radar System, Penobscot, Washington and Somerset Counties, Maine (EIS ORDER 810844)

Army Corps of Engineers

Draft—Hudson River Channel Maintenance Dredging, New York (EIS ORDER #810829)

Draft—North Branch Chicago River Flood Control Protection, Cook and Lake Counties, Illinois (EIS ORDER #810831)

Final—Ohio River Commercial Sand and Gravel Dredging, Pennsylvania, Ohio, West Virginia and Kentucky (EIS ORDER #810825)

Final—Puerto Rico Aquatic Plant Control, Puerto Rico (EIS ORDER #810845)

Final Supplement—Roseau River Flood Control/404 Evaluation, Roseau and Kittson Counties, Minnesota (EIS ORDER #810820)

Department of Commerce

EDA: Draft—Almonaster-Michoud Industrial District, New Orleans Parish, Louisiana: the review period for this EIS has been extended until December 1, 1981 (EIS ORDER #810837)

Department of Housing and Urban Development

104H: Draft—Woodlawn Water and Sewer Facilities, UDA Grant, Jefferson County, Illinois (EIS ORDER #810828)

Final—Sunblest Subdivision, Mortgage Insurance, Hamilton County, Indiana (EIS ORDER #810832)

Department of the Interior

BIA: Final—Havasupai Indian Reservation Land Use Plan, Coconino County, Arizona (EIS ORDER #810842)

Department of Transportation

FHWA: Draft—US 2 Reconstruction, Hungry Horse to West Glacier, Flathead County, Montana (EIS ORDER #810833)

FHWA: Draft—Mendocino Pass Road/CA Forest Highway 7 Reconstruction, Mendocino County, California (EIS ORDER #810838)

FHWA: Draft—Holt Road Improvement, I-70 to Lafayette Road, Marion County, Indiana (EIS ORDER #810840)

FHWA: Final—Haleiwa Bypass, Weed Junction to Haleiwa Beach Park, Honolulu County, Hawaii (EIS ORDER #810821)

FHWA: Final—Branan Field Road/Chaffee Road Improvements, Duval and Clay Counties, Florida (EIS ORDER #810822)

FHWA: Final—I-77/US 74 Connector, Mecklenburg County, North Carolina (EIS ORDER #810824)

FHWA: Final—Bremerton Ferry Terminal Project, Kitsap County, Washington (EIS ORDER #810826)

FHWA: Final—San Bernardino Freeway Busway Extension, Los Angeles County, California (EIS ORDER #810843)

FHWA: Final Supplement—Fremont Northwest Bypass, US 77 to US 30, Dodge County, Nebraska; the review period for this EIS has been extended until November 20, 1981 (EIS ORDER #810823)

FRA: Draft—Stamford Station Construction, Fairfield County, Connecticut (EIS ORDER #810835)

FRA: Final—Shaw's Cove Bridge and Approaches Replacement, New London County, Connecticut (EIS ORDER #810836)

EPA3: Draft—Chalfont/New Britain Area Wastewater Treatment Facilities, Grant, Bucks County, Pennsylvania (EIS ORDER #810830)

Nuclear Regulatory Commission

Draft—Callaway Plant Unit No. 1, Startup and Operation, License, Callaway County, Missouri (EIS ORDER #810834)

Draft—Licensing Requirements for Land Disposal of Radioactive Waste; the review period for this EIS has been extended until January 14, 1981 (EIS ORDER #810839)

Final—Waterford Steam Electric Station, Unit No. 3, St. Charles Parish, Louisiana (EIS ORDER #810841)

[FR Doc. 81-30040 Filed 10-16-81; 8:45 am]

BILLING CODE 6560-37-M

[PF-241; PH-FRL-1962-5]

Certain Companies; Pesticide, Food, and Feed Additive Petitions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces that certain companies have filed petitions proposing food and feed additive regulations and establishing tolerances for certain pesticide chemicals in or on certain agricultural commodities.

ADDRESS: Written comments to the product manager (PM) cited in each specific petition at the address below: Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

Written comments may be submitted while the petitions are pending before the agency. The comments are to be identified by the document control number "[PF-241]" and the specific petition number. All written comments filed in response to this notice will be available for public inspection in the product manager's office from 8:00 a.m. to 4:00 p.m., Monday through Friday, except legal holidays.

FOR INFORMATION CONTACT:

The product manager cited in each petition at the telephone number provided.

SUPPLEMENTARY INFORMATION: EPA gives notice that the following food and feed additive and pesticide petitions have been submitted to the agency requesting establishment of food and feed additive regulations and tolerances for certain pesticide chemicals in or on certain raw agricultural commodities in accordance with the Federal Food, Drug, and Cosmetic Act. The analytical method for determining residues, where required, is given in each petition.

PP 1F2553. BFC Chemical, Inc., 4311 Lancaster Pike, Wilmington, DE 19805. Proposes amending 40 CFR 180 by establishing tolerances for residues of the insecticide bendiocarb (2,2-dimethyl-1,3-benzodioxol-4-ol methyl carbamate) in or on the raw agricultural commodities corn fodder, corn forage, and corn grain at 0.05 part per million (ppm). The proposed analytical method for determining residues is gas chromatography with an electron

detector. (PM-12, Jay Ellenberger, 703-557-7287).

PP 1F2561. Mobay Chemical Corporation, Agricultural Chemicals Division, Hawthorn Rd., Kansas City, MO 64120. Proposes amending 40 CFR 180.374 by increasing the established tolerance for the combined residues of the insecticide *O*-ethyl *O*-[4-(methylthio)phenyl] *S*-propyl phosphorothioate and its cholinesterase-inhibiting metabolites in or on the raw agricultural commodity cottonseed from 0.5 ppm to 3.0 ppm. The proposed analytical method for determining residues is gas chromatography with a GLC phosphorus mode detector. (PM-12, Jay Ellenberger, 703-557-7287).

FAP 1H5318. Mobay Chemical Corp. Proposes amending 21 CFR 193.212 by increasing the established tolerance permitting residues of the insecticide *O*-ethyl *O*-[4-(methylthio)phenyl] *S*-propyl phosphorothioate and its cholinesterase-inhibiting metabolites in or on the commodity cottonseed oil from 1 ppm to 3.5 ppm. (PM-12, Jay Ellenberger, 703-557-7287).

FAP 1H5318. Mobay Chemical Corp. Proposes amending 21 CFR 561.233 by increasing the established tolerance permitting residues of the insecticide *O*-ethyl *O*-[4-(methylthio)phenyl] *S*-propyl phosphorothioate and its cholinesterase-inhibiting metabolites in or on the commodity cottonseed hulls from 1 ppm to 4.5 ppm. (PM-12, Jay Ellenberger, 703-557-7287).

PP 1F2562. FMC Corporation, 2000 Market St., Philadelphia, PA 19103. Proposes amending 40 CFR 180.398 by establishing tolerances for residues of the insecticide permethrin [(3-phenoxyphenyl)methyl-3-(2,2-dichloroethyl)-2-(2-dimethylcyclopropanecarboxylate)] in or on the raw agricultural commodities apples at 2.0 ppm and cabbage at 6.0 ppm. The proposed analytical method for determining residues is electro-capture (⁶³Ni) gas chromatography. (PM-17, Franklin Gee, 703-557-2690).

FAP 1H5319. FMC Corp. Proposes amending 21 CFR 193 by establishing a regulation permitting residues of the insecticide permethrin [(3-phenoxyphenyl)methyl-3-(2,2-dichloroethyl)-2-(2-dimethylcyclopropanecarboxylate)] in or on the agricultural commodity apple pomace at 17.0 ppm. (PM-17, Franklin Gee, 703-557-2690).

PP 1F2564. ICI Americas Inc., Concord Pike, New Murphy Rd., Wilmington, DE 19897. Proposes amending 40 CFR 180.378 by establishing tolerances for residues of the insecticide permethrin

[(3-phenoxyphenyl)methyl-3-(2,2-dichloroethyl)-2-(2-dimethylcyclopropanecarboxylate)] in or on the raw agricultural commodities meat byproducts (hogs) at 2.0 ppm, hog fat at 0.5 ppm, and milk (reflecting 0.5 ppm in whole milk) at 0.5 ppm. The proposed analytical method for determining residues is electron capture (⁶³Ni) gas chromatography. (PM-17, Franklin Gee, 703-557-2690).

FAP 1H5282. Mobay Chemical Corp. Agricultural Chemical Division, P.O. Box 4913, Kansas City, MO 64120. Proposes amending 21 CFR 193 by establishing a regulation permitting the combined residues of the fungicide [1-(4-chlorophenoxy)-3,3-dimethyl-1-(1*H*,2,4-triazol-1-yl)-2-butanone] and its metabolite, beta-(4-chlorophenoxy)-alpha-(1,1-dimethylethyl)-1*H*-1,2,4-triazol-1-ethanol in or on the food commodity grape juice at 2.0 ppm. (PM-21, Henry Jacoby, 703-557-1900.)

FAP 1H5282. Mobay Chemical Corp. Proposes amending 21 CFR 561 by establishing a regulation permitting the combined residues of the fungicide [1-(4-chlorophenoxy)-3,3-dimethyl-1-(1*H*-1,2,4-triazol-1-yl)-2-butanone] and its metabolite, beta-(4-chlorophenoxy)-alpha-(1,1-dimethylethyl)-1*H*-1,2,4-triazol-1-ethanol in or on the animal feed commodities apple pomace at 4.0 ppm, grape pomace at 3.0 ppm, and raisin trash at 7.0 ppm. (PM-21, Henry Jacoby, 703-557-1900.)

PP 1E2563. Ciba-Geigy Corporation, Agricultural Division, P.O. Box 11422, Greensboro, NC 27409. Proposes amending 40 CFR 180.368 by establishing tolerances for the combined residues of the herbicide metolachlor [2-chloro-*N*-(2-ethyl-6-methylphenyl)-*N*-(2-methoxy-1-methylethyl)acetamide] and its metabolites determined as 2-[(ethyl-6-methylphenyl)-amino]-1-propanol and 4-(2-ethyl-6-methylphenyl)-2-hydroxy-5-methyl-3-morpholinone, each expressed as the parent compound in or on the raw agricultural commodities rotational grain, crop forage, and fodder at 0.5 ppm. The proposed analytical method for determining residues is gas chromatography. (PM-23, Richard Mountfort, 703-557-1830.)

(Sec. 408(d)(1), 68 Stat. 512 (7 U.S.C. 136); 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348))

Douglas D. Camp, Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 81-30137 Filed 10-16-81; 8:45 am]

BILLING CODE 6560-32-M

[PP 1G2502/T332; PH-FRL-1962-7]

Dicamba: Establishment of Temporary Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has established a temporary tolerance for residues of the herbicide dicamba and its metabolite in or on the raw agricultural commodity cottonseed at 2.5 parts per million (ppm).

DATE: This temporary tolerance expires August 21, 1982.

FOR FURTHER INFORMATION CONTACT:

Robert Taylor, Product Manager (PM) 25, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 245, CM #2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-1800).

SUPPLEMENTARY INFORMATION: Velsicol Chemical Corp., 341 East Ohio Street, Chicago, IL 60611, has requested the establishment of a temporary tolerance for residues of the herbicide dicamba (3,6-dichloro-0-anisic acid) and its metabolite 3,6-dichloro-5-hydroxy-0-anisic acid in or on cottonseed at 2.5 ppm.

This temporary tolerance will permit the continued marketing of the above raw agricultural commodity when treated in accordance with the provisions of experimental use permit 876-EUP-39 which is being issued under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended, (92 Stat. 819; 7 U.S.C. 136).

The scientific data reported and all other relevant material were evaluated, and it was determined that establishment of the temporary tolerance will protect the public health. Therefore, the temporary tolerance has been established on the condition that the pesticide be used in accordance with the experimental use permit and with the following provisions:

1. The total amount of the pesticide to be used must not exceed the quantity authorized by the experimental use permit.

2. Velsicol Chemical Corp. must immediately notify the EPA of any findings from the experimental use that have a bearing on safety. The company must also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or the Food and Drug Administration.

This tolerance expires August 21, 1982. Residues not in excess of 2.5 ppm remaining in or on cottonseed after this expiration date will not be considered actionable if the pesticide is legally applied during the term of, an in accordance with, the provisions of the experimental use permit and temporary tolerance. This tolerance may be revoked if the experimental use permit is revoked or if any experience or scientific data with this pesticide indicate that such revocation is necessary to protect the public health.

As required by Executive Order 12291, EPA has determined that this temporary tolerance is not a "Major" rule and therefore does not require a Regulatory Impact Analysis. In addition, the Office of Management and Budget (OMB) has exempted this temporary tolerance from the OMB review requirements of Executive Order 12291, pursuant to section 8(b) of that Order.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-534, 94 Stat. 1164, 5 U.S.C. 610-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the Federal Register of May 4, 1981 (46 FR 24950).

(Sec. 408(j), 68 Stat. 516, (21 U.S.C. 346a(j)))

Dated: October 13, 1981.

Douglas D. Campt,

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 81-30135 Filed 10-16-81; 8:45 am]

BILLING CODE 6560-32-M

[PP 1G2519/T331; PH-FRL-1962-6]

Plant Growth Regulator; Establishment of Temporary Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has established a temporary tolerance for residues of the plant growth regulator (methyl-2-chloro-9-hydroxyfluorene-9-carboxylate, methyl-9-hydroxyfluorene-9-carboxylate, methyl-2,7-dichloro-9-hydroxyfluorene-9-carboxylate) in or on the raw agricultural commodity cottonseed at 0.05 part per million (ppm).

DATE: This temporary tolerance expires August 21, 1982.

FOR FURTHER INFORMATION CONTACT:

Robert Taylor, Product Manager (PM) 25, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 245, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-1800).

SUPPLEMENTARY INFORMATION: EM Industries, Inc., Plant Protection Div., 5 Skyline Drive, Hawthorne, NY 10532, has requested the establishment of a temporary tolerance for residues of the plant growth regulator (methyl-2-chloro-9-hydroxyfluorene-9-carboxylate, methyl-9-hydroxyfluorene-9-carboxylate) in or on cottonseed at 0.05 ppm.

This temporary tolerance will permit the continued marketing of the above raw agricultural commodity when treated in accordance with the provisions of experimental use permit 876-EUP-39 which is being issued under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended, (92 Stat. 819; 7 U.S.C. 136).

The scientific data reported and all other relevant material were evaluated, and it was determined that establishment of the temporary tolerance will protect the public health. Therefore, the temporary tolerance has been established on the condition that the plant growth regulator be used in accordance with the experimental use permit and with the following provisions:

1. The total amount of the plant growth regulator to be used must not exceed the quantity authorized by the experimental use permit.
2. EM Industries must immediately notify the EPA of any findings from the experimental use that have a bearing on safety. The company must also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or the Food and Drug Administration.

This tolerance expires August 21, 1982. Residues not in excess of 0.05 ppm remaining in or on cottonseed after this expiration date will not be considered actionable if the plant growth regulator is legally applied during the term of, and in accordance with, the provisions of the experimental use permit and temporary tolerance. This tolerance may be revoked if the experimental use permit is revoked or if any experience or scientific data with this plant growth regulator indicate that such revocation is necessary to protect the public health.

As required by Executive Order 12291, EPA has determined that this temporary tolerance is not a "Major" rule and therefore does not require a Regulatory

Impact Analysis. In addition, the Office of Management and Budget (OMB) has exempted this temporary tolerance from the OMB review requirements of Executive Order 12291, pursuant to section 8(b) of that Order.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-534, 94 Stat. 1164, 5 U.S.C. 610-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the Federal Register of May 4, 1981 (46 FR 24950).

(Sec. 408(j), 68 Stat. 516, (21 U.S.C. 346a(j)))

Dated: October 13, 1981.

Douglas D. Campt,

Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 81-30136 Filed 10-16-81; 8:45 am]

BILLING CODE 6560-32-M

[OPP-00150; PH-FRL-1962-4]

State FIFRA Issues Research and Evaluation Group (SFIREG) Working Committee on Registration and Classification; Open Meeting

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: There will be a three-day meeting of the Working Committee on Registration and Classification of the State FIFRA Issues Research and Evaluation Group (SFIREG) to discuss various aspects of pesticides. The meeting will be open to the public.

DATE: Tuesday, Wednesday, and Thursday, November 3-5, 1981, beginning at 8:30 a.m. each day.

ADDRESS: The meeting will be held at: Holiday Inn, 617 Broadway, Little Rock, AR 72201, (501-376-2071).

FOR FURTHER INFORMATION CONTACT: Philip H. Gray, Jr., Office of Pesticide Programs (TS-766C), Environmental Protection Agency, Rm. 915, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-0825).

SUPPLEMENTARY INFORMATION: The meeting of the Working Committee on Registration and Classification will be concerned with the following topics:

1. Revised section 3 regulations.
2. Review of tolerance setting procedures, including crop grouping.
3. Abuse of section 24(c) registration procedures.

4. Deregulation of certain classes of pesticides, e.g., pheromones,
5. Other topics as appropriate.

Dated: October 8, 1981.

Edwin L. Johnson,
Director, Office of Pesticide Programs.

[FR Doc. 81-30138 Filed 10-16-81; 8:45 am]
BILLING CODE 6560-32-M

[PP 9G2226/T324; PH-FRL-1962-8]

(Z)-9-Tetradecenal and (Z)-11-Hexadecenal; Establishment of an Exemption From Requirement of a Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has established an exemption from the requirement of a tolerance for residues of the pheromones (Z)-9-tetradecenal and (Z)-11-Hexadecenal in or on the raw agricultural commodity cotton.

DATE: This temporary exemption from the requirement of a tolerance expires July 10, 1982.

FOR FURTHER INFORMATION CONTACT: Franklin D. R. Gee, Product Manager (PM) 17, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 207, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-2690).

SUPPLEMENTARY INFORMATION: Albany International Co., Controlled Release Div., 110 A Street, Needham Heights, MA 02194 has requested the establishment of an exemption from the requirement of a tolerance for residues of the pheromones (Z)-9-tetradecenal and (Z)-11-Hexadecenal in or on cotton.

This exemption from the requirement of a tolerance will permit the continued marketing of the above raw agricultural commodity when treated in accordance with the provisions of experimental use permit 36638-EUP-3 which is being issued under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended, (92 Stat. 819; 7 U.S.C. 136).

The scientific data reported and all other relevant material were evaluated, and it was determined that the exemption from the requirement of a tolerance will protect the public health. Therefore, the temporary exemption from the requirement of a tolerance has been established on the condition that the pheromones be used in accordance with the experimental use permit and with the following provisions:

1. The total amount of the pheromones to be used must not exceed the quantity authorized by the experimental use permit.

2. Albany International must immediately notify the EPA of any findings from the experimental use that have a bearing on safety. The company must also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or the Food and Drug Administration.

This temporary exemption from the requirement of a tolerance expires July 10, 1982. Residues remaining in or on the raw agricultural commodity after this expiration date will not be considered actionable if the pheromones are legally applied during the term of, and in accordance with, the provisions of the experimental use permit and temporary exemption from the requirement of a tolerance. This temporary exemption from the requirement of a tolerance may be revoked if the experimental use permit is revoked or if any experience or scientific data with these pheromones indicate that such revocation is necessary to protect the public health.

As required by Executive Order 12291, EPA has determined that this temporary exemption from the requirement of a tolerance is not a "Major" rule and therefore does not require a Regulatory Impact Analysis. In addition, the Office of Management and Budget (OMB) has exempted this temporary exemption from the requirement of a tolerance from the OMB review requirements of Executive Order 12291 pursuant to section 8(b) of that Order.

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-534, 94 Stat. 1164, 5 U.S.C. 610-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the Federal Register of May 4, 1981 (46 FR 24950).

(Sec. 408(j), 68 Stat. 516, [21 U.S.C. 346a(j)])

Dated: October 13, 1981.

Douglas D. Campt,
Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 81-30134 Filed 10-16-81; 8:45 am]
BILLING CODE 6560-32-M

EXPORT-IMPORT BANK

Privacy Act of 1974; Systems of Records; Annual Publication

The Privacy Act of 1974, 5 U.S.C. 552a(e)(4) requires that each Agency publish in the Federal Register at least annually a notice of the existing Systems of Records it maintains.

The Export-Import Bank of the United States last published the full text of its Systems of Records at 45 FR, pages 59404-59423, September 9, 1980.

The full text of the Export-Import Bank Systems of Records also appears in the Privacy Act Insurance, 1980, Compilation, Volume IV, page 222 through 234. The Rules appear on page 235 and 236 of Volume IV, 1980.

Notices for nine systems previously published in the Federal Register have been withdrawn because they are covered under the Office of Personnel Management's Government-wide system OPM/Gov't 1 or OPM/Gov't 5.

The following minor changes have been made to our Systems of Records:

EIB-7 (new number EIB-6) the work OPM has been changed to EEOC.

EIB-11 (new number EIB-10) retention and disposal has been changed to "as changes occur".

EIB-29 (new number EIB-25) system name has been changed to "Computerized Payroll/Personnel System". Categories of individuals covered by the system has been changed to read "extensive payroll and personnel information of all employees for the time periods the records are kept". Under routine uses the following should be added "access is limited to authorized recipients of computer generated reports and computer personnel". Storage has been changed to "magnetic media" and retrievability is "by any element maintained on the file".

In order for the records to be in sequence, all Systems of Record have been renumbered.

Adrian B. Wainwright,
Vice President—Administration,
October 7, 1981.

EIB-1

SYSTEM NAME:

EIB biographical sketches on Eximbank employees.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W.,
Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Officers and professionals of the Eximbank.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, date of birth, place of birth, educational and work experience.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank personnel management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and personnel of the Eximbank for public appearance. By news media in connection with speeches, public appearance, newspapers, etc. By departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Maintained in binder books and file folders.

RETRIEVABILITY:

Alphabetically.

SAFEGUARDS:

Bookcases and desks and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained while employed by the Eximbank or until appointment expires.

SYSTEM MANAGER(S) AND ADDRESS:

Personnel Office, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc.

Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual and miscellaneous personnel forms.

EIB—2**SYSTEM NAME:**

EIB Confidential Statement of Employment and Financial Interest.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All Eximbank past and present employees above a certain grade level unless exempted by the Ethics Committee.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, title of position, date of appointment in present position, office or division, employment and financial interest, creditors, interests in real property and information requested of other persons, signature and date.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Required by Section 402 of Executive Order 11222 dated May 8, 1965.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Reviewed by members of the Ethics Committee regarding conflicts of interest. By officials and employees of the Eximbank in the performance of their official duties and by other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Locked cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained indefinitely.

SYSTEM MANAGER(S) AND ADDRESS:

General Counsel, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contain a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB—3**SYSTEM NAME:**

EIB Driver's License file.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

SF-46, U.S. Government Motor Vehicle Operator's Identification Card for issuance to those present and past employees authorized to drive an official Government car in the performance of their assigned duties.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, card number, date issued, expiration date, signature of operator, sex, date of birth, color of hair, color of eyes, height, weight, birthplace, social security number, signature of issuing official, title, name and location of issuing unit.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

In accordance with FPM 930.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties. By the Department of Motor Vehicles, D.C. Police Department, Justice Department and insurance companies in the performance of their official duties. By other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Numerically.

SAFEGUARDS:

Locked desk drawer and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained indefinitely.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual and the completion of EIB Form 74-2 and SF-47.

EIB-4**SYSTEM NAME:**

EIB Earnings and Tax Statement.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank past and present employees yearly earnings.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, social security number, home address, gross earnings for the year, federal and state tax deductions for the year and marital status.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Internal Revenue Service.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used at the end of the calendar year by the Payroll Unit. By officials and employees of the Eximbank in the performance of their official duties. By representatives of the OPM, Comptroller General, Attorney General, Treasury and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File cabinet.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Locked file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

3 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in

writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual and payroll records.

EIB-5**SYSTEM NAME:**

EIB Employee Records (relocation site).

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Current Eximbank employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Service records cards, retirement deductions, bond balances, annual and sick leave balances.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Vital Records Act.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Records maintained for reference and backup for main records. By officials and employees of the Eximbank in the performance of their official duties. By employees and officials of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Expandable envelope.

RETRIEVABILITY:

Alphabetically within the envelope.

SAFEGUARDS:

Locked safe file at relocations site.

RETENTION AND DISPOSAL:

Records are updated quarterly, and out-of-date records destroyed.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Office of Personnel and Payroll Unit.

EIB—6**SYSTEM NAME:**

EIB Equal Employment Opportunity, discrimination complaint.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank employee filing a discrimination complaint.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name and type of complaint.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Executive Order 10590, Government Employment Policy.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By persons of the Eximbank in the performance of their official duties. By Justice, EEOC, duly authorized representatives of the complainant in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry

from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folders.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Locked file cabinet and a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

2 years after the case has been resolved.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Investigator, individual and employees of the division of office where the complainant was/is employed.

EIB—7**SYSTEM NAME:**

EIB Financial Assistance Request for (under Federal Employee Training Act).

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

EIB employees requesting financial assistance for training and text books.

CATEGORIES OF RECORDS IN THE SYSTEM:

Application for training.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Federal Employees Training Act.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used as official authorization to justify payment for training expenses. By officials and employees of the Eximbank in the performance of their official duties and by GAO and other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Folders.

RETRIEVABILITY:

Alphabetical by period.

SAFEGUARDS:

Locked file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

3 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller and Office Services, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 822 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request"—and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB-8**SYSTEM NAME:**

EIB Financial Organization, Credit to Account (Checking).

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W.,
Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

EIB employees complete when they want their salary check to be sent directly to a financial organization of their choice.

CATEGORIES OR RECORDS IN THE SYSTEM:

Employees application for deposit of salary check to the financial organization (checking) of their choice.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Treasury Department Fiscal Service.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used by the Treasury Controller and his staff and officials and employees of the Eximbank in the performance of the official duties. By representatives of the OPM, Comptroller General, Treasury, financial institutions and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of the individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Filed in folders.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Locked file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Until employee cancels.

SYSTEM MANAGERS(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB-9**SYSTEM NAME:**

EIB Financial Organization, Credit to Account (Savings).

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W.,
Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

EIB employees complete when they want their salary check or a portion to be sent to a savings financial organization of their choice.

CATEGORIES OF RECORDS IN THE SYSTEM:

Employees application for the deposit of salary check or a portion to be sent to a savings financial organization of their choice.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Department of the Treasury, Bureau of Accounts.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used by the Treasurer Controller and his staff and officials and employees of the Eximbank in the performance of their official duties. By representatives of the OPM, Comptroller General, Treasury, financial institutions and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Locked combination safe and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Until employee cancels.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB-10**SYSTEM NAME:**

EIB Garage Space Application.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W.,
Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

EIB employees and other employees in federal agencies within the area holding parking spaces in the building.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, address, license number, telephone number, make and license tag number of car, building location and room number and signature and date.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Maintained as the current list of current and potential garage space holders and alternates. By officials and employees of the Eximbank in the performance of their official duties. By representatives of the GSA and insurance companies in the performance of their official duties and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folders.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

File cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

As changes occur.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual

EIB—11**SYSTEM NAME:**

EIB immunization request.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank past and present employees who travel abroad on official business requiring immunization for such travel.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name and countries to be visited.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties. By State Department, Health, Education and Welfare, and private physicians in the performance of their official duties, and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Chronologically.

SAFEGUARDS:

2 drawer unlocked file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Previous calendar year and present calendar year.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB—12**SYSTEM NAME:**

EIB Passport request file.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank past and present employees required to travel overseas in an official capacity who request an Official Passport.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, title, approximate dates of travel, destination, purpose of travel and date of security clearance.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties. By State Department and embassies in the performance of their official duties and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Chronologically.

SAFEGUARDS:

2 drawer unlocked file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Indefinitely.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individuals should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB—13**SYSTEM NAME:**

EIB Payroll Certification.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All present Eximbank employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Payroll summary.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Treasury Department, Bureau of Accounts.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By the Treasurer Controller and his staff and officials and employees of the Eximbank in the performance of their official duties. By representatives of the OPM, GAO, Justice in the performance of their official duties and by other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Numerical.

SAFEGUARDS:

Combination safe and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained 3 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Time and attendance cards and personnel notification.

EIB—14**SYSTEM NAME:**

EIB Payroll Change Slip, SF-1126.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank present and past personnel.

CATEGORIES OF RECORDS IN THE SYSTEM:

Employee payroll summary showing notification of basic pay change, data on unpaid absence, payroll change data and remarks.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

U.S. Civil Service Commission.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By the Treasurer Controller and his staff and officials and employees of the Eximbank in the performance of their official duties. By representatives of the OPM, GAO, Comptroller General, Attorney General, Treasury and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folders.

RETRIEVABILITY:

By date of changes.

SAFEGUARDS:

Combination safe and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Maintained 2 years and then destroyed by burning.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request"

and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Office of Personnel and payroll records.

EIB—15**SYSTEM NAME:**

EIB Payroll Coding Sheet, magnetic tape.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All Eximbank past and present employees, except day laborers.

CATEGORIES OF RECORDS IN THE SYSTEM:

Master payroll employee record.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties. By GSA, Justice, Treasury, GAO, Comptroller General and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Magnetic tape.

RETRIEVABILITY:

Pay period.

SAFEGUARDS:

Locked fire-proof safe and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

15 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Payroll Unit and related personnel files.

EIB—16**SYSTEM NAME:**

EIB Payroll Information Employee.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All present and past Eximbank employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Employee payroll summary, i.e., name, social security number, marital status, grade and step, annual hourly and overtime rate, etc.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

GAO Policy and Procedures Manual for Guidance of Federal Agencies for controls over automated payroll system.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties. By OPM, GAO, IRS, HUD, Department of Labor and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of

an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Filed in binders.

RETRIEVABILITY:

Numerically.

SAFEGUARDS:

Locked cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained 3 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individuals should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Office of Personnel and individual.

EIB—17**SYSTEM NAME:**

EIB Payroll Listing.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank past and present employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, net pay and check.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Treasury Department.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used as a check list to distribute pay check to employees. By officials and employees of the Eximbank in the performance of their official duties. By Treasury, GAO, Comptroller General, OPM and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

By pay period.

SAFEGUARDS:

File cabinet in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained 2 years and then destroyed.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Time and attendance cards and related personnel forms.

EIB—18**SYSTEM NAME:**

EIB Payroll Master Record.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All new Eximbank employees and changes to old employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Employee payroll summary, i.e., name, social security number, hourly rate, overtime rate, etc.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

GAO Policy and Procedures Manual for Guidance of Federal Agencies Title 6 for controls over automated payroll system.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used to enter new employees and making any changes effecting old employees. By officials and employees of the Eximbank in the performance of their official duties. By Social Security, GAO, Comptroller General, IRS and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Binders.

RETRIEVABILITY:

Office or division.

SAFEGUARDS:

Locked cabinets in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained 3 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Office of Personnel and individual.

EIB—19**SYSTEM NAME:**

EIB Payroll Control Manual.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All new employees and present and past employees making deductions and pay changes.

CATEGORIES OF RECORDS IN THE SYSTEM:

Control covering the biweekly payroll including such information as name, base pay and any deductions such as FICA, retirement, bond, insurance, health, charity, optional insurance and savings.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

GAO Policy and Procedures Manual for Guidance of Federal Agencies for controls over automated payroll system.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties. By OPM, Justice, IRS, Comptroller General and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

According to pay period.

SAFEGUARDS:

Locked cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained 3 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

CONTESTING RECORD PROCEDURES:

Same as above.

RECORD SOURCE CATEGORIES:

Office of Personnel and individual.

EIB—20**SYSTEM NAME:**

EIB Periodic Step Increase File.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All current GS Eximbank employees who are not in the top step of their grade.

CATEGORIES OF RECORDS IN THE SYSTEM:

Contains name, social security number, current GS grade, current step of grade and date of next equivalent increase.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used by Office of Personnel to insure all step increases are given at the correct time. By officials and employees of the Eximbank in the performance of their official duties. By OPM and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Cabinet.

RETRIEVABILITY:

Alphabetical by due dates.

SAFEGUARDS:

Locked cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

As long as employee is employed by the Eximbank.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, Office of Personnel, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Based on information in the official personnel file of each Eximbank employee.

EIB—21**SYSTEM NAME:**

EIB Personnel Listing.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All current Eximbank employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, grade, title, salary and next salary change.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses:

Used for staffing requirements, promotions and by officials and employees in the performance of their official duties. By other agencies and departments in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Loose leaf binders or file folders.

RETRIEVABILITY:

Alphabetically by office.

SAFEGUARDS:

Locked cabinet or desk drawer in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Each time a new listing comes out the previous one is destroyed.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration EDP Center, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to

an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Eximbank Data Processing Center and payroll records.

EIB-22

SYSTEM NAME:

EIB Personnel Security Records.

SECURITY CLASSIFICATION:

Confidential.

SYSTEM LOCATION:

811 Vermont Avenue, N.W.,
Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank employees, applicants, and consultants.

CATEGORIES OF RECORDS IN THE SYSTEM:

Personnel investigations of current and former employees including actual investigations, summary investigations from other Federal agencies, security forms and correspondence relating to security.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Executive Order 10450.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Personnel security records are maintained in order to determine the level of clearance Eximbank employees permitted regarding access to classified materials and meetings in accordance with Executive Order 10450. By officials and employees of the Eximbank in the performance of their official duties. By OPM, FBI and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Combination security locked file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Investigative files destroyed:

1. If applicant declines employment; 2. upon employee's departure; 3. upon consultant's completion of services.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Investigations received from Federal investigative agencies and correspondence generated by other departments and agencies containing information from employers, references, schools, neighbors, police, credit agencies and other Federal investigative agencies.

EIB-23

SYSTEM NAME:

EIB Personnel Roster.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W.,
Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All present and past Eximbank employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Alphabetical listing of employees by name, home address and telephone number.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used by officials and employees of the Eximbank in the performance of their official duties. By officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Locked cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Each calendar year.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, Office of Personnel, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individuals should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system

should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Employee official personnel file and individual.

EIB-24

SYSTEM NAME:

EIB Personnel Security Correspondence.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Present Eximbank employees, applicants and terminated or transferred employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Letters of transmittal to OPM requesting a NAC or full field and memorandum to office and/or division heads regarding clearance. Letters of transmittal returning file to OPM or other investigative agencies.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File folder.

RETRIEVABILITY:

Chronologically.

SAFEGUARDS:

Combination locked security cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

2 years, destroyed by burning.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual and various personnel forms.

EIB—25

SYSTEM NAME:

EIB Computerized Payroll/Personnel System.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Extensive payroll and personnel information of all employees for the time periods the records are kept.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, grade and division of all employees at the time period the records were kept.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Periodic requests from OMB, Congress, GAO, etc., for justifying additional personnel needs and productivity studies of the Bank.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

By officials and employees of the Eximbank in the performance of their official duties. By OMB, GAO, and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

Access is limited to authorized recipients of computer generated reports and computer personnel.

STORAGE:

Magnetic Media.

RETRIEVABILITY:

By any element maintained on the file.

SAFEGUARDS:

The cabinets in area accessed to authorized personnel and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Maintained for historical data.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration EPD Center, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Various payroll records.

EIB—26

SYSTEM NAME:

EIB Retirement Record Cards.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Record maintained on every Eximbank employee paid by the computer system.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, date of birth, social security number and pay rates during employment by the Eximbank. Primary record is cumulative retirement deductions.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

OPM requirement of all Federal agencies.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses:

Updated for each salary change and yearly total of retirement deductions: Original sent to OPM when employees leave Eximbank. By officials and employees of the Eximbank in the performance of their official duties and by OPM and other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Steel file cabinet.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

Steel file cabinet with combination lock and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained until the employee leaves the Eximbank either by transfer to another agency, retirement or resignation.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, Payroll Unit, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individuals should be able to provide

some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

SF-50 and payroll computer printout.

EIB—27**SYSTEM NAME:**

EIB Savings Bond Authorization.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Employees of Eximbank who have signed up to purchase bonds.

CATEGORIES OF RECORDS IN THE SYSTEM:

Application for the purchase of savings bonds.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Treasury Dept., Bureau of Accounts.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

For ordering bonds, changing inscription, allotment and beneficiary. Used by officials and employees of the Eximbank in the performance of their official duties. By Treasury, IRS, OPM, GAO, Controller General and other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

File cabinet.

RETRIEVABILITY:

According to bond subscriber number.

SAFEGUARDS:

2 drawer horizontal file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Maintained 1 year after termination.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, Payroll Unit, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Employee complete SF-1192.

EIB—28**SYSTEM NAME:**

EIB Savings Bond File.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank present and past employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Employee name, amount of bond and bond serial number.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used as a check list to distribute bonds to employees. By officials and employees of the Eximbank in the performance of their official duties. By IRS, Treasury, GAO, Comptroller General and other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry

from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.

STORAGE:

File folder.

RETRIEVABILITY:

By pay period.

SAFEGUARDS:

File cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

3 years and destroyed.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, Cash Control Unit, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Payroll Unit.

EIB—29

SYSTEM NAME:

EIB Tax Exemption Certificate.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Maintained on each present and past employee of the Eximbank.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, address, social security number and the number of withholding exemptions an employee claims on his/her taxes.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

IRS regulations.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used when a new employee enters employment or when a present employee wishes to make a change. By officials and employees of the Eximbank in the performance of their official duties. By OPM, Treasury, IRS, GAO, state governments and by other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.

STORAGE:

File cabinet.

RETRIEVABILITY:

Alphabetically.

SAFEGUARDS:

Single drawer file and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

1 year after employee transfers, retires or resigns.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, Payroll Unit, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB—30

SYSTEM NAME:

EIB Time and Attendance Card.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All Eximbank present and past employees.

CATEGORIES OF RECORDS IN THE SYSTEM:

Number of hours worked, i.e., regular, overtime, compensatory time, holiday, night differential, leave taken, annual, sick, compensatory time, LWOP and other.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

GAO Policy and Procedures Manual for Guidance of Federal Agencies, Title 6.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used to determine payment to all Eximbank employees on duty. By officials and employees of the Eximbank in the performance of their official duties. By OPM, GAO, Treasury, Justice, agent of an employee in connection with a grievance and by other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.

STORAGE:

File folder.

RETRIEVABILITY:

Alphabetical by division.

SAFEGUARDS:

Steel file cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

3 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, Payroll Unit, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Time and attendance files.

EIB—31

SYSTEM NAME:

EIB Travel Advance Application.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Eximbank employee travelling on official business requesting travel advance.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, agency, bureau/division, office, authorization number, date, address to where check should be mailed, signature of applicant, amount applied for, balance due on previous advance, signature of approving officer and date, appropriation number and any remarks.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

General Accounting Office.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Travelers making a request for an advance. By officials and employees of the Eximbank in the performance of their official duties. By GAO, Comptroller General, Attorney General, Treasury and by officials and employees of other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry

from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Cards.

RETRIEVABILITY:

Alphabetical.

SAFEGUARDS:

File box and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

4 years.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, Travel and Administrative Expense Unit, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Private Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB—32

SYSTEM NAME:

EIB Travel Ledger.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

811 Vermont Avenue, N.W., Washington, D.C. 20571.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Persons travelling on official business for the Eximbank.

CATEGORIES OF RECORDS IN THE SYSTEM:

Travelers name, travel order number, place travelling to, voucher number, accruals of expenses, payments broken

into 2 parts (P.D. and carrier), and the balance of accruals for particular trip.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Eximbank management practices.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

To control accounting of travel expenses. By officials and employees of the Eximbank in the performance of their official duties and by GAO, and other departments and agencies in the performance of their official duties.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES, AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM.**STORAGE:**

Ledger.

RETRIEVABILITY:

Period basis.

SAFEGUARDS:

Cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Unit audited.

SYSTEM MANAGER(S) AND ADDRESS:

Treasurer Controller, Travel and Administrative Expense Unit, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Disbursement vouchers and related travel forms.

EIB-33**SYSTEM NAME:**

EIB Visa Request File.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:811 Vermont Avenue, N.W.,
Washington, D.C. 20571.**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

Eximbank employees, past and present, who travel on official business and to countries that require a visa to be applied to their Official Passport.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, title, passport number and approximate dates of travel.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

State Department and regulations of foreign countries.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used by officials and employees of the Eximbank in the performance of their official duties and by State Department, embassies and by other departments and agencies in the performance of their official duties.

Disclosure may be to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**STORAGE:**

File folder.

RETRIEVABILITY:

Chronological.

SAFEGUARDS:

2 drawer unlocked cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Previous calendar year and present calendar year.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individual should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Individual.

EIB-34**SYSTEM NAME:**

EIB Service Cards (SF-7).

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:811 Vermont Avenue, N.W.,
Washington, D.C. 20571.**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

Past and present employees of Eximbank.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name, date of birth, social security number, date of appointment or transfer, organization to which assigned, position title, position number, grade/step/salary, and date of separation.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

OPM.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Used by personnel clerical employees in the processing of official personnel actions.

Disclosure may be made to a Congressional Office from the record of an individual in response to an inquiry from the Congressional Office made at the request of that individual.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**STORAGE:**

Active in Kardex; inactive in boxes.

RETRIEVABILITY:

By organization for current employees, alphabetically for former employees.

SAFEGUARDS:

Locked cabinet and in a building that has a GSA contractor guard.

RETENTION AND DISPOSAL:

Retained indefinitely.

SYSTEM MANAGER(S) AND ADDRESS:

Vice President—Administration, Personnel Office, 811 Vermont Avenue, N.W., Washington, D.C. 20571.

NOTIFICATION PROCEDURE:

Vice President—Administration, 811 Vermont Avenue, N.W., Room 1031, Washington, D.C. 20571.

RECORD ACCESS PROCEDURES:

Same as Notification. A request for information as to whether a Systems of Record contains a record pertaining to an individual and all requests for access to a record from the system shall be in writing with the letter and envelope clearly marked "Privacy Act Request" and stating full name and address of individual. For personal visits the individuals should be able to provide some acceptable identification, i.e., driver's license, identification card, etc. Individuals desiring to contest or amend information maintained in the system should direct their request to the Notification listed above.

RECORD SOURCE CATEGORIES:

Official Personnel Folder.

[FR Doc. 81-30133 Filed 10-16-81; 8:45 am]

BILLING CODE 6590-01-M

FEDERAL COMMUNICATIONS COMMISSION**Common Carrier Bureau Schedules Second Working Session on A.T. & T. Cost Allocation Manual Revisions**

October 9, 1981.

The next informal working session relating to the allocation of costs for interstate services offered by the American Telephone & Telegraph Company will take place in Room 650, 1919 M Street, N.W., at 9:30 a.m. on October 23, 1981.

At the first session August 21, the Bureau offered to interested parties the opportunity to make formal presentations reflective of their views. In response, Satellite Business Systems, MCI, United States Transmission Systems and Southern Pacific Communications have decided to take the opportunity to sponsor a presentation by Walter Hinchman Associates. The presentation will generally concern the "Cost-of-Service Accounting and Pricing Procedures"

proposal prepared by Walter Hinchman Associates for the sponsors and submitted by the sponsors November 15, 1979 in the Uniform System of Accounts proceeding (Docket No. 78-196) and discussed by the parties in the Cost Allocation Manual proceeding (Docket No. 79-245).

At the conclusion of the formal presentation, interested persons will be offered an opportunity to discuss issues raised in the presentation.

At this point in time only one other party, General Telephone and Electronics, has decided to make a presentation to the informal working sessions. This presentation is tentatively scheduled for November 19, 1981. We will be issuing a further notice before this date outlining the topics to be discussed.

For further information, interested persons may contact David Nicoll or Steve Zecola at 202-632-9342.

Federal Communications Commission,
William J. Tricarico,
Secretary.

[FR Doc. 81-30224 Filed 10-19-81; 6:45 am]

BILLING CODE 6712-01-M

[CC Docket No. 81-716; File No 21909-CD-P-(4)-79 etc.]

**Radio Paging Service, et al;
Memorandum Opinion and Order;
Designating Applications for
Consolidated Hearings on Stated
Issues**

Adopted October 5, 1981.

Released October 9, 1981.

By the Common Carrier Bureau:

In re Applications of Radio Paging Service, Inc., For a construction permit for a new two-way facility in the Domestic Public Land Mobile Radio Service (DPLMRS) to operate on frequencies 454.025 MHz, 454.150 MHz, 454.250 MHz and 454.325 MHz at Charlotte, North Carolina, CC Docket No. 81-716, File No. 21909-CD-P-(4)-79; Two-Way Radio of Carolina, Inc., For a construction permit for a new two-way facility in the DPLMRS to operate on frequency 454.250 MHz at Concord, North Carolina, CC Docket No. 81-717, File No. 21613-CD-P-79; For a construction permit for new two-way facility in the DPLMRS to operate on frequency 454.325 MHz at Lincolnton, North Carolina, CC Docket No. 81-718, File No. 21614-CD-P-79; For a construction permit for new two-way facility in the DPLMRS to operate on frequency 454.025 MHz at Gastonia, North Carolina, CC Docket No. 81-719, File No. 21622-CD-P-79; For a construction permit for new two-way

facility in the DPLMRS to operate on frequency 454.150 MHz at Statesville, North Carolina, CC Docket No. 81-720, File No. 21623-CD-P-79; designating applications for consolidated hearing on stated issues, memorandum opinion and order.

1. Presently before the Chief, Mobile Services Division, pursuant to delegated authority are the above-captioned applications of Radio Paging Service, Inc. and Two-Way Radio of Carolina, Inc. These applications are electrically mutually exclusive; therefore, a comparative hearing will be held to determine which applicant would better serve the public interest. We find the applicants to be otherwise qualified.

2. Accordingly, It is ordered, pursuant to section 309 of the Communications Act of 1934, as amended, that the applications of Radio Paging Service, Inc., File No. 21909-CD-P-(4)-79, and Two-Way Radio of Carolina, Inc., File No. 21613-CD-P-79; 21614-CD-P-79; 21622-CD-P-79; 21623-CD-P-79; are designated for hearing in a consolidated proceeding upon the following issues:

(a) To determine on a comparative basis, the nature and extent of service proposed by each applicant, including the rates, charges, maintenance, personnel, practices, classifications, regulations, and facilities pertaining thereto;

(b) To determine on a comparative basis, the areas and populations that each applicant will serve within the prospective interference-free area within 39 dBu contours,¹ based upon the standards set forth in Section 22.504(a) of the Commission's Rules,² and services in said areas; and

(c) To determine, in light of the evidence adduced pursuant to the foregoing issues, what disposition of the referenced application would best serve the public interest, convenience, and necessity.

3. It is further ordered, That the hearing shall be held at a time and place and before and Administrative Law Judge to be specified in a subsequent Order.

4. It is further ordered, That the Chief, Common Carrier Bureau, is made a party to the proceeding.

¹ For the purpose of this proceeding, the interference-free area is defined as the area within the 39 dBu contour as calculated from Section 22.504, in which the ratio of desired-to-undesired signal is equal to or greater than R in FCC Report No. R-6406, equation 8.

² Section 22.504(a) of the Commission's Rules and Regulations describes a field strength contour of 39 decibels above one microvolt per meter as the limits of the reliable service area for base stations engaged in two-way communications service on frequencies in the 450-460 MHz band. Propagation data set forth in § 22.504(b) are the proper bases for establishing the location of service contours F(50,50) for the facilities involved in this proceeding. (The applicants should consult with the Bureau counsel with the goal of reaching joint technical exhibits.)

5. It is further ordered, That the applicants may avail themselves of an opportunity to be heard by filing with the Commission pursuant to § 1.221(c) of the Rules within 20 days of the release date hereof, written notice stating and intention to appear on the date for the hearing and present evidence on the issues specified in this Memorandum Opinion and Order.

6. The Secretary shall cause a copy of this Order to be published in the Federal Register.

Sheldon M. Guttman,
Chief, Mobile Services Division, Common
Carrier Bureau.

[FR Doc. 81-30223 Filed 10-18-81; 6:45 am]

BILLING CODE 6712-01-M

**FEDERAL DEPOSIT INSURANCE
CORPORATION**

**Revised Statement of Policy
Concerning Interest Rate Futures
Contracts, Forward Contracts and
Standby Contracts**

AGENCY: Federal Deposit Insurance
Corporation.

ACTION: Final amendment of policy
statement.

SUMMARY: The Board of Directors of the Federal Deposit Insurance Corporation ("Board of Directors") is amending its policy statement to provide that insured State nonmember banks intending to take positions in interest rate futures contracts specifying delivery of certificates of deposit issued by domestic banks ("bank C/D's") should do so in accordance with requirements of the Board of Directors' existing policy statement governing futures and forward contracts on U.S. government and agency securities.

EFFECTIVE DATE: October 19, 1981.

FOR FURTHER INFORMATION CONTACT: Ms. Sally Y. King, Supervising Financial Analyst, Securities Analysis Unit, or Mr. Paul L. Sachtleben, Projects and Planning Specialist, Management Support Branch, Federal Deposit Insurance Corporation, 550 17th Street, N.W., Washington, D.C. 20429 (202-389-4606 or 202-389-4141).

SUPPLEMENTARY INFORMATION: The three Federal bank regulatory agencies have formally adopted guidelines for banks engaging in futures, forward and standby contracts on U.S. government and agency securities.¹ The Board of Directors adopted its guidelines in the

¹ See 45 FR 18116 (March 20, 1980); 45 FR 18120 (March 20, 1980); Office of the Comptroller of the Currency, Banking Circular 79 (2nd Rev.) (March 19, 1980).

form of a policy statement (the "policy statement"). Concurrent with the Commodities Futures Trading Commission's approval of trading in futures contracts specifying delivery of bank C/D's and the commencement of exchange trading of those contracts in July 1981, the Federal Deposit Insurance Corporation has received inquiries concerning the applicability of its policy statement to those futures contract activities.

The Board of Directors believes that the policies and procedures (including accounting requirements) contained in the policy statement should be followed by insured State nonmember banks which choose to engage in transactions in contracts specifying delivery of bank C/D's.

Accordingly, the policy statement concerning interest rate futures contracts, forward contracts and standby contracts adopted by the Board of Directors on November 13, 1979, and revised March 12, 1980, is amended by adding the words "as well as in the futures contract market to purchase and sell certificates of deposit issued by domestic banks ("bank C/D's")" after the word "securities" in the first sentence of the first paragraph of the revised policy statement. Correspondingly, the words "or a bank C/D" are added after the word "security" in the first sentence of footnote 1.

By order of the Board of Directors, October 13, 1981.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,

Executive Secretary.

[FR Doc. 81-30185 Filed 10-16-81; 8:45 am]

BILLING CODE 6714-01-M

FEDERAL HOME LOAN BANK BOARD

[81-604-A]

Approval of Fee Schedule for Federal Home Loan Bank Demand Deposit Services

October 7, 1981.

AGENCY: Federal Home Loan Bank Board.

ACTION: Approval of fee schedule.

SUMMARY: The Federal Home Loan Bank Board has approved a schedule of fees charged by the Federal Home Loan Banks for demand deposit services offered to member institutions.

FOR FURTHER INFORMATION, PLEASE CONTACT: James R. Silkens, Office of District Banks (202-377-6652), or Michael D. Schley, Office of General Counsel (202-377-6444), Federal Home

Loan Bank Board, 1700 G. Street, N.W., Washington, D.C. 20552.

EFFECTIVE DATE: October 21, 1981.

SUPPLEMENTARY INFORMATION: Section 11(e) of the Federal Home Loan Bank Act (12 U.S.C. 1431(e)) authorizes the Federal Home Loan Banks (1) to accept demand deposits from member institutions, (2) to be drawees of payment instruments, (3) to engage in collection and settlement of payment instruments drawn on or issued by members and eligible institutions, and (4) to engage in such incidental activities as are necessary to the exercise of such authority.

Section 11(e)(2)(B) of the Bank Act (12 U.S.C. 1431(e)(2)(B)) requires the Federal Home Loan Banks to charge fees for services authorized in that section, which fees are "to be determined and regulated by the Board consistent with the principles set forth in section 11A(c) of the Federal Reserve Act." On September 18, 1980, the Board promulgated a regulation at 12 CFR 534.6 setting forth guidelines for the determination of these fees. (Res. No. 80-591, 45 FR 64161, Sept. 29, 1980.) Section 534.6(d) provides that designated Board officials will review and publish at least annually the prices charged by the Banks for their services. In January 1981, the Board published prices for services provided in connection with the processing, settlement, and collection of items drawn on member and eligible institutions. (Res. No. 81-31, Jan. 16, 1981, 46 FR 8728, Jan. 27, 1981.)

In addition to the services for which prices were published in January, the Banks provide demand deposit accounts and related payment instrument processing services to member associations. Section 534.6(c) of the Board's regulations (12 CFR 534.6 (c)) called for publication of proposed demand deposit account ("DDA") service prices for public comment by April 1, 1981, and final implementation of the prices by July 1, 1981. Additional time, however, was needed to develop and implement a revenue and cost reporting system and to review and analyze the data. Consequently, on July 2, 1981, the Board issued a proposed fee schedule and requested comments through August 31, 1981. (Res. No. 81-382-B, July 2, 1981, 46 FR 39031, July 30, 1981 corrected at 46 FR 44501, Sept. 4, 1981.)

The Board received four comment letters from member institutions. Three of these commenters supported the concept of explicit pricing and stated that the listed prices are competitive

with those charged by other correspondent institutions.

One commenter questioned why the Atlanta and Des Moines Banks impose a fee for handling incoming bank wires. The Board encourages each Bank to develop an explicit pricing structure that will be competitive with fees charged by other correspondent institutions; consequently, fee categories developed by the Banks will vary in accordance with marketing practices of banking institutions within each separate district. Thus, the Atlanta and Des Moines Banks (as well as the Chicago and Seattle Banks) have chosen to explicitly charge for incoming wire transfers, whereas other Banks have not. This result is consistent with the procompetitive policy underlying the pricing requirement of section 11(e)(2)(B) of the Bank Act.

The Federal Home Loan Bank of Boston has requested a minor change in its fee schedule to more accurately reflect its pricing of overdraft advances. The proposed fee schedule stated "highest advance rate," which presently is the rate on variable rate advances. However, future changes in the yield curve may result in a fixed advance rate exceeding the variable rate. Accordingly, the Bank has requested and the Board has concurred in the substitution of the rate on variable rate advances as the rate charged on overdraft advances. This amendment does not have any immediate substantive effect but will prevent the need for later amendment as economic circumstances change.

Aside from the change described in the preceding paragraph, the Board has adopted the proposed fee schedule as issued on July 2, 1981. A discussion of the Board's pricing policy accompanied the proposed fee schedule and may be found at 46 FR 39031, July 30, 1981. In the interest of prompt implementation of the Congressional policies underlying section 11(e)(2)(B) of the Bank Act, the new fee schedule will become effective on October 21, 1981. The fee schedule is reproduced in full below.

FEDERAL HOME LOAN BANK OF BOSTON (Demand deposit service fees)

Service	Fee per month
Account Maintenance	\$3.00
Checks Cleared	.08
Deposits	.20
Debit/Credit Memos	.10
Stop Payment Orders	1.00
Non-Routine Statements	1.00
Wire Transfers—Out	2.50
Full Reconciliation Per Issue	.94

Service includes master deposit account with additional disbursement accounts for check writing purposes. Each disbursement account can be reconciled on a periodic basis. Service also includes line of credit to cover overdrafts, or short term advances. Such advances are priced at the rate for variable rate advances.

Descriptions

Account Maintenance—cost of maintaining account on computer. Includes one member statement per month. **Checks Cleared**—checks paid on each disbursement account. **Deposits**—funds deposited to member accounts. **Debit/Credit Memos**—internal debits/credits processed against member accounts. **Stop Payment Orders**—member requests to stop payment on issued check. **Non-Routine Statements**—account statements other than one per month. **Wire Transfer Out**—electronic transfer of funds out of member's account, to another financial institution. **Full Reconciliation Per Issue**—service provided to reconcile paid checks.

Federal Home Loan Bank of New York

Demand Deposit Service Fees

Money Orders and Checks:

First 10,000 items per month—\$.195 each.

10,000 plus items per month—\$.145 each.

This fee covers all aspects of the check service including the cost of the blank instruments, stop payment orders, inquiries, and photocopies of paid items stored on microfilm. Blank stock is resupplied automatically, and other forms such as stop payment orders, photo request cards, check control sheets, and address labels are supplied on request.

Wires Out—\$7.00. This covers all the costs associated with the wire out service, including compensating balances held at correspondent banks, third party call-back confirmations, and follow-up investigations.

Federal Recurring Payments—\$4.00. This fee is applied each time a credit is received from the Federal Reserve Bank on behalf of a member, and covers the cost of handling the credit.

Bulk Deposits—\$0.12. This fee represents the pass-through of costs from our correspondent bank at which the items are deposited. The correspondent MICR encodes the items, prepares cash letters, delivers the items to the clearance system, and transmits credit information to the Bank.

Overdrafts. Overdrafts are priced at 300 basis points over the highest advance rate.

FEDERAL HOME LOAN BANK OF PITTSBURGH

[Demand deposit service fees]

Service	Fee
Deposits (per entry)	\$0.15
Wire transfers (outgoing) (per transfer)	4.00
Returned checks (per item)	1.00
Items paid (checks and money orders) (per item)	.18

The charge for each item paid includes, but is not limited to, the following services:
Cost of supplying checks and money orders

Stop Payment Order processing
Dollar amount reconciliation
Statement preparation and mailing
Register copy preparation and entry
Perpetual retention of records for accounts that are truncated
Special deposit arrangements with commercial banks
Miscellaneous debit and credit item entries
Inter-account transfers
Special non-routine statements
Photostatic retrieval of paid items

Overdrafts are charged by a transfer of funds from the member's other deposit accounts.

Descriptions

Deposits: Funds deposited to the Bank by member institutions.

Wire transfers out: Electronic transfers of funds between the member's account and another financial institution.

Items paid: Checks, money orders and/or other debits that are a charge to a depositor's account.

Returned checks: Checks that have been deposited and presented for payment through the normal clearing processes and have been returned for one reason or another, i.e., NSF, uncollected funds, signature missing, and so forth.

FEDERAL HOME LOAN BANK OF ATLANTA

[Demand deposit service fees]

Service	Fee
1. Checks Paid (Includes at no additional charge: monthly statement with items fine sorted into serial number order; monthly account maintenance; internal transfers; deposits; ACH settlements; special statement drops; return of items not paid; and photocopies.)	\$0.12
2. Stop Payments (Processing of orders not to pay items drawn on member accounts)	6.00
3. Deposit Transfer Checks (DTC) (Checks used to expedite transfer of funds from depository banks to the Bank)	2.50
4. Wire Transfers: In (Funds received by the Bank)	2.50
Out (Funds transferred to another financial institution)	3.30
5. Overdrafts	(¹)

¹ 2 percent over current short-term variable rate advance (min. charge \$20.00)

Cost of check printing will be charged directly to the association.

Federal Reserve charges for wire transfers are reflected in the above schedule.

Federal Home Loan Bank of Cincinnati

Demand Deposit Service Fees

The Federal Home Loan Bank of Cincinnati offers to its members a complete Demand Deposit Account program. The salient features of the program include account reconciliation, fine sorting of checks, safekeeping of money orders and reconciled checks, and the Idle Funds Transfer Service program. The Bank pays for all member checks and money orders; if the member decides to pay for the printing charge of the checks and money orders, an allowance will be made to the prices listed below.

Service	Fee (unit cost)
General disbursement	\$0.135
Money order	.105
Demand	.135
Dividend	.095
Special	.135
Christmas	.20
Escrow	.135
Construction	.135
Unreconciled	.20
Magnetic tape	.043
Advices	.06
Stop payments	2.00
Deposits	.07
Credits	.11
Wire transfers-out	4.00
Charges	.11
Photocopies	1.00

Overdrafts are charged at the 90-day advance rate plus a \$25.00 fee.

Descriptions

1. Reconciled Checks

a. **General Disbursement**—This check is used for payment of general operation expenses of the association.

b. **Money Order**—This instrument is frequently purchased by customers of members for payment to a third party.

c. **Demand**—This item is used by a member for savings and other withdrawals of its customers.

d. **Dividend**—This check is used for weekly, monthly, or quarterly interest on members' savings deposits.

e. **Special**—This check is used by most members for payment of interest on their certificates of deposit.

f. **Christmas**—This check is used by those members offering a Christmas Club savings program to their depositors.

g. **Escrow**—This check is used for loan closings and construction loans of the members.

The reconciled check program includes account reconciliation, fine sorting of checks, safekeeping at

member option, payment of printing charges, and the Idle Funds Transfer Service program. The Idle Funds Transfer Service program transfers funds on a daily basis to an interest bearing account.

II. Unreconciled Checks

These checks can be used by members for all the purposes indicated in I-a through I-g above. Fine sorting, payment of printing charges, and the Idle Funds Transfer Service are features of this program.

III. Magnetic Tape

As part of the account reconciliation program, members can direct their data centers to submit magnetic tapes to the Bank for checks prepared by the data centers. These tapes are generally prepared for the dividend checks. This eliminates the member's need to send the Bank advice copies, thus saving the Bank clerical effort for encoding. The Bank reimburses the data center for reasonable charges for preparation of the tapes.

IV. Advices

In order to provide account reconciliation, all reconciled checks include an advice copy. This copy is sent by the member to the Bank at the time of issuance where it is encoded and processed.

V. Stop Payments

Any check or money order drawn on the Bank can be stopped by the member at its request.

VI. Deposits

The Bank currently processes member single item check deposits and bulk over-the-counter check deposits on a limited basis. These checks are encoded by the Bank and deposited into the clearing system. Availability of funds is assigned by the Bank to each deposit.

VII. Charges and Credits

Any member financial transactions affecting the demand accounts are processed by the Bank by a charge or credit.

VIII. Wire Transfers—Out

The Bank, upon proper instruction of the member, can wire funds out of the demand account. These transfers are currently processed on-line through a local commercial bank.

IX. Photocopies

All checks and money orders are microfilmed in duplicate and can be retrieved upon request of the member.

The Demand Deposit clearings will have the following service charges:

FEDERAL HOME LOAN BANK OF INDIANAPOLIS

[Demand deposit service fees]

Quarterly transaction volume	Paid check charge	Advices	
		Paper	Tape
First 3,750	\$0.13	\$0.05	\$0.025
Next 9,000	.11	.04	.020
Next 12,250	.09	.04	.020
Next 25,000	.08	.03	.015
All over 50,000	.07	.02	.010

Overdrafts are assessed a charge at 2% above the variable advance rate, with a minimum charge of \$25.

Excess collected balances will earn at an interest rate that approximates the 91-day Treasury Bill rate.

Descriptions

Service fees include processing of checks, deposits, journal transactions and stop payment requests. Separate accounts may be established for dividend checks, money orders and corporate checks. Accounts may be established on an unreconciled or reconciled basis. An additional charge will be made for reconciliation advices.

Monthly statements are provided on or before the 25th of each month containing information on daily collected balances, daily check and advice volumes, interest earned and transaction charges.

Paper advice: Represents information on paper regarding a check (or money order) issued, which is used to set up an outstanding check file in connection with reconciled accounts.

Tape advice: Represents information on tape regarding a check (or money order) issued, which is used to set up an outstanding check file in connection with reconciled accounts.

FEDERAL HOME LOAN BANK OF CHICAGO

[Demand deposit service fees]

Service	Fee
Checks/money order paid (item)	\$0.13
Recons:	
MICR (item)	.14
Magnetic tape (item)	.0275
Fine sorting (item)	.015
Exception item return (item)	3.00
Stop pays (item)	7.00
Photocopy of check/money order (item)	5.00
Wires:	
In (item)	2.00
Out (item)	4.00
Out-third party (item)	6.00
Depository transfers (quick drafts) (item)	2.00
Deposited items (out clearings):	
AFTS drafts (item)	0575
Encoded (item)	.09
MICR (item)	.13
Account maintenance (acct/mo)	10.00
Additional statements	5.00
Checks supplied by bank	(*)
Request for money order forms	(*)
Postage/courier	(*)

* Actual cost.

Overdrafts are charged at a rate 150 basis points higher than the highest advance rate.

Descriptions

Checks/Money Orders Paid. Checks and money orders issued by the member, cleared by the Federal Home Loan Bank of Chicago and drawn on accounts maintained at the Federal Home Loan Bank of Chicago.

Recons. A recon is a report of issuance of a check or money order issued by the member, used for reconciliation purposes.

MICR. Magnetically encoded duplicates of the original issue and dollar amounts are encoded by the Federal Home Loan Bank of Chicago.

Magnetic Tape. A computer-generated record of original issue.

Fine Sorting. Sorting into account number/check number sequence of the checks that are returned to the member.

Exception Item Return. Items returned to the Federal Reserve system for reasons requested by the member.

Stop Pays. Orders placed by the member on a specific item for exception handling.

Photocopy of Check/Money Order. Microfilm copy of paid checks or money orders requested by the member.

Wires:

In/Out. Transfers of funds, in and out, electronically processed by the Federal Home Loan Bank.

Out-Third Party. Funds wired electronically to a party other than the member.

Depository Transfers (Quick Drafts). These are verbal requests by members authorizing the Bank to initiate a draft against a member's account at a commercial bank.

Deposited Items (Out Clearings):
AFTS. Drafts which are computer generated by a commercial bank, drawn on a customer's checking account for the purpose of transferring funds to mortgage and/or savings accounts.

Encoded. Checks received for deposit by a member for entry into the collection system on which all data has been MICR encoded.

MICR. Checks received for deposit by a member for entry into the collection system which require dollar amount encoding by the Federal Home Loan Bank and/or a commercial bank.

Account Maintenance. This is a nominal charge for maintaining the member's account with the Bank.

Additional Statements. Any additional statements, other than its normal monthly statement, requested by the member.

Checks Supplied by Bank. Supplies of checks used by the member when ordered by and billed through the Bank.

Request for Money Order Forms. Supplies of request for money order forms used by the member when ordered by and billed through the Bank.

Postage/Courier. Actual costs incurred for either mailing or delivery of data to member.

FEDERAL HOME LOAN BANK OF DES MOINES

[Demand deposit services fees]

Service	Fee
Check printing.....	(1)
Posting credits.....	\$0.50
Stop payments.....	4.00
Account maintenance:	
Reconciled accounts.....	10.00
Non-reconciled accounts.....	5.00
Special cut-off statements:	
Reconciled accounts.....	10.00
Non-reconciled accounts.....	5.00
Processing (finesort, photocopy, retrieval):	
Reconciled accounts—issues:	
Returned checks.....	.10
Truncated checks.....	.08
Reconciled accounts—tape:	
Returned checks.....	.09
Truncated checks.....	.07
Non-reconciled accounts.....	.04
Outgoing bankwires.....	3.50
Incoming bankwires.....	1.00

¹ Actual cost.

Overdrafts are priced 300 basis points over the highest advance rate.

Descriptions

Printing. Actual cost of supplying checks to the member (items cleared times per-item charge).

Credits. All ledger entry credits (deposits, daily time interest, coupon interest, returned, items, etc.)

Stop payments. Stop payment requests on checks issued by the member.

Account maintenance. General account maintenance (printing statements, cleared lists, and balanced cleared and outstanding reports).

Special cut-off statements. Special statements requests for auditors.

Processing. Monthly finesort, truncation, photocopy retrieval, encoding issues, etc.

Outgoing bankwires. Bankwires sent to other financial institutions from the member's account.

Incoming bankwires. Bankwires sent from other financial institutions for credit to the member's account.

FEDERAL HOME LOAN BANK OF LITTLE ROCK

[Demand deposit service fees]

Service	Fee (per item)
Checks/money orders paid (standard check furnished)	\$0.13
Truncation.....	(1)

FEDERAL HOME LOAN BANK OF LITTLE ROCK—

Continued

[Demand deposit service fees]

Service	Fee (per item)
Reconciliation of check/money order:	
Magnetic tape.....	.015
MICR.....	.06
Fine sort.....	.005
Deposits.....	.03
Credits/adjustments.....	(1)
Wires:	
In.....	(1)
Out.....	4.00
Stop payments.....	5.00
Exception item return.....	2.50
Depository transfer checks.....	2.00
Photocopy.....	2.50
Voids.....	(1)
Checks/money order forms.....	(1)
Paid items mailed to associations.....	(1)
Overdrafts.....	* 5.00

¹ No charge.

* Actual costs above standard check.

* Per daily occurrence and interest penalty at category II advance rate plus 1 percent.

Descriptions

Checks & Money Orders Paid.

Includes cost of printing standard check, receiving check through normal channels, microfilming checks, and posting checks to member's account.

Truncation. Storing paid checks for certain period and then destroying them.

Reconciliation of Check/Money Order:

Magnetic-Tape. Constructing outstanding check file from tape produced by association or servicer.

MICR. Constructing outstanding check file from check issue copies received from association.

Fine Sort. Sorting checks in numerical order at end of each cycle.

Deposits. Per item charge for each check received for deposit to member's account.

Wires:

In. Receipt of wire transfer for credit to member's account.

Out. Wire transfer of funds from demand deposit to point designated by account holder.

Stop Payments. Receiving request, building file and returning item.

Exception Item Return. Pull and return of item at depositor's request.

Depository Transfer Check. Producing and depositing of check drawn on account holder's designated bank account.

Photocopy. Reproduction from microfilm of front and back of check at member's request.

Voids. Removal of voided checks from outstanding file.

FEDERAL HOME LOAN BANK OF TOPEKA

[Demand deposit service fees]

Service	Fee (per item)
Checks paid.....	\$0.15
Outgoing wire transfer of funds.....	5.00

Checks paid fee includes: reconciliation of checks, fine sort, deposits, credits/adjustments, stop payments, exception item return, photocopy, voids, and paid items mailed to associations. Checks supplied are billed directly to the member.

Overdrafts are charged by the transfer of funds from other interest bearing accounts.

FEDERAL HOME LOAN BANK OF SAN FRANCISCO

[Demand deposit service fees]

Service	Fee
Checks paid (per item).....	\$0.06
Fine-sorting (per item).....	.01
Recon issue:	
Tape (per item).....	.015
MICR (per item).....	.06
Photocopy (each).....	1.00
Stop payment (each).....	3.00
Money orders (per item).....	.14

Overdrafts are charged at 200 basis points over the Federal funds rate.

Prices Include: DDA maintenance, recon maintenance, wire transfers, deposits, and settlement.

Descriptions

Checks paid: Processing of checks presented for payment on accounts maintained at the Bank.

Fine sorting: Sequencing of checks prior to return to members with statements. Sequencing options: (1) serial number order, (2) date paid order, (3) date issued order.

Recon issue: Charge for check reconciliation, which is an automated service that makes a computer record of all checks issued, paid, outstanding, or otherwise handled. Pricing is based on the input format as follows:

Tape: Issue information provided on magnetic tape.

MICR: Issue information provided on MICR encoded check copies.

Photocopy: Providing a photocopy of a paid check.

Stop payment: Placing a system flag on an outstanding check at the request of a member to prevent it from being paid.

Money orders: Processing of money orders presented for payment on accounts maintained at the Bank.

FEDERAL HOME LOAN BANK OF SEATTLE

(Demand deposit service fees)

Service	Fee
Account maintenance fee (monthly)	\$3.50
Items deposited (per item)	.025
Deposits processed (per deposit slip)	.25
Checks paid and fine sorted (per item)	.075
Checks paid and reconciled—register entry (per item)	.095
Checks paid and reconciled—tape entry (per item)	.065
Wire transfers in and out (per wire)	2.00
Stop payments (per item)	3.25

Checks are provided to members. In addition to the paid item check fee, actual costs of checks are passed on to the member.

Overdrafts are charged at a rate 50 basis points over the variable advance rate.

Descriptions

Account Maintenance Fee (monthly)—Monthly basic service fee charged on each demand account maintained.

Items Deposited (per item)—Fee for each check item listed on a deposit slip.

Deposits Processed (per deposit slip)—Fee for every deposit slip processed and credited to a demand account.

Checks Paid & Fine Sorted (per item)—Fee for every check item charged against this type of reconciled demand account. The account is reconciled using a carbon copy of the check item submitted on a daily basis by the institution. Included in the service is a detailed listing of all items written by the association in check number order along with the check status, i.e., paid, stopped, outstanding, void, etc.

Checks Paid & Reconciled—Tape Entry (per item)—Same service as above except entry for reconciliation purposes is by magnetic tape received from the institution.

Wire Transfers In and Out (per item)—Fee for transferring funds by Federal Reserve Wire either in or out of a member's demand account.

Stop Payments (per item)—Fee for placing a "stop payment" on an item at the member's request.

(12 U.S.C. 1431(e); Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR 1943-48 Comp., p. 1071)

By the Federal Home Loan Bank Board,

J. J. Finn,

Secretary.

[FR Doc. 81-30164 Filed 10-16-81; 8:45 am]

BILLING CODE 6720-01-M

FEDERAL MARITIME COMMISSION**Agreement Filed**

Notice is hereby given that the following agreement has been filed with

the Commission for review and 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 and the justification offered therefor at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10427; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, Chicago, Illinois, and San Juan, Puerto Rico. Interested parties may submit comments on the agreement, including request for hearing, to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, within 10 days after the date of the Federal Register in which this notice appears. Comments should include facts and arguments concerning the approval, modification, or disapproval of the proposed agreement. Comments shall discuss with particularity allegations that the agreement is unjustly discriminatory or unfair as between carriers, shippers, exporters, importers, or ports, or between exporters from the United States and their foreign competitors, or operates to the detriment of the commerce of the United States, or is contrary to the public interest, or is in violation of the Act.

A copy of any comments should also be forwarded to the party filing the agreement and the statement should indicate that this has been done.

Agreement No. 3302-12.

Filing party: F. Conger Fawcett, Esquire, Graham & James, One Maritime Plaza, Suite 300, San Francisco, California 94111.

Summary: Agreement No. 3302-12 modifies the basic agreement of the Association of West Coast Steamship Conferences by: (1) transferring the Association headquarters to San Francisco, (2) dividing the Association into three semi-autonomous rate making groups by trade area, (3) restricting voting on matters pertaining only to one trade area to the lines actually serving that area, (4) changing to a two-thirds majority the vote required for all matters except changes in the basic agreement, (5) limiting joint service members to a single vote, (6) increasing the admission fee to \$5,000, (7) providing a performance bond requirement of \$50,000, (8) providing that administrative rules and regulations attached to the agreement are filed for information purposes only and not approval and may be changed by a two-thirds vote and finally (9) complying with the self-policing provisions of General Order 7.

By Order of the Federal Maritime Commission.

Dated: October 14, 1981.

Francis C. Hurney,

Secretary.

[FR Doc. 81-30175 Filed 10-16-81; 8:45 am]

BILLING CODE 6730-01-M

[Independent Ocean Freight Forwarder License No. 2307]**Ocean Shipping International, Inc.; Order of Revocation**

On October 5, 1981, Ocean Shipping International, Inc., 1916 Huguenot Road, Huguenot Road, Richmond, VA 23235 surrendered its Independent Ocean Freight Forwarder License No. 2307 for revocation.

Therefore, by virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 201.1 (Revised), § 5.01(c), dated August 8, 1977:

It is ordered, that Independent Ocean Freight Forwarder License No. 2307 issued to Ocean Shipping International, Inc. be revoked effective October 5, 1981, without prejudice to reapplication for a license in the future.

It is further ordered, that a copy of this Order be published in the Federal Register and served upon Ocean Shipping International, Inc.

Albert J. Klingel, Jr.,
Director, Bureau of Certification and Licensing.

[FR Doc. 81-30098 Filed 10-16-81; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM**Federal Open Market Committee; Domestic Policy Directive of August 18, 1981**

In accordance with § 271.5 of its rules regarding availability of information, there is set forth below the Committee's Domestic Policy Directive issued at its meeting held on August 18, 1981.¹

The information reviewed at this meeting suggests little change in real GNP in the current quarter, following a small decline in the second quarter; prices on the average appeared to be continuing to rise less rapidly than earlier in the year. The dollar value of total retail sales increased appreciably further in July, reflecting some recovery

¹The Record of Policy Actions of the Committee for the meeting of August 18, 1981, is filed as part of the original document. Copies are available on request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

in sales at automotive dealers. Industrial production rose slightly in July, while nonfarm payroll employment advanced substantially; the unemployment rate declined to 7.0 percent, somewhat below its average level in earlier months of 1981. In June housing starts declined sharply further. Over the first seven months of the year, the rise in the index of average hourly earnings was somewhat less rapid than during 1980.

The weighted average value of the dollar rose further against major foreign currencies in July and early August, registering gains against all major currencies. In June the U.S. foreign trade deficit declined slightly from the May level, but for the second quarter the deficit was up substantially over the first-quarter rate.

In July M1-B, adjusted for the estimated effects of shifts into NOW accounts, expanded somewhat following a substantial decline in May and June, and growth in M2 accelerated from a relatively sluggish pace in the previous two months. The level of adjusted M1-B in July was well below the lower end of the Committee's range for growth over the year from the fourth quarter of 1980 to the fourth quarter of 1981 while the level of M2 was slightly below the upper end of its range for the year. Available data for early August suggested further acceleration in growth of M1-B and M2, with acceleration in M2 apparently influenced in part by initial responses of the public to the availability of more attractive deposit instruments, pointing up the necessity of evaluating the behavior of M2 in the light of the impact of regulatory and legislative changes. Since early July most market interest rates have risen considerably on balance.

The Federal Open Market Committee seeks to foster monetary and financial conditions that will help to reduce inflation, promote sustained economic growth, and contribute to a sustainable pattern of international transactions. At its meeting in early July, the Committee agreed that these objectives would be furthered by reaffirming the monetary growth ranges for the period from the fourth quarter of 1980 to the fourth quarter of 1981 that it had set at the February meeting. These ranges included growth of 3½ to 6 percent for M1-B, abstracting from the impact of flows into NOW accounts on a nationwide basis, and growth of 6 to 9 percent and 6½ to 9½ percent for M2 and M3, respectively. The Committee recognized that the shortfall in M1-B growth in the first half of the year partly reflected a shift in public preferences toward other highly liquid assets and

that growth in the broader aggregates had been running at about or somewhat above the upper ends of their ranges. In light of its desire to maintain moderate growth in money over the balance of the year, the Committee expected that growth in M1-B for the year would be near the lower end of its range. At the same time, growth in the broader aggregates might be high in their ranges. The associated range for bank credit was 6 to 9 percent. The Committee also tentatively agreed that for the period from the fourth quarter of 1981 to the fourth quarter of 1982 growth of M1, M2, and M3 within ranges of 2½ to 5½ percent, 6 to 9 percent, and 6½ to 9½ percent would be appropriate. These ranges will be reconsidered as warranted to take account of developing experience with public preferences for NOW and similar accounts as well as changing economic and financial conditions.

In the short run the Committee continues to seek behavior of reserve aggregates consistent with growth of M1-B from June to September at an annual rate of 7 percent after allowance for the impact of flows into NOW accounts (resulting in growth at an annual rate of about 2 percent from the average in the second quarter to the average in the third quarter), provided that growth of M2 remains around the upper limit of, or moves within, its range for the year. It is recognized that shifts into NOW accounts will continue to distort measured growth in M1-B to an unpredictable extent, and operational reserve paths will be developed in the light of evaluation of those distortions. The Chairman may call for Committee consultation if it appears to the Manager for Domestic Operations that pursuit of the monetary objectives and related reserve paths during the period before the next meeting is likely to be associated with a federal funds rate persistently outside a range of 15 to 21 percent.

By order of the Federal Open Market Committee, October 13, 1981.

Normand Bernard,
Assistant Secretary.

[FR Doc. 81-30163 Filed 10-16-81; 8:45 am]
BILLING CODE 6210-01-M

GENERAL SERVICES ADMINISTRATION

[E-81-20]

Delegation of Authority To The Secretary Of Defense

1. *Purpose.* This delegation authorizes the Secretary of Defense to represent

the consumer interests of the executive agencies of the Federal Government in proceedings before the Florida Public Service Commission involving electric rates, Docket No. 810136-EU.

2. *Effective date.* This delegation is effective immediately.

3. Delegation.

a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the Florida Public Service Commission involving the application of the Gulf Power Company for an increase in its electric rates in Docket No. 810136-EU.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration (GSA), and shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

d. The Department of Defense shall add the General Services Administration to its service list in this case so that GSA will receive copies of testimony, briefs and other Department of Defense filings.

Dated: October 7, 1981.

Ray Kline,

Acting Administrator of General Services.

[FR Doc. 81-30099 Filed 10-16-81; 8:45 am]
BILLING CODE 6820-AM-M

[F-81-15]

Delegation of Authority To The Secretary of Defense

1. *Purpose.* This delegation authorizes the Secretary of Defense to represent, in conjunction with the Administrator of General Services, the consumer interests of the executive agencies of the Federal Government in proceedings before the Illinois Commerce Commission involving intrastate telecommunications service rates.

2. *Effective date.* This delegation is effective immediately.

3. Delegation.

a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly

sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the Federal executive agencies before the Illinois Commerce Commission involving the application of the Illinois Bell Telephone Co. for an increase in rates for telecommunications services. The authority delegated to the Secretary of Defense shall be exercised concurrently with the Administrator of General Services.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

d. The Department of Defense shall add the General Services Administration to its service list in this case so that GSA will receive copies of testimony, briefs and other Department of Defense filings.

Dated: October 7, 1981.

Ray Kline,

Acting Administrator of General Services.

[FR Doc. 81-30100 Filed 10-16-81; 8:45 am]

BILLING CODE 6820-25-M

[H-81-2]

Delegation of Authority to the Secretary of the Interior

1. *Purpose.* This delegation authorizes the Secretary of the Interior to administer the competitive leasing of surplus mineral resources underlying the properties listed below as prescribed in part 101-47 of the Federal Property Management Regulations (FPMR) (41 CFR 101-47).

a. Six tracts of land in Galveston, Texas, 7-GN-TX-893, 7-C-TX-549-E, 7-GU-TX-549-F, 7-D-TX-414-A, 7-GD-TX-414-B, and 7-G-TX-878.

b. Black Hills Army Depot, Edgemont, South Dakota, 8-D-SD-454-D.

2. *Effective Date.* The delegation is effective immediately.

3. *Delegation.*

a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, as amended, particularly sections 203 and 205(d) (40 U.S.C. 484 and 486(d)), authority is delegated to the Secretary of the Interior to dispose of surplus property in accordance with this act and implementing regulations.

b. The Secretary of the Interior may redelegate this authority to any officer, official, or employee of the Department of the Interior.

c. Under the delegated authority, the Department of the Interior, as the disposal agency, is responsible for the following: (1) Securing, in accordance with FPMR 101-47.303-4, any appraisals deemed necessary by the Secretary; (2) coordinating with all present and subsequent surface landholders, Federal or otherwise, so as not to impede use of the facilities or impair the integrity of utilization; (3) ensuring that lands which are disturbed or damaged are restored after removal of the mineral deposits is completed; and (4) notifying the General Service Administration when the disposal of all marketable mineral deposits has been completed.

d. The Department of the Interior, as the disposal agency, is responsible for complying with the requirements of the following: (1) The National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321, et seq.), Executive Order 11514 of March 5, 1970, entitled "Protection and Enhancement of Environmental Quality," as amended by Executive Order 11991, Relating to Protection and Enhancement of Environmental Quality, and implementing regulations issued by the Council on Environmental Quality (40 CFR 800); (2) section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. 470f); and (3) the Coastal Zone Management Act of 1972 (16 U.S.C. 1451, et seq.) and the Department of Commerce implementing regulations (15 CFR Parts 923 and 930).

e. A copy of any documents executed under this delegation shall be forwarded immediately to the General Services Administration (DR), Washington, DC 20406.

Dated: October 7, 1981.

Ray Kline,

Acting Administrator of General Services.

[FR Doc. 81-30101 Filed 10-16-81; 8:45 am]

BILLING CODE 6820-90-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Public Health Service

Conversion of Public Health Service Hospitals and Clinics

Section 987 of Pub. L. 97-35, the "Omnibus Budget Reconciliation Act of 1981," requires the transfer, closure, or financial self-sufficiency of Public Health Service hospitals and clinics by September 30, 1982. Subsection 987(e) of Pub. L. 97-35 specifies the

establishment, within the Office of the Assistant Secretary for Health of the Department of Health and Human Services, of an identifiable administrative unit which shall have direct responsibilities and authority for overseeing the activities mandated by section 987.

The Assistant Secretary for Health has administratively implemented the provisions of subsection 987(e) by establishing within the Office of the Assistant Secretary for Health a branch-level organizational entity titled the Medical Facilities Conversion Staff and by assigning to the Staff functional responsibility for directing, supervising, and managing activities relating to the transfer of, closure of, or achievement of financial self-sufficiency by September 30, 1982, for Public Health Service hospitals and other medical facilities in accordance with section 987 of Pub. L. 97-35.

Dated: October 8, 1981.

Edward N. Brandt, Jr.

Assistant Secretary for Health.

[FR Doc. 81-30098 Filed 10-16-81; 8:45 am]

BILLING CODE 4110-85-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[F-14912-B]

Alaska Native Claims Selection

On December 12, 1974, Northway Natives Incorporated, for the Native village of Northway, filed selection application F-4912-B, as amended, under the provisions of Sec. 12 of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 701; 43 U.S.C. 1601, 1611 (1976)) (ANCSA), as amended by Pub. L. 96-487 (94 Stat. 2491), for this surface estate of certain lands in the vicinity of Northway.

As to the lands described below, the application, as amended, is properly filed and meets the requirements of the Alaska Native Claims Settlement Act, as amended, and of the regulations issued pursuant thereto. These lands do not include any lawful entry perfected under or being maintained in compliance with laws leading to acquisition of title.

In view of the foregoing, the surface estate of the following described lands, selected pursuant to Sec. 12(a) of ANCSA, as amended, aggregating approximately 4,150 acres, is considered proper for acquisition by Northway Natives Incorporated and is hereby approved for conveyance pursuant to Sec. 149(a) of ANCSA:

Copper River Meridian, Alaska (Surveyed)

T. 16 N., R. 17 E.

Sec. 1;

Sec. 2, excluding Native allotment F-12954;

Sec. 3, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ excluding U.S. Survey No. 5136, S $\frac{1}{2}$ excluding Native allotment F-12954;

Sec. 10, excluding Native allotments F-12954 and F-12955 Parcel B;

Sec. 11, excluding Native allotment F-12954;

Sec. 12, excluding U.S. Survey No. 5479;

Sec. 13, excluding U.S. Survey No. 4331, U.S. Survey No. 5479, lots 1 and 2 of U.S. Survey No. 3133, U.S. Survey No. 5077, Material Site right-of-way, F-033056, and the Tanana River.

Containing approximately 4,150 acres.

[Lot designations on the survey plat are to facilitate identification and acreage computations only and are not intended to fix boundaries or alter riparian entitlement.]

The lands excluded in the above description are not being approved for conveyance at this time and have been excluded for one or more of the following reasons: Lands are no longer under Federal jurisdiction; lands are under applications pending further adjudication; lands are underlying water bodies determined to be navigable and/or tidally influenced; lands are pending a determination under Section 3(e) of ANCSA, or lands were previously rejected by decision. Lands within U.S. Surveys which are excluded are described separately in this decision if they are available for conveyance. These exclusions do not constitute a rejection of the selection application, unless specifically so stated.

The conveyance issued for the surface estate of the lands described above shall contain the following reservations to the United States:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 704; 43 U.S.C. 1601, 1601, 1613(f)) as amended by Pub. L. 96-487 (94 Stat. 2491); and

2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 708; 43 U.S.C. 1601, 1616(b)), as amended by Pub. L. 96-487 (94 Stat. 2491), the following public easements, referenced by easement identification number (EIN) on the easement map attached to this document, a copy of which will be found in case file F-14912-EE, is reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

60 Foot Road—The uses allowed on a sixty (60) foot wide road easement are: Travel by foot, dogsled, animals, snowmobiles, two- and three-wheel vehicles, four-wheel drive vehicles, automobiles, and trucks.

One Acre Site—The uses allowed for a site easement are: Vehicle parking (e.g., aircraft, boats, ATV's, snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

a. (EIN 55 D1, C5) An easement fifty (50) feet in width for an existing road from the Alaska Highway in Sec. 13, T. 16 N., R. 17 E., Copper River Meridian, southerly to the right bank of the Tanana River in Secs. 13 and 24, T. 16 N., R. 17 E., Copper River Meridian. The uses allowed are those listed above for a sixty (60) foot wide road easement.

b. (EIN 55a D1, C5) A one (1) acre site easement upland of the ordinary high water mark in Secs. 13 and 24, T. 16 N., R. 17 E., Copper River Meridian, on the right bank of the Tanana River. The uses allowed are those listed above for a one (1) acre site easement.

The grant of the above-described lands shall be subject to:

1. Issuance of a patent confirming the boundary description of the lands here in above granted after approval and filing by the Bureau of Land Management of the official supplemental plat of survey covering such lands;

2. Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339, 341; 48 U.S.C. Ch. 2, Sec. 6(g))), contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)(2)) (ANCSA), as amended by Pub. L. 96-487 (94 Stat. 2491), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;

3. An easement for highway purposes, including appurtenant protective, scenic, and service areas, extending one hundred fifty (150) feet each side of the centerline of the Alaska Highway, as established by Public Land Order 1613 (23 FR 2376), pursuant to the Act of August 1, 1956 (70 Stat. 898), and transferred to the State of Alaska pursuant to the Alaska Omnibus Act, Pub. L. 86-70 (73 Stat. 141), as to:

Copper River Meridian, Alaska

T. 16 N., R. 17 E.,

Secs. 3, 10, 11, and 13.

4. F-13508, an easement and right-of-way, fifty (50) feet in width (25 feet on each side of the centerline), conveyed to RCA Alaska Communications, Inc. by Easement Deed dated January 10, 1971, pursuant to the Alaska Communications Disposal Act (81 Stat. 441; 40 U.S.C. 771, et seq.), as to:

Copper River Meridian, Alaska

T. 16 N., R. 17 E.,

Sec. 3, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;Sec. 10, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$;Sec. 11, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;Sec. 12, SW $\frac{1}{4}$ SW $\frac{1}{4}$;Sec. 13, NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$.

5. A right-of-way, F-025925, for a Federal aid material site, located in the NW $\frac{1}{4}$ of Sec. 13, T. 16 N., R. 17 E., Copper River Meridian. Section 17 of Federal Aid Highway Act of November 9, 1921 (23 U.S.C. 18), as amended;

6. A right-of-way, F-033013, Parcels 1 and 2, for a Federal aid highway, located in Sec. 13, T. 16 N., R. 17 E., Copper River Meridian. Federal Aid Highway Act of November 9, 1921 (23 U.S.C. 317), as amended;

7. A right-of-way, F-033406, for a Federal aid highway, located in the SW $\frac{1}{4}$ of Sec. 13, T. 16 N., R. 17 E., Copper River Meridian. Federal Aid Highway Act of November 9, 1921 (23 U.S.C. 317), as amended; and

8. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(c)), as amended by Pub. L. 96-487 (94 Stat. 2491), that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

Northway Natives Incorporated is entitled to conveyance of 115,200 acres of land selected pursuant to Sec. 12(a) of ANCSA. Together with the lands herein approved, the total acreage conveyed or approved for conveyance is approximately 53,860 acres. The remaining entitlement of approximately 61,340 acres will be conveyed at a later date.

Pursuant to Sec. 14(f) of ANCSA, conveyance of the subsurface estate of the lands described above shall be issued to Doyon, Limited, when the surface estate is conveyed to Northway Natives Incorporated, and shall be subject to the same conditions as the surface conveyance.

Within the above-described lands, only the following inland water body is

considered to be navigable: Tanana River and its interconnecting sloughs.

All other named and unnamed water bodies within the lands to be conveyed were reviewed. Based on existing evidence, they were determined to be nonnavigable.

In accordance with departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the Federal Register and once a week, for four (4) consecutive weeks, in the FAIRBANKS DAILY NEWS-MINER.

Any party claiming a property interest in lands affected by this decision, an agency of the Federal government, or regional corporation may appeal the decision to the Alaska Native Claims Appeal Board, provided, however, pursuant to Pub. L. 96-487, this decision constitutes the final administrative determination of the Department of the Interior concerning navigability of water bodies.

Appeals should be filed with the Alaska Native Claims Appeal Board, P.O. Box 2433, Anchorage, Alaska 99510, with a copy served upon both the Bureau of Land Management, Alaska State Office, 701 C Street, Box 13, Anchorage, Alaska 99513, and the Regional Solicitor, Office of the Solicitor, 510 L Street, Suite 100, Anchorage, Alaska 99501. The time limits for filing an appeal are:

1. Parties receiving service of this decision shall have 30 days from the receipt of this decision to file an appeal.

2. Unknown parties, parties unable to be located after reasonable efforts have been expended to locate, and parties who failed or refused to sign the return receipt shall have until November 18, 1981 to file an appeal.

Any party known or unknown who is adversely affected by this decision shall be deemed to have waived those rights which were adversely affected unless an appeal is timely filed with the Alaska Native Claims Appeal Board.

To avoid summary dismissal of the appeal, there must be strict compliance with the regulations governing such appeals. Further information on the manner of and requirements for filing an appeal may be obtained from the Bureau of Land Management, 701 C Street, Box 13, Anchorage, Alaska 99513.

If an appeal is taken, the parties to be served with a copy of the notice of appeal are:

Northway Natives Incorporated, Box 441, Northway, Alaska 99764

Doyon, Limited, Land Department,
Doyon Building, 201 First Avenue,
Fairbanks, Alaska 99701

Ann Johnson,
Chief, Branch of ANCSA Adjudication.

[FR Doc. 81-30190 Filed 10-16-81; 8:45 am]

BILLING CODE 4310-84-M

National Petroleum Reserve in Alaska; Final Tract Selection

AGENCY: Bureau of Land Management,
Interior.

ACTION: Notice of Final Tract Selection
for the First Oil and Gas Lease Sale in
the National Petroleum Reserve in
Alaska.

SUMMARY: The lands described in this notice are the tracts to be offered for lease at competitive oil and gas sale in Fairbanks, Alaska, on December 16, 1981, at the Traveler's Inn, for lands in the National Petroleum Reserve in Alaska.

The following 59 tracts are selected for offering in the first lease sale. These tracts were selected as having high oil and gas potential and comparatively minor environmental risk.

TRACT INFORMATION, SALE 821

Tract No.	Township/range	Acres
821-01	T. 11 N., R. 1 E. Secs. 4 to 9, inclusive Secs. 16 to 18, inclusive T. 12 N., R. 1 E., All	28,332
02	T. 11 N., R. 1 W., All	22,798
03	T. 10 N., R. 1 W., All	22,896
04	T. 12 N., R. 2 W., All	22,704
05	T. 11 N., R. 2 W., All	22,800
06	T. 12 N., R. 3 W., All	22,704
07	T. 1 N., R. 2 W., All	22,993
08	T. 2 S., R. 4 W. Sec. 1, N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$, W $\frac{1}{2}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Secs. 3 to 9, inclusive Sec. 10, NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 17, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 18, NE $\frac{1}{4}$, W $\frac{1}{2}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ T. 2 S., R. 5 W. Secs. 1 to 22, inclusive Sec. 23, NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 24, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 27, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 28, NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Secs. 29 to 30, inclusive Sec. 31, NE $\frac{1}{4}$, W $\frac{1}{2}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 32, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$	24,488
09	T. 2 N., R. 5 W., All	22,901
10	T. 2 N., R. 6 W., All	22,901
11	T. 1 N., R. 6 W., All	22,993
12	T. 1 S., R. 6 W., All	22,722
13	T. 2 S., R. 6 W., All	22,813
14	T. 3 N., R. 7 W., All	22,809
15	T. 1 N., R. 7 W., All	22,983
16	T. 2 S., R. 7 W., All	22,813
17	T. 3 N., R. 8 W., All	22,809
18	T. 2 S., R. 8 W. Secs. 22 to 27, inclusive Secs. 34 to 36, inclusive T. 3 S., R. 8 W. Secs. 1 to 18, inclusive T. 3 S., R. 9 W., All	40,103
19	T. 3 N., R. 9 W., All	22,809

TRACT INFORMATION, SALE 821—Continued

Tract No.	Township/range	Acres
20	T. 2 N., R. 10 W., All T. 3 N., R. 10 W. Secs. 19 to 21, inclusive Secs. 28 to 33, inclusive	28,557
21	T. 2 N., R. 11 W., All T. 3 N., R. 11 W. Secs. 19 to 36, inclusive	34,317
22	T. 3 N., R. 12 W. Secs. 4 to 9, inclusive Secs. 16 to 36, inclusive T. 3 N., R. 13 W., All	40,045
23	T. 2 N., R. 13 W., All	22,901
24	T. 3 N., R. 14 W., All	22,809
25	T. 2 N., R. 14 W., All	22,901
26	T. 1 S., R. 15 W., All	22,722
27	T. 1 N., R. 16 W. Secs. 19 to 36, inclusive T. 1 S., R. 16 W., All T. 2 S., R. 16 W., All	34,230
28	T. 1 N., R. 17 W. Secs. 19 to 36, inclusive	22,813
29	T. 1 S., R. 17 W., All	34,148
30	T. 2 S., R. 17 W., All	22,813
31	T. 5 N., R. 19 W., All	22,993
32	T. 4 N., R. 19 W., All	22,716
33	T. 4 N., R. 20 W., All T. 5 N., R. 20 W. Secs. 19 to 36, inclusive	34,224
34	T. 4 N., R. 21 W., All T. 5 N., R. 21 W. Secs. 22 to 27, inclusive Secs. 34 to 36, inclusive	28,478
35	T. 5 N., R. 25 W., All T. 6 N., R. 25 W. Secs. 19 to 36, inclusive	34,454
36	T. 5 N., R. 26 W., All T. 6 N., R. 26 W. Secs. 19 to 36, inclusive	34,454
37	T. 5 N., R. 27 W. Secs. 1 to 18, inclusive T. 5 N., R. 28 W. Secs. 1 to 3, inclusive Secs. 10 to 15, inclusive T. 6 N., R. 27 W. Secs. 19 to 36, inclusive T. 6 N., R. 28 W. Secs. 22 to 27, inclusive Secs. 34 to 36, inclusive	34,460
38	T. 7 S., R. 20 W. Secs. 19 to 36, inclusive	34,460
39	T. 8 S., R. 20 W., All T. 9 S., R. 19 W. Secs. 4 to 9, inclusive Secs. 16 to 18, inclusive T. 9 S., R. 20 W., All	28,329
40	T. 8 S., R. 21 W., All	22,996
41	T. 9 S., R. 21 W., All	22,733
42	T. 10 S., R. 21 W., All	22,820
43	T. 8 S., R. 22 W., All	22,996
44	T. 9 S., R. 22 W., All	22,733
45	T. 10 S., R. 22 W., All	22,820
46	T. 11 S., R. 22 W., All	22,908
47	T. 8 S., R. 23 W., All	22,996
48	T. 9 S., R. 23 W., All	22,733
49	T. 10 S., R. 23 W., All	22,820
50	T. 11 S., R. 23 W., All	22,908
51	T. 7 S., R. 24 W., All	22,906
52	T. 8 S., R. 24 W., All	22,996
53	T. 9 S., R. 24 W., All	22,733
54	T. 7 S., R. 25 W. Secs. 1 to 3, inclusive Secs. 10 to 15, inclusive Secs. 19 to 36, inclusive	28,688
55	T. 8 S., R. 25 W., All	22,996
56	T. 7 S., R. 27 W. Secs. 19 to 36, inclusive T. 8 S., R. 27 W., All	34,460
57	T. 7 S., R. 28 W., All	22,906
58	T. 8 S., R. 28 W., All	22,996
59	T. 7 S., R. 29 W., All	22,906

Containing an aggregate total of 1,516,257 acres.

EFFECTIVE DATE: October 19, 1981.

FOR FURTHER INFORMATION CONTACT:
Lee Barkow, Washington, D.C. (202)

343-6511; Jerry Wickstrom, Anchorage, Alaska (907) 271-3632.

Ed Hastey,

Associate Director.

October 14, 1981.

[FR Doc. 81-30191 Filed 10-16-81; 8:45 am]

BILLING CODE 4310-84-M

Bureau of Reclamation

Anderson Ranch Powerplant Third Unit, Boise Project, Idaho; Public Hearing on a Draft Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental statement for the proposed Anderson Ranch Powerplant Third Unit, Boise Project, Idaho. This statement (INT DES 81-37, dated September 17, 1981) was made available to the public on that date.

This statement analyzes the environmental consequences of a proposal for the Bureau of Reclamation to increase power generation at the existing Anderson Ranch Powerplant located in Elmore County, Idaho on the South Fork of the Boise River. Other water and land related project functions evaluated and included in the potential plans are fish enhancement, outdoor recreation, and environmental quality.

Three alternatives for development were evaluated, one of which was adopted as the proposed plan. The key feature of the proposed plan would be the installation of a 30-megawatt generator at the existing Anderson Ranch Powerplant. The proposed plan also includes features and measures to (1) improve year-round minimum instream flows in the South Fork Boise River, (2) enhance fish and aquatic insect production and survival in the South Fork and its tributaries, (3) improve environmental conditions along the South Fork Boise River below Anderson Ranch Dam, (4) improve existing recreation facilities at Anderson Ranch Reservoir, and (5) develop additional campsites at Anderson Ranch Reservoir. The affected environment is described, and the nature and impacts of the three alternatives for development are discussed.

The public hearing on the draft environmental statement will be held in two sessions. The first session is on Wednesday, November 18, 1981, at the Mountain Home High School at 7:00 p.m. The second session will take place the next evening, Thursday, November 19th in Boise, Idaho, at 7:00 p.m. in the east

conference room in the State Office Building at 700 N. State Street.

The hearing sessions are provided to receive views and comments from interested organizations and individuals relating to the environmental impacts of the proposed action. Oral statements at each session will be limited to a 10-minute period for each individual. Speakers will be encouraged not to trade their time to obtain a longer oral presentation; however, the person authorized to conduct the hearing may allow any speaker to provide additional oral comments after all persons desiring to comment have been heard. The speaking order at each session will be determined by the order in which the letter requests are received by the Bureau. Requests of scheduled presentation will be accepted up until 5:00 p.m. on November 16, 1981. Requests to make oral statements will also be accepted at each session and persons making those requests will be permitted to speak for 10 minutes on a first-come-first-served basis after each person who submitted a letter request has been permitted to make an initial presentation.

Organizations or individuals desiring to present their statements at the hearing should write to the Regional Director, Attention: Code 150, Pacific Northwest Region, Bureau of Reclamation, Department of the Interior, Box 043, 550 West Fort Street, Boise, Idaho 83724, or telephone (208) 334-1209 and announce their intention to participate. Written comments for the hearing record from those unable to attend and those wishing to supplement their oral presentation at the hearing should be received by December 16, 1981.

Dated: October 15, 1981.

Aldon D. Nielsen,

Acting Assistant Commissioner, Bureau of Reclamation.

[FR Doc. 81-30250 Filed 10-16-81; 8:45 am]

BILLING CODE 4310-09-M

Office of Surface Mining Reclamation and Enforcement

[Federal Lease Nos. W-0322255, W-0321780, B-031719]

Availability and Notice of Public Hearing for Draft Environmental Impact Statement on Proposed Antelope Mine, Converse County, Wyoming

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Availability of draft environmental impact statement (EIS)

on Northern Energy Resources Company's (NERCO) proposed Antelope Mine.

SUMMARY: Pursuant to § 1506.6 of Title 40, Code of Federal Regulations, notice is hereby given that the Office of Surface Mining (OSM), Western Technical Service Center has prepared a draft environmental impact statement (EIS) on the proposed Antelope Mine. The EIS has been written to assist the Department in making a decision on Northern Energy Resources Company's (NERCO) application to surface mine about 260 million tons of coal over a period of 29 years. The proposed site is 65 miles south of the City of Gillette, 55 miles north of Douglas, and 60 miles west of Newcastle, Wyoming. The mine would encompass 7,641 acres of state, private and federal land (Thunder Basin National Grasslands) of which 5,860 acres would be disturbed for mining, roads and facilities.

The EIS evaluates three alternative actions the Department could take on the mining and reclamation plan which has been submitted to OSM and the State of Wyoming. Those alternatives are approval, disapproval and no action.

OSM has not identified a preferred alternative at this time. The State of Wyoming and OSM have identified deficiencies in the mine plan, but it is anticipated that the applicant will correct these deficiencies. Once this is done, it is probable the approval alternative would be the preferred alternative.

OSM with assistance from Geological Survey, the Forest Service, the Interstate Commerce Commission and the State, has analyzed the impacts of the alternatives. Public comments are sought on the analysis in the EIS and on the relocation of the Verse-Hilgert County road. A public hearing will be held to receive oral comments on the analyses in the EIS and on the relocation of the Verse-Hilgert County road. All substantive comments, written or oral will be considered in preparing the final EIS and in the final recommendation for action on the subject mining and reclamation plan.

Copies of the draft EIS may be obtained from OSM at the address listed below. Copies are also available for review at the Converse County Courthouse and Douglas Library, Douglas, Wyoming and at the State of Wyoming, Department of Environmental Quality, 401 West Nineteenth Street, Cheyenne, Wyoming.

DATES: A public hearing will be held November 19, 1981 at the Converse County Courthouse, Fifth and Center

Streets, Community Room, in Douglas, Wyoming. The hearing will be held from 7:00 p.m. 9:00 p.m. All interested parties are invited to attend this hearing to give their comments.

All written comments should be received by the Office of Surface Mining at the address listed below no later than November 27, 1981.

ADDRESS: Comments should be addressed to: Florence Munter Schaller, Office of Surface Mining, Brooks Towers, 1020 Fifteenth Street, Denver, Colorado 80202.

FOR FURTHER INFORMATION CONTACT: Florence Munter Schaller, Office of Surface Mining, Brooks Towers, 1020 Fifteenth Street, Denver, Colorado 80202.

Dated: October 14, 1981.

James R. Harris,
Director.

[FR Doc. 81-30159 Filed 10-10-81; 8:45 am]
BILLING CODE 4310-05-M

[Federal Coal Lease Nos. B-20989, B-038770, M-073109, M-35734, M-35735, M-42881]

Intent To Prepare Comprehensive and Site-Specific Environmental Statements on Mining and Reclamation Plans for Surface Coal Mine Operated and Proposed for Operation by Western Energy, Inc.; Area "C" Within the Rosebud Mine, Rosebud County, Montana

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Notice of a public scoping meeting and notice of intent to prepare draft environmental impact statements on a comprehensive coal mining and reclamation plan and a site-specific coal mining and reclamation plan; extension of comment period.

SUMMARY: This document extends the comment period by 10 days for the receipt of comments on the proposed plan and/or significant issues which was published in the October 8, 1981 (45 FR 49961) Federal Register. This extension of time is being made to allow additional time for the public to comment.

DATE: Comments on Western Energy's proposed plan and on significant issues recommended for evaluation in the environmental impact statements may be submitted to the Deputy Director, Western Technical Center, Office of Surface Mining, at the Denver address noted below, until October 29, 1981.

ADDRESS: Send comments to Walter C. Swain or Floyd Johnson, Western Technical Center, Office of Surface

Mining, Brooks Towers, 1020 15th Street, Denver, Colorado 80202.

FOR FURTHER INFORMATION:
Contact persons listed above (addresses).
October 14, 1981.

James R. Harris,
Director.

[FR Doc. 81-30150 Filed 10-10-81; 8:45 am]
BILLING CODE 4310-05-M

INTERNATIONAL COMMUNICATION AGENCY

United States Advisory Commission on Public Diplomacy; Meeting

The United States Advisory Commission on Public Diplomacy will meet in Washington, D.C. on Tuesday, October 27. The meeting will be closed to the public for the following reasons.

There will be a discussion of internal personnel matters the premature disclosure of which is likely to result in a clearly unwarranted invasion of personal privacy or which could frustrate implementation of proposed Agency action (5 U.S.C. 662b(c) (2), (6), and 9(B)).

There will also be a security briefing relating to Africa and the Soviet Union. This portion of the meeting will be closed because disclosure of the matters to be discussed is likely to divulge information that is (A) specifically authorized under criteria established by an Executive Order to be kept secret in the interests of national defense or foreign policy and (B) in fact is properly classified pursuant to such Executive Order (5 U.S.C. 552b(c)(1)).

The third portion of the meeting will involve a discussion of the Commission's pending report to the Congress, the President, the Secretary of State, and the Director of the International Communication Agency. Premature disclosure of this information is likely to frustrate implementation of proposed agency action (5 U.S.C. 662b(c)(1)) because there will be a discussion of future Agency policy and programs. There will also be a review of sensitive security information (5 U.S.C. 552b(c)(1)).

Jane S. Grymes,

Management Analyst, Management Analysis/Regulations Staff, Associate Directorate for Management, International Communication Agency.

[FR Doc. 81-30383 Filed 10-16-81; 11:04 am]
BILLING CODE 6230-01-M

INTERSTATE COMMERCE COMMISSION

Motor Carriers; Temporary Authority Applications

Important Notice

The following are notices of filing of applications for temporary authority under Section 10928 of the Interstate Commerce Act and in accordance with the provisions of 49 CFR 1131.3. These rules provide that an original and two (2) copies of protests to an application may be filed with the Regional Office 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 ICC Regional Office to which protests are to be transmitted.

Note.—All applications seek authority to operate as a common carrier over irregular routes except as otherwise noted.

**Motor Carriers of Property
Notice No. F-159**

The following applications were filed in Region I. Send Protests to: Interstate Commerce Commission, Regional Authority Center, 150 Causeway Street, Room 501, Boston, MA 02114.

MC 87451 (Sub-1-29TA), filed September 25, 1981. Applicant: CARGO TRANSPORT, INC., Sterling Road, P.O. Box 31, N. Billerica, MA 01862-0031. Representative: Samuel A. Bithoney, Jr. (same as applicant). *Contract carrier:* irregular routes: *Steam generating and fuel burning equipment, municipal and industrial boilers, flue scrubbers and*

materials, equipment and supplies used in the manufacture, sale and distribution thereof, (except classes A and B explosives, and household goods as described by the Commission), between Worcester, MA, Erie, PA and Sapulpa, OK, on the one hand, and, on the other, points in the U.S. under continuing contract(s) with Riley Stoker Corp., Worcester, MA. Supporting shipper: Riley Stoker Corp., P.O. Box 547, Worcester, MA 01613.

MC 154631 (sub-1-9TA), filed September 25, 1981. Applicant: TRANSPORT SPECIALISTS, INC., 545 Front Street, Woonsocket, RI 02895. Representative: Richard J. Wood, 357 Arnold Street, Woonsocket, RI 02895. *Contract carrier:* irregular routes: (1) *Copper clad laminates* from Franklin, NH to points in the U.S. (except AK and HI), and (2) *Equipment, materials, and supplies used in the manufacture, distribution and sale of copper clad laminates*, from the above-named destinations to the above-named origin, under continuing contract(s) with Oak Laminates Group, Inc. of Franklin, NH. Supporting shipper: Oak Laminates Group, Inc., Laminates Division, 174 North Main Street, Franklin, NH 03235.

MC 152011 (Sub 1-1TA), filed September 25, 1981. Applicant: VALLEY TRUCK RENTALS CO., INC., R.D. #5, Box 286, Jackson, NJ 08527. Representative: Robert B. Pepper, 168 Woodbridge Avenue, Highland Park, NJ 08904. *Contract carrier:* irregular routes: *Chemicals and allied products (STCC Industry Grouping) except hazardous waste* between Delaware City, DE and Newark, NJ, under continuing contract(s) with Collomer Corporation, Newark, NJ. Supporting shipper: Collomer Corporation, 46 Albert Avenue, Newark, NJ 07105.

MC 138567 (Sub-1-3TA), filed October 1, 1981. Applicant: R. L. PAQUETTE, INC., Route 7 North, Box 162, Middlebury, VT 05753. Representative: Roger Paquette, Jr. (same as applicant). *Contract carrier:* irregular routes: *Limestone (except in bulk)*, between New Haven and Florence, VT, and York, PA, on the one hand, and, on the other, points in ME, VT, MA, NH, CT, RI, NJ, PA, NY, OH, MI, IL, IN and WV, under continuing contract(s) with White Pigment Corporation of Florence, VT. Supporting shipper: White Pigment, Florence, VT 05744.

MC 158260 (Sub-1-1TA), filed September 30, 1981. Applicant: R. WESLEY HOPKINS, d.b.a. HOPKINS TRUCKING, Route 12, RFD #1, Box 622, Plainfield, CT 06374. Representative: Hugh M. Joseloff, 410 Asylum Street, Hartford, CT 06103. *Contract carrier:*

irregular routes: *Medical and cosmetic products* between Windham County, CT on the one hand, and, on the other, points in the U.S. under continuing contract(s) with National Patent Development Corp., Acme/Chaston Division, Dayville, CT. Supporting shipper: National Patent Development Corp., Acme/Chaston Division, Lake Road, P.O. Box 419, Dayville, CT 06241.

MC 59854 (Sub-1-1TA), filed September 30, 1981. Applicant: APLEYARD'S MOTOR TRANSPORTATION COMPANY, INC., 7 Lowell Street, Methuen, MA 01844. Representative: Francis E. Barrett, Jr., Esq., 10 Industrial Park Road, Hingham, MA 02043. *Liquid asphalt, in bulk*, from Newington, NH to Salem, Saugus, Groveland, Ashland, South Dennis, and Hyannis, MA. Supporting shipper: Trimount Bituminous Products Co., 1935 Parkway, Everett, MA 02149.

MC 78022 (Sub-1-1TA), filed October 2, 1981. Applicant: COMMUNITY COACH, INC., 315 Howe Avenue, Passaic, NJ 07055. Representative: J. G. Dail, Jr., P.O. Box LL, McLean, VA 22101. *Contract carrier:* irregular routes: *Passengers and interoffice documents*, between Florham Park, East Millstone, Linden, and Newark, NJ, and New York, NY, under continuing contract(s) with Exxon Corporation, New York, NY. Supporting shipper: Exxon Corporation, 1251 Avenue of the Americas, New York, NY 10020.

MC 142603 (Sub-1-26TA), filed October 2, 1981. Applicant: CONTRACT CARRIERS OF AMERICA, INC., 1071 Dwight Street, P.O. Box 179, Springfield, MA 01101. Representative: Tami L. Quinlan (same as applicant). *Contract carrier:* irregular routes: *Paper products, as well as the components and commodities used in the manufacturing of same*, to all points in the U.S. under continuing contract(s) with the Carlyle Trading Co., Inc., of Bensalem, PA. Supporting shipper: Carlyle Trading Co., Inc., 3466 Progress Drive, Bensalem, PA 19020.

MC 142974 (Sub-1-3TA), filed October 2, 1981. Applicant: SURE TRANSPORT, INC., Building 7, Room 128, Fifth Avenue, Davisville, RI 02854. Representative: David M. Marshall, Marshall and Marshall, 101 State Street, Suite 304, Springfield, MA 01103. *Contract carrier:* irregular routes: *Such commodities as are dealt in by a manufacturer or distributor of metals and metal products* between Plainville, CT, Attleboro, MA, and Providence, RI, on the one hand, and, on the other, points in the U.S. under continuing contract(s) with L.I.G. America, Inc., and its subsidiaries and divisions, of

Freehold, NJ. Supporting shipper: L.I.G. America, Inc., 20 Gibson Place, Freehold, NJ 07728.

MC 154631 (Sub-1-10TA), filed October 2, 1981. Applicant: TRANSPORT SPECIALISTS, INC., 545 Front Street, Woonsocket, RI 02895. Representative: Richard J. Wood, Jr., 357 Arnold Street, Woonsocket, RI 02895. *Contract carrier:* irregular routes: (1) *Artificial Christmas trees and related items*, from East Douglas, MA to points in the U.S. (except AK and HI), and (2) *Equipment materials and supplies used in the manufacture, distribution and sale of artificial Christmas trees and related items*, from the above-named destinations to the above-named origin, under continuing contract(s) with Mr. Christmas of East Douglas, MA. Supporting shipper: Mr. Christmas, North Street, East Douglas, MA 01516.

MC 153869 (Sub-1-2TA), filed October 25, 1981. Applicant: LORDS TRANSPORTATION, INC., 193 Vineyard Road, Edison, NJ 08817. Representative: Robert B. Pepper, 168 Woodbridge Avenue, Highland Park, NJ 08904. *Contract carrier:* irregular routes: *Pulp, paper or allied products (STCC major industry grouping 26)* between points in the U.S. except AK and HI, under continuing contract(s) with Mann Kraft Corp. of Newark, NJ. Supporting shipper: Mann Kraft Corporation, 1000 US Hwy 1, Newark, NJ 07114.

MC 144598 (Sub-1-5TA), filed October 30, 1981. Applicant: C & J TRANSPORT, INC., Route 32, P.O. Box 42, N. Vassalboro, ME 04962. Representative: Chester A. Zyblut, 366 Executive Bldg., 1030 15th St., N.W., Washington, DC 20005. (1) *Machinery and machinery parts*, and (2) *Materials, equipment and supplies used in the manufacture and distribution thereof*, between Kennebec County, ME, on the one hand, and, on the other, points in the U.S. located in and east of MN, IA, MO, AR, OK, and TX. Supporting shipper: Midstate Machine Products, Inc., Verti Drive, Winslow, ME 04091.

MC 147915 (Sub-1-6TA), filed September 30, 1981. Applicant: RUSSO MOTOR EXPRESS, INC., Keim Boulevard and Bridge Plaza, Commerce Square, Burlington, NJ 08016. Representative: Robert R. Harris, 1730 M Street, N.W., Suite 501, Washington, DC 20036-4579. *Iron pipe, flanges and fittings* from Boston, MA, New York, NY, Philadelphia, PA, Baltimore, MD, Norfolk, VA, Charleston, SC, Savannah, GA, New Orleans, LA, Houston, TX and Los Angeles and San Francisco, CA, and points within their commercial zones to points in the U.S., limited to traffic

having a prior or subsequent movement by water. Supporting shipper: U. V. International, Inc., 18300 Pioneer Blvd., Suite M, Artesia, CA 90701.

MC 155870 (Sub-1-3TA), filed September 28, 1981. Applicant: L & S EQUIPMENT, INC., Cranberry Meadow Road, Berwick, ME 03901.

Representative: John C. Lightbody, Esq., Murray, Plumb & Murray, 30 Exchange Street, Portland, ME 04101. *Contract carrier*: irregular routes: *Construction equipment* between the premises and construction sites of Seaward Construction Co., Inc. on the one hand, and, on the other, Omak, WA, under continuing contract(s) with Seaward Construction Co., Inc. of Eliot, ME. Supporting shipper: Seaward Construction Co., Inc., Route 236, Eliot, ME 03903.

MC 158510 (Sub-1-1TA), filed September 29, 1981. Applicant: ANDREA TRUCKING, INC., 125 Creek Road, Delanco, NJ 08075. Representative: Alan Kahn, 1430 Land Title Bldg., Philadelphia, PA 19110. *Metal products*, between the facilities of Cambridge Lee Industries, Inc., at New Brunswick, NJ, on the one hand, and, on the other, points in CT, DE, MA, MD, ME, NH, NJ, NY, PA, RI, and VA, under continuing contract(s) with Cambridge Lee Industries, Inc. of New Brunswick, NJ. Supporting shipper: Cambridge Lee Industries, Inc., 475 Jersey Avenue, P.O. Box 598, New Brunswick, NJ 08903.

MC 157881 (Sub-1-1TA), filed September 29, 1981. Applicant: EVERFRESH TRANSPORT INC., P.O. Box 711, Derby, NY 14047. Representative: Robert D. Gunderman, Can-Am Building, 101 Niagara Street, Buffalo, NY 14202. *Contract carrier*: irregular routes: *Bananas*, between New York, NY, Baltimore, MD, and Wilmington, DE, on the one hand, and, on the other, points in MI, NY, OH, and PA, pursuant to a continuing contract(s) with Castle & Cooke Foods Inc., of Hauppauge, NY. Supporting shipper: Castle & Cooke Foods, Inc., 330 Motor Parkway, Suite 330, Hauppauge, NY 11788.

MC 158250 (Sub-1-1TA), filed October 1, 1981. Applicant: LIMO-1, INC., 20 W. Graisbury Ave., Audubon NJ 08106. Representative: Peter L. Corelli, 1209 Wyndmoor Road, Cherry Hill, NJ 08034. *Passengers and their baggage in the same vehicles in charter and special operations* between points in NJ, PA, NY, DE, VA, MD, CT, MA, DC, and RI. Supporting shipper: Golden Nugget Hotel, Casino, P.O. Box 1737, Atlantic City, NJ.

MC 116371 (Sub-1-9TA), filed October 5, 1981. Applicant: LIQUID CARGO

LINES LIMITED, 452 Southdown Road, Clarkson, Ontario, CD L5J 2Y4.

Representative: Wilhelmina Boersma, 1600 First Federal Building, Detroit, MI 48226. *Liquid commodities in bulk* between New Castle County, DE and Bristol County, MA, on the one hand, and, on the other, border crossing points on the US/CD International Boundary Line in NY and VT. Supporting shipper: Atkemix, Inc., P.O. Box 1085, Brantford, Ontario, CD N3R 5T2.

MC 158383 (Sub-1-1TA), filed October 6, 1981. Applicant: MST LEASING CORP., 250 Miller Place, Hicksville, NY 11801. Representative: Jack L. Schiller, Esq., 123-80 83rd Avenue, Kew Gardens, NY 11415. (1) *Plastic bottles and bottle caps* from the facilities of Owens-Illinois, Inc., located at or near Milford, CT to the facilities of the Coca Cola Bottling Company of New York, located at or near Elmsford and Maspeth, NY and East Brunswick, NJ; (2) *Plastic bottles and bottle caps* from the facilities of Amoco Plastics located at or near Langhorne, PA to the facilities of the Coca Cola Bottling Company of New York located at or near Elmsford and Maspeth, NY; (3) *Glass bottles and bottle caps* from the facilities of Glass Container Corp., located at or near Dayville, CT to the facilities of the Coca Cola Bottling Company of New York, located at or near Elmsford and Maspeth, NY and East Brunswick and Paterson, NJ; (4) *Coffee* from the facilities of Chock Full O' Nuts, Inc. located at or near Brooklyn, NY and Jamaica, NY to Boston, MA. Supporting shipper(s): The Coca Cola Bottling Company of New York, 145 Huguenot Street, New Rochelle, NY 10801; Chock Full O' Nuts, Inc., 370 Lexington Avenue, New York, NY 10017.

MC 155266 (Sub-1-1TA), filed October 6, 1981. Applicant: JOHN J. VETERI LEASING CORP., P.O. Box 264, West Paterson, NJ 07424. Representative: John J. Veteri, (same as applicant). *Games and toys, computer games, swimming pools, and related materials*, between Amsterdam and New York, NY and Cannonsburg, PA, on the one hand, and, on the other, points in the U.S. Supporting shipper: Coleco Industries, Inc., 10 Park Street, Amsterdam, NY 12010.

MC 127905 (Sub-1-2TA), filed October 6, 1981. Applicant: LYNN H. SCOTT, INC., 8532 Blossvale Road, Blossvale, NY 13308. Representative: John D. Shannon, 326 Stone Street, Oneida, NY 13421. *Copper products in flatbeds, vans, and dump vehicles* from points in Oswego County, NY on the one hand, and, on the other, points in the U.S. (except AK and HI). Supporting shipper:

Omega Wire, Inc., Williamstown, NY 13493.

MC 134806 (Sub-1-19TA), filed October 5, 1981. Applicant: B-D-R TRANSPORT, INC., Vernon Drive, P.O. Box 1277, Brattleboro, VT 05301. Representative: Edward T. Love, 4401 East West Highway, Suite 404, Bethesda, MD 20814. *Contract carrier*: irregular routes: *Woodburning stoves*, from Somerville, MA to Sacramento and Santa Cruz, CA, under continuing contract(s) with New Age Enterprises d.b.a. Pacific Woodstove Distributors, of Santa Cruz, CA. Supporting shipper: New Age Enterprises d.b.a. Pacific Woodstove Distributors, P.O. Box 1148, Santa Cruz, CA 95080.

MC 148203 (Sub-1-4TA), filed October 7, 1981. Applicant: COPPER CITY TRANSPORT, INC., Old Route 5S, R.D. #2, Frankfort, NY 13340. Representative: Murray J. S. Kirshtein, Esq., 118 Bleecker Street, Utica, NY 13501. *Contract carrier*: irregular routes: *Dry expanded animal food, in bags, and materials and supplies used in the manufacturing and packaging of animal food* between Sherburne, NY and points in MA, ME, PA, OH, VT, NH, CT, RI, NJ, DE, VA, WV, WI, IA, ME, and IN under continuing contract(s) with Chenango Valley Pet Foods, Inc., Sherburne, NY. Supporting shipper: Chenango Valley Pet Foods, Inc., 10 West State Street, Sherburne, NY 13460.

MC 150124 (Sub-1-2TA), filed October 5, 1981. Applicant: MARBERN TRUCKING INC., R.D. #1, Box 75, Albany Street, West Winfield, NY 13491. Representative: Murray J. S. Kirshtein, Esq., 118 Bleecker Street, Utica, NY 13501. *Contract carrier*: irregular routes: *Electrical appliances and fabricated metal products and materials and supplies used in their manufacture* between Hartford, WI and Old Forge, PA on the one hand, and, on the other points in the U.S. under continuing contract(s) with Broan Manufacturing Co., Inc. of Hartford, WI. Supporting shipper: Broan Manufacturing Co., Inc., 926 West State Street, Hartford, WI 53027.

MC 142974 (Sub-1-4TA), filed October 6, 1981. Applicant: SURE TRANSPORT, INC., Building 7, Room 128, Fifth Avenue, P.O. Box G, Davisville, RI 02854. Representative: David M. Marshall, Marshall and Marshall, 101 State Street—Suite 304, Springfield, MA 01103. *Contract carrier*: irregular routes: *Such commodities as are dealt in by a manufacturer or distributor of paper, plastic, and paper and plastic products*, between the facilities of Glas-Kraft Inc. at Slatersville, RI, on the one hand, and,

on the other, points in the U.S. under continuing contract(s) with Glas-Kraft Inc., Slatersville, RI. Supporting shipper: Glas-Kraft Inc., P.O. Box 158, Slatersville, RI 02876.

MC 35387 (Sub-1-2TA), filed October 6, 1981. Applicant: ORBIT EXPRESS, INC., 105 Creeper Hill Road, North Grafton, MA 01536. Representative: David M. Marshall, Marshall and Marshall, 101 State Street—Suite 304, Springfield, MA 01103. *Contract carrier:* irregular routes: *General commodities (except Classes A and B explosives and hazardous wastes)* between points in Worcester County, MA, on the one hand, and, on the other, points in the U.S. under continuing contract(s) with N.E. Traffic Consultants, Inc., North Grafton, MA. Supporting shipper: N. E. Traffic Consultants, Inc., 105 Creeper Hill Road, North Grafton, MA 01536.

The following applications were filed in Region 2. Send protests to: ICC, Fed. Res. Bank Bldg., 101 North 7th St., Rm. 620, Philadelphia, Pa. 19106.

MC 35519 (Sub-II-1TA), filed October 5, 1981. Applicant: J. W. Athey, Sr. & J. W. Athey, Jr., d.b.a. ATHEY TRUCKING, Route 1, Box 364, Stephens City, VA 22655. Representative: Frank B. Hand, Jr., 523 South Cameron St., Winchester, VA 22601. *Apple Products, in bulk, in tank vehicles, from Jefferson County, WV to pts. in Frederick, Shenandoah and Rockingham Counties, VA for 270 days.* Supporting shipper: National Fruit Product Co., Inc., 550 Fairmont Ave., Winchester, VA 22601.

MC 158263 (Sub-II-1TA), filed September 30, 1981. Applicant: FRENZ PETROLEUM CORPORATION, 2318 West State Street, New Castle, PA 16103. Representative: JOHN A. PILLAR, ESQ., Pillar & Mulroy, 1500 Bank Tower, 307 Fourth Avenue, Pittsburgh, PA 15222. *Contract:* irregular: *Petroleum, natural gas and their products, in bulk, in tank vehicles, (1) from Warren, PA to Wellsville, OH; and (2) from Youngstown and Niles, OH to points in the counties of Beaver, Butler, Lawrence and Mercer, PA, under a continuing contract with United Refining Company of Warren, PA for 270 days.* An underlying ETA seeks 120 days authority. Supporting shipper: United Refining Company, Box 599, Warren, PA 16365.

MC 158580 (Sub-2-1TA), filed September 30, 1981. Applicant: Marvin K. Hickman, d.b.a. HICKMAN TRANSPORTATION CO., 19750 Southland Rd., Jackson Center, OH 45334. Representative: Richard D. Howe, 600 Hubbell Bldg., Des Moines, IA 50309. *Waterbed furniture, between Hardin, Maury, Williamson, and Davidson*

Counties, TN, on the one hand, and, on the other, Denver, CO; Salt Lake City, UT; and points in the east of TX, OK, KS, NE, SD, and ND. Supporting shipper: Morning Surf, Inc., 1607 Wayne Road, Savannah, TN 38372.

MC 158501 (Sub-II-1TA), filed September 30, 1981. Applicant: JAYGAR CORPORATION, 1473 Beers School Road, Coraopolis, PA 15108. Applicant's Representative: JOHN A. PILLAR, ESQ., Pillar & Mulroy, 1500 Bank Tower, 307 Fourth Avenue, Pittsburgh, PA 15222. Authority sought to contract irregular: *Drugs, medicines and medical equipment, between Allegheny County, PA, on the one hand, and, on the other, points in OH, WV and that part of PA on the west of U.S. Hwy. Route 15, under a continuing contract with Travenol Laboratories, Inc. for 270 days.* An underlying ETA seeks 120 days authority. Supporting shipper: Travenol Laboratories, Inc., 6301 Lincoln Ave., Morton Grove, IL 60053.

MC 150179 (Sub-II-3TA), filed September 30, 1981. Applicant: LOGISTICS, INC., 214 S. Perry St., P.O. Box 638, Dayton, OH 45402. Representative: Stephen J. Habash, 100 E. Broad St., Columbus, OH 43215. *Contract:* irregular: *Metal products between Vandalia, OH, on the one hand, and, on the other, Palm Beach County, FL and Lexington, KY under contract with Ochs Tool & Die, Inc. of Vandalia, OH for 270 days.* An underlying ETA seeks 120 days authority. Supporting shipper: Ochs Tool & Die, Inc., 849 Scholz Dr., Vandalia, OH 45377.

MC 147655 (Sub-II-6TA), filed October 5, 1981. Applicant: PAYNE, INC., P.O. Box 112, Brandy Station, VA 22714. Representative: Gary E. Thompson, 4304 East-West Highway, Bethesda, MD 20814. *Recyclable commodities between points in MD, NC, NJ, OH, PA, VA and WV for 270 days.* An underlying ETA seeks 120 days authority. Supporting shipper: Recycling Enterprises, Inc., P.O. Box 269, Old Webster Rd., Oxford, MA 01540-0269.

MC 20916 (Sub-2-2TA), filed October 5, 1981. Applicant: JOHN T. SISK, Route 2, Box 182-B, Culpeper, VA 22701. Representative: Frank B. Hand, Jr., 523 South Cameron St., Winchester, VA 22601. *Brick and masonry materials, from Orange, VA to Brooklyn, NY for 270 days.* Supporting shipper: Kings Material Co., Inc., 3707 15th Ave., Brooklyn, NY 11218.

MC 136511 (Sub-II-16TA), filed October 5, 1981. Applicant: VIRGINIA APPALACHIAN LUMBER CORP., 9640 Timberlake Rd., Lynchburg, VA 24502. Representative: J. Johnson Eller, Jr., 513 Main St., Altavista, VA 24517. *Plastic*

articles between points in Caddo Parish, LA on the one hand, and, on the other, points in the U.S. for 270 days. Supporting shipper: Southern Plastics, Inc., P.O. Box 9159, Shreveport, LA 71109.

MC 138714 (Sub-II-8TA), filed October 6, 1981. Applicant: VIRGINIA TRANSPORTATION, INC., Box 26449, Richmond, VA 23261. Representative: Eric Meierhoefer, Suite 1000, 1029 Vermont Ave., NW, Washington, DC 20005. *Contract: irregular: mattresses and box springs, and materials and supplies used in the manufacture and distribution thereof, between Richmond, VA, and points in its commercial zone, on the one hand, and, on the other, points in and east of MS, TN, KY, IL, and WI, under continuing contract(s) with Eastern Sleep Products, Inc., of Richmond, VA for 270 days.* An underlying ETA seeks 120 days authority. Supporting shipper: Eastern Sleep Products, Inc., P.O. Box 26607, Richmond, VA 23261.

MC 147755 (Sub-II-1TA), filed October 5, 1981. Applicant: CONRAD & SON TRUCKING, INC., Route 4, Van Wert, OH 45891. Representative: John L. Alden, 1396 W. Fifth Ave., Columbus, OH 43212. *Materials, equipment and supplies used in the manufacture and distribution of automobiles, between Indianapolis, IN and Detroit, MI, on the one hand, and, on the other, points in Detroit and Trenton MI, Indianapolis, IN and Lima, OH for 270 days.* An underlying ETA seeks 120 days authority. Supporting shipper(s): Chrysler Corp., 1100 S. Tibbs Ave., Indianapolis, IN 46241.

MC 116212 (Sub-II-1TA), filed October 7, 1981. Applicant: EYRE BUS SERVICE, INC., 15910 Union Chapel Rd., Woodbine, MD 21797. Representative: L. C. Major, Jr., Suite 400 Overlook Bldg., 6121 Lincolina Rd., Alexandria, VA 22312. *Passengers and their baggage, in the same vehicle with passengers, over the following described regular routes: (1) Between Mount Airy, MD and Washington, DC, as follows: From Mount Airy, MD, over MD Hwy 27 to jct MD Hwy 108, at or near Damascus, MD, then over MD Hwy 108 to jct MD Hwy 124, then over MD Hwy 124 to jct Sundown Road, then over Sundown Road to jct Brink Road, then over Brink Road to jct Goshen Road, then over Goshen Road to jct Wightman Road, then over Wightman Road to jct Montgomery Village, Avenue, then over Montgomery Village Avenue to Lost Knife Road, then over Lost Knife Road to Odenend Hall Avenue, then over Odenend Hall Avenue to Russell*

Avenue, then over Russell Avenue to Montgomery Village Avenue, then over Montgomery Village Avenue to jct Quince Orchard Road, then over Quince Orchard Road to jct Interstate Hwy 270, then over Interstate Hwy 270 to jct Interstate Hwy 495, then over Interstate Hwy 495 to jct MD Hwy 355, then over MD Hwy 355 to Washington, DC, and return over the same route, serving all intermediate points between Mount Airy and the jct of Interstate Hwy 270 and Quince Orchard Road, at or near Gaithersburg, MD; and (2) Between Lisbon, MD and the jct of Brink Road and MD Hwy 124, west of Laytonsville, MD, as follows: From Lisbon over MD Hwy 144 to jct MD Hwy 94, then over MD Hwy to jct MD Hwy 108, at or near Bootjack, MD, then over MD Hwy 108 to jct Brink Road and Sundown Road, in Laytonsville, then over Brink Road to jct MD Hwy 124, west of Laytonsville, and return over the same route, serving all intermediate points, for 180 days. An underlying ETA seeks 120 days authority. Supporting shippers: There are 14 supporting shippers. Their statements may be examined at the ICC Regional Office, Philadelphia, PA.

MC 158638 (Sub-II-1TA), filed October 5, 1981. Applicant: F. A. K. TRUCKING, INC., Suite 707, One Montgomery Drive, Norristown, PA 19401. Representative: Raymond A. Thistle, Jr., Five Cottman Ct., Homestead Rd & Cottman St., Jenkintown, PA 19046. *Contract carrier: irregular route: pulp and plastic products*, from Narrows, VA and Rock Hill, SC to Newark, NJ, under continuing contract(s) with Georgia Pacific Corp. of Portland, OR for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper(s): Georgia Pacific Corp., 290 Ferry St., Newark, NJ.

MC 76746 (Sub-II-9TA), filed October 5, 1981. Applicant: HALL'S MOTOR TRANSIT COMPANY, 6060 Carlisle Pike, Mechanicsburg, PA 17055. Representative: Edward W. Kelliher (same as applicant). Regular Route, Common Carrier, *General commodities, except those of unusual value, class A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment*, serving Forest City, Iowa, and points in its commercial zone, as intermediate points on carrier's regular-route between Ames, Iowa, and Albert Lea, MN, over U.S. Hwy 69, for 270 days. Supporting shipper: Minnesota Mining and Manufacturing Company, 3M Center-Bldg 225-1S, St. Paul, MN 55144.

Note.—Applicant intends to tack with authority in MC-67646 and MC-43421.

MC 145930 (Sub-II-8TA), filed October 5, 1981. Applicant: WILLIAM E. MOROG, d.b.a. JONICK & CO., 4500 E. Liberty Ave., Vermillion, OH 44089. Representative: Boyd B. Ferris, 50 W. Broad St., Columbus, OH 43215. *Such commodities as are dealt in or used by manufacturers of fluxing material*, between Medina, OH, on the one hand, and, on the other, points in IN and KY, for 270 days. Supporting shipper(s): American Metal Chemical Corp., 835 W. Smith St., Medina, OH 44258.

MC 150445 (Sub-II-3TA), filed October 8, 1981. Applicant: ALFONSO V. MANGIONE, 510 S. Main St., Pittston, PA 18640. Representative: Joseph A. Keating, Jr., 121 S. Main St., Taylor, PA 18517. (1) *Coal and coal products*, between Luzerne and Schuylkill Counties, PA on the one hand, and, on the other, points in ME and NJ; (2) *Coal and coal products* between Carbon and Northumberland Counties, PA on the one hand, and, on the other, points in CT, MA, RI, NH, VT, NY, DE, OH, ME and NJ, for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper(s): Centralia Coal Sales, P.O. Box 478, Wilkes Barre, PA 18702.

MC 135364 (Sub-II-13TA), filed October 5, 1981. Applicant: MORWALL TRUCKING, INC., R.D. 3, Box 76C, Moscow, PA 18444. Representative: J. G. Dail, Jr., P.O. Box LL, McLean, VA 22101. *Contract: Irregular: Electrical appliances, and materials, equipment and supplies used in the manufacture thereof*, between Fayetteville, TN, on the one hand, and, on the other, New York, NY, Chicago, IL, Secaucus, NJ, Philadelphia, PA, Boston, MA, Los Angeles, CA, Dallas, Fort Worth, and Houston, TX, St. Louis, MO, Milwaukee, WI, New Orleans, LA, Miami, FL, and Little Rock, AR, under continuing contract(s) with Tennessee Fan Company, Division of MECA, for 270 days. An underlying ETA seeks 120 days' authority. Supporting shipper: Tennessee Fan Company, Division of MECA, 1780 Wilson Parkway, Fayetteville, TN 37334.

MC 152218 (Sub-II-2TA), filed October 5, 1981. Applicant: OHIO PIGGYBACK TRANSPORTATION, INC., 2660-A Fisher Rd., Columbus, OH 43204. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215. *Contract, irregular: General commodities (except Classes A & B explosives and commodities in bulk)* between Columbus, OH, on the one hand, and, on the other, points in IN, MI, PA and WV, under continuing contract(s) with PVF Manufacturing, Inc. of Columbus, OH. Supporting shipper(s):

PVF Manufacturing, Inc., 1999 Dividend Dr., P.O.B. 28227, Columbus, OH 43228.

MC 136782 (Sub-II-3TA), filed October 8, 1981. Applicant: R.A.N. TRUCKING CO., P.O. Box 128, Eau Claire, PA 16030. Representative: Thomas M. O'Brien, 10 South LaSalle St., Suite 1600, Chicago, IL 60603. *Chemicals and chemical products, petroleum and petroleum products*, from the facilities of Mooney Chemicals, Inc. at Franklin, PA to Atlanta, GA; Houston, TX; and Kansas City, MO for 270 days. Supporting shipper: Mooney Chemicals, Inc., 2301 Scranton Rd., Cleveland, OH 44112.

MC 148471 (Sub-II-2TA), filed October 8, 1981. Applicant: JACK N. STOUT, INC., d.b.a. THROUGH TRANSPORTATION, 11214 Old Carriage Rd., Glen Arm, MD 21057. Representative: Edward N. Button, 635 Oak Hill Ave., Hagerstown, MD 21740. *Contract: irregular: Metal fireplaces and materials, equipment, and supplies used in the manufacture thereof* between Fullerton, CA on the one hand, and, on the other, pts. in the U.S. in and west of MN, IA, MO, AR, and LA for 270 days under continuing contract(s) with Superior Fireplace Co., Fullerton, CA. An underlying ETA seeks 120 days authority. Supporting shipper: Superior Fireplace Co., 4325 Artesia Ave., Fullerton, CA 92633.

MC 158613 (Sub-II-1TA), filed October 5, 1981. Applicant: TRICOR BUSINESS GROUP, INC., 1700 Riverside Drive, P.O. Box A, Bethlehem, PA 18015. Representative: Roger D. Hershman, Administrative Office, 22 Olde Mill Run, Medford, NJ 08055. *Such commodities as are dealt in or used by manufacturers or distributors of oil field equipment*, between the facilities of Bethlehem Fabricators, Inc., its affiliates, dealers, or suppliers, on the one hand, and, on the other, points in the United States, limited to transportation to be performed under continuing written contract(s) with Bethlehem Fabricators, Inc., of Bethlehem, PA for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper(s): Bethlehem Fabricators, Inc., 1700 Riverside Drive, P.O. Box A, Bethlehem, PA 18015.

MC 158613 (Sub-II-2TA), filed October 5, 1981. Applicant: TRICOR BUSINESS GROUP, INC., 1700 Riverside Drive, P.O. Box A, Bethlehem, PA 18015. Representative: Roger D. Hershman, Administrative Office, 22 Olde Mill Run, Medford, NJ 08055. *Such commodities as are dealt in or used by manufacturers or distributors of machines*, between the facilities of Park Corporation, its affiliates, dealers, or suppliers on the

one hand, and, on the other, points in the United States for 270 days. An underlying ETA seeks 120 days. Supporting shipper(s): Park Corporation 4301 Wissahickon Ave., Nicetown, Philadelphia, PA 19140.

The following applications were filed in Region 3. Send protests to ICC, Regional Authority Center, P.O. Box 7600, Atlanta, GA 30357.

MC 154103 (Sub-3-6TA), filed August 26, 1981. Republication—Originally published in *Federal Register* of September 8, 1981, page 44907, volume 46, No. 173. Applicant: MID SOUTH FREIGHT, INC., P.O. Box 446, Hendersonville, TN 37075. Representative: Joe F. Powell (same as above). *Manufactures disposable industrial and institutional products such as wipes (cloth) wash cloths, disposable cloths and towels and roll piece goods non woven and syn material*, from the facilities of American Threshold, Asheville, NC to points in the U.S. Supporting shipper(s): American Threshold Industries, Inc., P.O. Box 8098, Asheville, NC 28814.

MC 157302 (Sub-3-4TA), filed October 5, 1981. Applicant: OLD SOUTH FREIGHT SERVICE, INC., 2805 Foster Avenue, Suite 202, Nashville, TN 37210. Representative: Stephen L. Edwards, 806 Nashville Bank & Trust Building, 315 Union Street, Nashville, TN 37201. *Metal products between Cheatham and Dickson Counties, TN, on the one hand, and, on the other, points in the U.S.* Supporting shipper: Boyce Steel, Inc. and Dunn Ornamental Steel, Inc., P.O. Box B, Kingston Springs, TN 37802.

MC 150700 (Sub-3-5TA), filed October 5, 1981. Applicant: OLIN WOOTEN TRANSPORT CO., INC., P.O. Box 731, Hazlehurst, GA 31539. Representative: Sol H. Proctor, 1101 Blackstone Building, Jacksonville, FL 32202. *Paper and Paper Products and Materials, Equipment and Supplies used in the manufacture and distribution of paper products between Albany, GA on the one hand, and, on the other, points in AL, FL, KY, MD, NC, SC, TN, VA, and WV.* Supporting shipper: Manville Forest Products Corporation, P.O. Box 488, West Monroe, LA 71291.

MC 114098 (Sub-3-4TA), filed October 5, 1981. Applicant: LOWTHER TRUCKING COMPANY, INC., P.O. Box 3117 C.R.S., Rock Hill, SC 29731-3117. Representative: Lawrence E. Lindeman, 425-13th St., N.W., Suite 1032, Washington, DC 20004. *Contract carrier; irregular; general commodities (except classes A and B explosives)*, between Tampa, FL and Laurinburg, NC, on the one hand, and, on the other, points in the United States. Supporting shipper:

Reeves Southeastern Corporation, P.O. Box 1968, Tampa, FL 33601.

MC 146788 (Sub-3-2TA), filed October 2, 1981. Applicant: HARDEE'S TRANSPORT, INC., 1314 Eastport Road, P.O. Box 26159, Jacksonville, FL 32218. Representative: Norman J. Bolinger, Esq., Suite 225, 3100 University Blvd. So., Jacksonville, FL 32216. *General commodities (except classes A and B explosives)* between points in AL, FL, GA, LA, MS, NC, SC, TN, and VA. Supporting shippers: There are seventeen (17) appendix of support which may be reviewed at the Atlanta, GA Regional Office.

MC 140914 (Sub-3-1TA), filed October 5, 1981. Applicant: DOBSON TRUCKING, INC., P.O. Box 498, Dobson, NC 27017. Representative: Eric Meierhoefer, Suite 1000, 1029 Vermont Avenue, NW, Washington, DC 20005. *Metal products*, between points in New Hanover and Brunswick Counties, NC, on the one hand, and, on the other, points in Surry County, NC. Supporting shipper(s): Exposaic Wire Co., P.O. Box 1122, Mt. Airy, NC 27030

MC 146674 (Sub-3-1TA), filed October 2, 1981. Applicant: K.I.T. MOTOR EXPRESS, INC., PO Box 4004, Louisville, KY 40204. Representative: Edward J. Kiley, 1730 M Street N.W., Washington, DC 20036. *Contract irregular automobile parts and accessories, keys and key machines, fasteners and chemicals*, between the facilities of Curtis industries, at or near Shelbyville, KY, on the one hand, and, on the other, Atlanta, GA; Dallas, TX; Edison, NJ; Sparks, NV and Dubuque, IA. Supporting shipper: Curtis Industries, Inc., P.O. Box 366, Industrial Park, Shelbyville, KY 40065.

MC 148362 (Sub-3-14TA), filed October 2, 1981. Applicant: HAR-BET, INC., 7209 Tara Boulevard, Jonesboro, GA 30236. Representative: O. L. Godfrey Jr (same address as applicant). *Contract: Irregular: General Commodities (except commodities in bulk, and classes A and B explosives)* between the facilities of Pomona Products Company, Division of Stokely-Van Camp, Inc., at or near Griffin, GA, on the one hand, and on the other, points in the U.S. under contract or continuing contract(s) with Pomona Products Company, Division of Stokely-Van Camp, Inc., of Griffin, GA. Supporting shipper: Pomona Products Company, Division of Stokely-Van Camp, Inc., P.O. Drawer B, Griffin, GA 30224.

MC 111936 (Sub-3-13TA), filed October 2, 1981. Applicant: MURROW'S TRANSFER, INC., P.O. Box 4095, High Point, NC 27263. Representative: Wilmer B. Hill, 805 McLachlen Bank Building, 666 Eleventh Street, NW., Washington,

D.C. 20001. *Nuts, bolts, steel, nickel, chrome, and other-plated*, from points in IL to Charlotte, NC. Supporting shipper: American Eagle International, 515 Enterprise Drive, Charlotte, NC.

MC 158381 (Sub-3-4TA), filed October 6, 1981. Applicant: YELLOW LAKE, INC., Post Office Box 1364, Auburndale, FL 33823. Representative: Elbert Brown, Jr., Post Office Box 1378, Altamonte Springs, FL 32701-1378. *Contract, Irregular, Foodstuffs and related products and Pet Foods and related products*, between points in the U.S. (except AK & HI) under continuing contracts with Heinz USA, Division of H. J. Heinz Company; Carnation Company; Bordo Citrus Products; Southland Frozen Foods, Inc.; John Sexton & Company, and Doric Foods Corporation. Supporting shippers: There are six (6) support statements attached to this application which may be examined at the ICC Regional Office, Atlanta, GA.

MC 158658 (Sub-3-1TA), filed October 6, 1981. Applicant: WIL-DO MOTORS INC., d.b.a. TRION MOTORS, 1120 Central Ave., Trion, GA 30753. Representative: Wilburn H. Dooley (same address as applicant). *Contract, Irregular; (1) Manufactured farm implements from Chattooga County, GA to TX, LA, NC, SC, and IL. (2) Raw materials for manufacturing farm implements from TX, LA, NC, SC, and IL to Chattooga County, GA, under continuing contract(s) with supporting shipper: J Bar Tractor, Inc., Hwy 27, Trion, GA 30753.*

MC 155915 (Sub-3-2TA), filed October 6, 1981. Applicant: M. T. TRANSPORTATION, INC., P.O. Box 636, Goldenrod, FL 32733. Representative: Gerald D. Colvin, Jr., 603 Frank Nelson Building, Birmingham, AL 35202. *Contract, irregular; general commodities*, between points in the U.S. under continuing contract with American Cool Air Corporation, 3604 Mayflower Street, Jacksonville, FL 32205.

MC 128117 (Sub-3-9TA), filed October 6, 1981. Applicant: NORTON-RAMSEY MOTOR LINES, INC., P.O. Box 896, Hickory, NC 28601. Representative: Edward T. Love, 4401 East West Highway, Suite 404, Bethesda, MD 20814. *Canned goods*, from St. Francisville, and Belledeau, LA to points in AL, GA, NC, PA, TN on and east of Interstate Highway 65, VA, SC and WV. Supporting shipper: Joan of Arc Company, 2231 W. Altorfer, Peoria, IL 61615.

MC 144715 (Sub-3-13TA), filed October 6, 1981. Applicant: ANDERSON

& WEBB TRUCKING CO., INC., P.O. Box 1523, 770 W. Lebanon, Mt. Airy, NC 270301523. Representative: Eric Meierhoefer, Suite 1000, 1029 Vermont Avenue, NW, Washington, DC 20005. *Such commodities as are dealt in by office, school, and art supply stores, and materials and supplies used in the manufacture and distribution thereof,* between the facilities of Hunt Manufacturing Company in Boone County, KY; Iredell County, NC; and New York, NY; on the one hand, and, on the other, points in and east of ND, SD, NE, KS, OK, and TX. Supporting shipper(s): Hunt Manufacturing Company, 2020 West Front Street, Statesville, NC 28677.

MC 141870 (Sub-3-2TA), filed October 6, 1981. Applicant: DIVERSIFIED TRUCKING CORP., 309 Williamson Avenue, Opelika, AL 36802. Representative: Robert E. Tate, P.O. Box 517, Evergreen, AL 36401. *Contract, irregular; Food and kindred products and containers* from Carson, CA to all points in the U.S. under contract(s) with The Wiki Wiki Corporation. Supporting shipper: The Wiki Wiki Corporation; 16926 Keegan Avenue; Carson, CA 90746.

MC 40898 (Sub-3-1TA), filed October 6, 1981. Applicant: S & W MOTOR LINES, INC., P.O. Box 11439, Greensboro, NC 27409. Representative: Kim G. Meyer, 235 Peachtree St., N.E., Suite 1200, Atlanta, GA 30303. (1) *Containers, container closures, container components and packaging products* between the facilities of Owens-Illinois in Davidson County, NC and at or near Atlanta, GA on the one hand, and on the other, points in SC, GA, FL, NC and VA. (2) *Malt beverages* between the facilities of Pabst Brewing Company at or near Houston County, GA and points in Rowan and Guilford Counties, NC. Supporting shippers: Owens-Illinois, Inc., One SeaGate, Toledo, OH 43666; Hitchcock Beverage Co., Inc., 1916 Church, Greensboro, NC 27405; Bennett Distributing Company, Inc., P.O. Box 142, Salisbury, NC 28144.

MC 146377 (Sub-3-1TA), filed October 5, 1981. Applicant: EDWARD MCGILL, INC., 3 General Avenue, Rome, GA 30161. Representative: ITT Continental Baking Company, Inc., 800 Eden Valley Road, Rome, GA 30161. *Contract carrier, irregular; perishable bakery products,* from Rome GA, to points in KY, VA, and WV, under a continuing contract with ITT Continental Baking Company, Inc., of Rome, GA. Supporting shipper: ITT Continental Baking Company, Inc., 800 Eden Valley Road, Rome, GA 30161. Applicant intends to tack this authority

with authority held in MC-146377, Sub 2F.

MC 151204 (Sub-3-3TA), filed October 8, 1981. Applicant: 321 EQUIPMENT LEASING COMPANY, 712 West Airline Avenue, Gastonia, NC 28052. Representative: Rebecca P. Dalton (same address as applicant). *General Commodities (except classes A and B explosives),* between points in AL, AZ, AR, CA, CO, CT, DE, FL, GA, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, NE, NH, NJ, NM, NY, NC, OH, OK, PA, RI, SC, TN, TX, VT, VA, WV, WI and DC. Supporting shippers: There are 15 statements of support attached to this application which may be examined at the I.C.C. Regional Office in Atlanta, GA.

MC 61264 (Sub-3-5TA), filed October 8, 1981. Applicant: PILOT FREIGHT CARRIERS, INC., P.O. Box 615, Winston-Salem, NC 27102. Representative: (Mrs.) Pansy Beroth (same address as applicant). *Contract Carrier: Irregular; General Commodities (except Classes A & B explosives),* between points in the U.S., except AK and HI, under continuing contract(s) with E. I. du Pont de Nemours & Company, Inc. Supporting shipper: E. I. du Pont de Nemours & Company, Inc., Wilmington, DE 19898.

MC 47171 (Sub-3-15TA), filed October 18, 1981. Applicant: COOPER MOTOR LINES, INC., P.O. Box 2820, Greenville, SC 29602. Representative: Harris G. Andrews (same address as applicant). *Drugs, medicines, toilet preparations, hospital and dental supplies and related articles (except commodities in bulk)* from Cranford, Somerset, Cranbury, Milltown, Edison, Trenton, South Brunswick and Twin Rivers, NJ to Jacksonville, FL. Supporting shippers: J. B. Williams Company, 750 Walnut Avenue, Cranford, NJ 07016; Personal Products Company, Milltown, NJ 08850; Carter Wallace, Inc., Half Acre Road, Cranbury, NJ 08512.

MC 145219 (Sub-3-3TA), filed October 8, 1981. Applicant: BUILDERS TRANSPORT, INC., P.O. Box 500, Camden, SC 29020. Representative: B. M. Shirley, P.O. Box 500, Camden, SC 29020. *Roofing and Roofing Materials, and the Materials, Equipment and Supplies used in their manufacture or distribution,* between Ouachita County, AR, on the one hand, and, on the other, points in and east of MN, IA, NE, KS, OK and TX. Supporting shipper: Elk Roofing Products, Division of ELCOR Corp., P.O. Box 37, Stephens, AR 71764.

MC 148183 (Sub-3-16TA), filed October 3, 1981. Applicant: ARROW TRUCK LINES, INC., P.O. Box 432, Gainesville, GA 30503. Representative:

Mr. Jerry Gereghy (same address as applicant). (1) *Motors, Electric and (2) Materials, equipment and supplies used in the manufacture, sale and distribution of the commodities named in (1) above (except in bulk),* between Hall County, GA and VA, KY, WV, DC, MD, DE, NJ, CT, MA, VT, NH, ME, RI, NY, PA, MN, IA, MO, AR, OK, KS, NE, SD, ND, MT, ID, WY, CO, NM, AZ, UT, NV, WA, OR and CA. Supporting shipper: Leece-Neville Division Sheller Globe Corporation, 989 Athens Street, SE, Gainesville, GA 30501.

MC 124835 (Sub-3-14TA), filed October 7, 1981. Applicant: PRODUCERS TRANSPORT CO., P.O. Box 4022, Chattanooga, Tennessee 37405. Representative: David K. Fox (same address as applicant). *Hazardous Waste and Recycled and Virgin Solvents,* between the facilities of Enterprise Recovery Systems, Inc. near Collierville, TN (at the TN-MS State line), on the one hand, and, on the other, all points in AR, KY, and MS. Supporting shipper: Enterprise Recovery Systems, Inc., Rt. 2, Box 480, Collierville, TN 38017.

MC 123872 (Sub-3-7TA), filed October 8, 1981. Applicant: W & L MOTOR LINES, INC., P.O. Box 3467, Hickory, NC 28603. Representative: Allen E. Bowman, P.O. Box 3467, Hickory, NC 28603. *Such Commodities as are dealt in by chain grocery and food business houses,* between points in NC and SC, on the one hand, and, on the other, points in FL. Supporting shipper: Atlas Marketing Co., Inc., P.O. Box 9592, Charlotte, NC 28205.

MC 146447 (Sub-3-11TA), filed October 7, 1981. Applicant: TANBAC, INC., 2941 SW 1st Terr., Ft Lauderdale, FL 33315. Representative: Richard B. Austin, 320 Rochester Building, 8390 NW 53d St., Miami, FL 33166. *Contract carrier, irregular route: Rubber and plastic products* between points in the U.S. under continuing contract(s) with Pervel Industries, Inc., Plainfield, CT. Supporting shipper: Pervel Industries, Inc., a Bemis, Co., Plainfield, CT 06374.

MC 146447 (Sub-3-10TA), filed October 7, 1981. Applicant: TANBAC, INC., 2941 SW 1st Terr., Ft Lauderdale, FL 33315. Representative: Richard B. Austin, 320 Rochester Building, 8390 NW 53d St., Miami, FL 33166. *Contract carrier, irregular route: General commodities (except classes A & B explosives)* between points in the U.S. under continuing contract(s) with Superior Pet Products, Inc., Boston, MA. Supporting shipper: Superior Pet Products, Inc., 470 Atlantic Ave., Boston, MA 02210.

The following applications were filed in region 4. Send protests to: Interstate Commerce Commission, Complaint and Authority Branch, P.O. Box 2980, Chicago, IL 60604.

MC 93586 (Sub-4-1TA), filed September 30, 1981. Applicant: LOREN O. THOMAS, d.b.a. LOREN O. THOMAS AND SONS, Route 3, New Richmond, WI 54017. Representative: Stephen F. Grinnell, 1600 TCF Tower, Minneapolis, MN 55402. *Dry bulk fertilizer* from points in Dakota and Winona Counties, MN and points in the Minneapolis-St. Paul MN commercial zone to New Richmond, WI. An underlying ETA seeks 120 days authority. Supporting shipper: Farmers Union Oil Co., 539 North Knowles, P.O. Box 188, New Richmond, WI 54017.

MC 120184 (Sub-4-4TA), filed October 2, 1981. Applicant: PEP LINES TRUCKING CO., 32600 Dequindre Rd., Warren, MI 48092. Representative: Thomas B. Hill, c/o Leaseway Transportation Corp., 1010 Jorie Blvd., Suite 200, Oak Brook, IL 60521. *Batteries and battery products, flashlights, store display racks, electrical equipment and parts*, between Cleveland, OH and its Commercial Zone, on the one hand, and, on the other, points in MI. Supporting shipper: Union Carbide Corporation, 270 Park Ave., New York, NY 10017.

MC 135410 (Sub-4-39TA), filed October 2, 1981. Applicant: COURTNEY J. MUNSON, d.b.a. MUNSON TRUCKING CO., North 6th Street Road, P.O. Box 266, Monmouth, IL 61642. Representative: Daniel O. Hands, 205 W. Touhy, Suite 200-A, Park Ridge, IL 60068. *Petroleum and petroleum products (except in bulk)* from the facilities of Quaker State Oil Refining Corporation at or near Buffalo and North Tonawanda, NY, Emlenton, Farmers Valley, Kimberton, New Kensington, North Warren and Titusville, PA and Congo and St. Marys, WV to points in IA, KS, MN, MO, NE and WI. Supporting shipper: Quaker State Oil Refining Corporation, 255 Elm Street, Oil City, PA 16301.

MC 144630 (Sub-4-20TA), filed September 30, 1981. Applicant: STOOPS EXPRESS, INC., 2239 Malibu Court, Anderson, IN 46015. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. *Contract irregular: Toilet preparations, cosmetics, jewelry and such other merchandise as is sold by door to door distributors*, from Springdale, OH to Erie, Pittsburgh, New Stanton, Fayette City, Williamsport, York and Ebensburg, PA. Restricted to traffic moving under continuing contract with Avon Products, Incorporated, 175

Progress Place, Springdale, OH. Supporting shipper: Avon Products, Inc.

MC 145130 (Sub-4-1TA), filed October 5, 1981. Applicant: ATICO TRANSPORT, INC., 6700 S. Le Claire Ave., Chicago, IL 60638. Representative: Donald S. Mullins, 1033 Graceland Ave., Des Plaines, IL 60016. *Chemicals, except in bulk*, from Montague, MI to points in IL. Supporting shipper: E.I. du Pont de Nemours, Co., Inc., 1007 Market St., Wilmington, DE 19898.

MC 145750 (Sub-4-3TA), filed October 5, 1981. Applicant: Charles Sizemore, b.b.a. C. S. TRUCK SERVICE, 930 Caroline Street, O'Fallon, IL 62269. Representative: Charles Sizemore (same address as applicant). *Contract irregular: Foodstuffs and restaurant supplies, and material, equipment and supplies used in the manufacture, processing, distribution and sale thereof*, between the facilities of P.F.D. Supply Corp. Div. of Prairie Farms Dairy, Inc. at Granite City, IL, on the one hand, and, on the other, points in AR, IL, IN, IA, KS, KY, MI, MO, NE, OH, OK, TN and WI, under continuing contract with P.F.D. Supply Corp. Div. of Prairie Farms Dairy, Inc. Supporting shipper: P.F.D. Supply Corp. Div. of Prairie Farms Dairy, Inc. 1800 Adams, Granite City, IL, 62040.

MC 147571 (Sub-4-3TA), filed October 1, 1981. Applicant: TWIN RIVERS TRANSPORTATION COMPANY, 500 Armory Drive, South Holland, IL 60473. Representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, IL 60603. *Farm, ranch and automotive accessories*, from Tukwila, Seattle and Yakima, WA; Portland, OR; Long Beach and Visalia, CA; Caldwell, ID; Boiling Springs, NC; Gaffney, SC; Jonesboro, AR; Philadelphia, PA; Scottsboro, AL, and Phoenix, AZ, to Adams City, CO, Twin Falls, ID, and Tulare, CA, under a continuing contract with The Empire Corporation. Supporting shipper: The Empire Corporation, P.O. Box A, Adams City, CO 80022.

MC 150281 (Sub-4-10TA), filed September 28, 1981. Applicant: BANGOR PUNTA TRANSPORTATION, INC., West Michigan Street Topeka, Indiana 46571. Representative: Keith G. O'Brien Wheeler & Wheeler, 1729 H Street, NW., Washington, D.C. 20006. *Contract irregular: Boats, boat parts and materials, supplies and equipment used in the transportation and distribution of boats and boat parts*, between Fort Myers, FL, on the one hand, and, on the other, points in VA, MD, CA, AR, ME, NY and TX under continuing contract(s) with BB10 Manufacturing, Inc. An underlying ETA seeks 120 days authority. Supporting shipper: BB10

Manufacturing, Inc., 222 Severn Avenue, Annapolis, MD 21403.

MC 151051 (Sub-4-3TA), filed October 2, 1981. Applicant: HARLEY E. HOMANN, d.b.a. HOMANN TRANSPORT, Route #1, Jim Falls, WI 53956. Representative: Michael J. Wyngaard, 150 East Gilman St., Madison, WI 53703. *Pallets, pallet parts, lumber, lumber products, skids, ties, timbers, and posts* from Cadott, WI to points in MN, for 270 days. Underlying ETA seeks 120 days authority. Supporting shipper: Nelson Hardwood Lumber Co., Inc., Box 42, Cadott, WI 54727.

MC 153703 (Sub-4-2TA), filed September 30, 1981. Applicant: EASTERN REFRIGERATED EXPRESS, INC., 7336 W 15th Ave., Gary, IN 46408. Representative: Bernard J. Kompore, Sullivan & Associates, Ltd., 10 S. LaSalle St., Suite 1600, Chicago, IL 60603. *Such commodities as are dealt in or used by manufacturers or distributors of foodstuffs (except in bulk)*, between points in IL, on the one hand, and, on the other, points in CT, DC, DE, MA, MD, ME, NH, NJ, NY, OH, PA, RI, VA, VT, and WV. Supporting shippers: There are nine (9) supporting shippers.

MC 156924 (Sub-4-1TA), filed October 5, 1981. Applicant: QUAD CITIES EXPRESS, INC., 205 44th Street, Rock Island, IL 61201. Representative: Jack L. Shultz, P.O. Box 82028, Lincoln, NE 68501. *Common, regular: General commodities (except Classes A and B explosives)*, (1) Between Moline, IL and its commercial zone and Dubuque, IA and its commercial zone, from Moline over I-74 to junction I-80 to junction US Hwy 61, then over US Hwy 61 to Dubuque and return over the same route; (2) Between Moline, IL and its commercial zone and Burlington, IA and its commercial zone, from Moline over I-74 to junction US Hwy 67, then over US Hwy 67 to junction US Hwy 61, then over US Hwy 61 to Burlington, and return over the same route; (3) Between Moline, IL and its commercial zone and Cedar Rapids, IA and its commercial zone, from Moline over I-74 to junction I-80, then over I-80 to junction I-380, then over I-380 to Cedar Rapids, and return over the same route; and (4) Between Moline, IL and its commercial zone and Waterloo, IA and its commercial zone, from Moline over I-74 to junction I-80, then over I-80 to junction I-380, then over I-380 to junction US Hwy 218 at Cedar Rapids, then over US Hwy 218 to Waterloo, and return over the same route, for 270 days. There are approximately 32 supporting shippers. The application may be

inspected at the office of the I.C.C., 219 South Dearborn Street, Chicago, IL. Applicant intends to tack the authority sought with its existing authority at Moline, IL and to interline the involved traffic with other authorized carriers.

MC 157049 (Sub-4-2TA), filed October 2, 1981. Applicant: AMATO MOTORS, INC., 977 West Cermak Road, Chicago, IL 60608. Representative: Anthony E. Young, 29 South LaSalle Street, Suite 350, Chicago, IL 60603, 312/782-8880. *Contract, irregular, Telecommunications equipment, between the facilities of Reliance Comm Tech, on the one hand, and, on the other, points in the U.S. under continuing contracts with Reliance Comm Tech, a Division of Reliance Electric, its subsidiaries, divisions and affiliates. Supporting shipper: Reliance Comm Tech, a Division of Reliance Electric, 11333 Addison Street, Franklin Park, IL 60131.*

MC 157688 (Sub-4-3TA), filed October 1, 1981. Applicant: TRANS COASTAL TRANSPORTATION, INC., 617 Old Meadow Road, Matteson, IL 60443. Representative: Anthony E. Young, 29 South LaSalle St., Suite 350, Chicago, IL 60603. *Contract, irregular, food and related products between Fort Worth, TX, on the one hand, and, on the other, points in the U.S., under continuing contracts with Standard Meat Company, of Fort Worth, TX. Supporting shipper: Standard Meat Company, 3709 East First Street, Fort Worth, TX 76111.*

MC 158463 (Sub-4-1TA), filed October 1, 1981. Applicant: CENTRAL STATES DISTRIBUTING, INC., 3536 E. 200 N., Marion, Indiana 46952. Representative: John F. Wickes, Jr., Scopelitis & Garvin, 1301 Merchants Plaza, Indianapolis, Indiana 46204. *Contract, irregular: Paper, paper articles and pulp, between the facilities of Huron Copysette, Inc. in Leitchfield, KY, on the one hand, and, on the other, points in and east of ND, SD, NE, KS, OK, & TX. Restricted to services provided pursuant to contract(s) with Huron Copysette, Inc. Supporting shipper: Huron Copysette, Inc., P.O. Box 377, Leitchfield, KY.*

MC 158563 (Sub-4-1TA), filed October 1, 1981. Applicant: TOW LEASING CORPORATION, 218 South Victory Drive, Mankato, MN 56001. Representative: Stanley C. Olsen, Jr., 5200 Willson Road, Suite 307, Edina, MN 55424. *Malt beverages, between Chippewa Falls, Eau Claire and Milwaukee, WI, Memphis, TN, and St. Louis, MO, on the one hand, and, on the other, points in Blue Earth County, MN. Supporting shipper: Tow Distributing Corporation, 218 South Victory Drive, Mankato, MN 56001.*

MC 158565 (Sub-4-1), filed October 1, 1981. Applicant: MERCURY DISPATCH, INC., 401 North 7th St., Minneapolis, MN 55405. Representative: Michael Kallas (same address as applicant). *General commodities (except classes A and B explosives), between Minneapolis-St. Paul, MN, on the one hand, and, on the other, points in MN, restricted to traffic having a prior or subsequent movement by rail. Supporting shippers: ITOFCA, Inc., 750 Boone Ave. No., P.O. Box 27171, Golden Valley, MN 55427; Sea-Land Service, Inc., 415 W. Golf Road, Arlington Heights, IL 60005; Container Expeditors, Inc., 3006 Hennepin Ave. So., Minneapolis, MN 55408; and Norman G. Jensen, Inc., 3006 Hennepin Ave. So., Minneapolis, MN 55408.*

MC 158566 (Sub-4-1TA), filed October 1, 1981. Applicant: ART MULDER AND SONS TRUCKING, A4406 M-40, South, Holland, MI 49423. Representative: Paul M. Ross, 3104 S. Cedar Street, Lansing, MI 48910. *Contract irregular: food and related products between points in MI, MN, MO, IL, IN, OH, WI, IA, KY & TN on one hand, and, on the other in the U.S. under continuing contracts with Bil-Mar Foods, Inc., the Lloyd J. Harris Pie Company, and the Dog-Life Corporation for a period of 270 days (TA). An underlying ETA seeks 120 day authority for shipper Bil-Mar Foods, Inc. Supporting shippers: Bil-Mar Foods, Inc., 8300 96th Street, Zeeland, MI 49464, Lloyd J. Harris Pie Company, 350 Culver Street, Saugatuk, MI 49453, and the Dog-Life Corporation, P.O. Box 218, M-40, Hamilton, MI 49419.*

MC 158588 (Sub-4-1TA), filed October 2, 1981. Applicant: JAMES K. HALVERSON, Route 1, 1748 Spring Road, Stoughton, WI 53589. Representative: James A. Spiegel, Attorney, Olde Town Office Park, 6333 Odana Road, Madison, WI 53719. *Contract; irregular; crushed stone, gravel, and lightweight aggregate from Dubuque, IA, to Madison, WI. Restriction: restricted to transportation performed under continuing contract(s) with Wisconsin Brick & Block Corp. An underlying ETA seeks 120 days authority. Supporting shipper: Wisconsin Brick & Block Corp., 2840 University Ave., Madison, WI 53705.*

The following applications were filed in region 6. Send protests to: Interstate Commerce Commission, Region 6, Motor Carrier Board, P.O. Box 7413, San Francisco, CA 94120.

MC 158584 (Sub-6-1TA), filed September 30, 1981. Applicant: ACADIAN TRUCKING LTD., 9968 Watt St., RR #3, Mission, B.C. CN V2V 4J1. Representative: Jim Pitzer, 15 S. Grady Way, Suite 321, Renton, WA 98055.

Shakes, Ridgerun, Fire Retardant Roofing Products and Wood Building Products, from Ports of Entry on the International Boundary Line between the U.S. and CN in WA to points in AZ and CA for 270 days. Supporting shippers: Teal Cedar Products (1977) Ltd., 17835 Trigg Rd., Surrey, B.C. CN; Associated Cedar Products Ltd., 12115 220th St. Maple Ridge, B.C. CN; Ruskin Shake Ltd., RR #2, Mission, B.C. CN.

MC 146452 (Sub-6-1TA), filed September 30, 1981. Applicant: ALBERTSON'S, INC., P.O. Box 20, Boise, ID 83726. Representative: David W. Wiley, 1100 Norton B, Seattle, WA 98104. *Contract carrier; irregular routes: merchandise, articles or commodities as are dealt in by wholesale, retail and chain grocery store establishments (except commodities in bulk) from points in NV to Fremont, CA under continuing contract with Cockos Bros., Inc., d.b.a. Fleming Foods Company of Oklahoma City, Oklahoma for 270 days. Supporting shipper: Fleming Companies, Inc., 6601 N. Broadway, Oklahoma City, OK 73126.*

MC 158656 (Sub-6-1TA), filed October 5, 1981. Applicant: FERN PRAIRIE LAND COMPANY, d.b.a. APHIS READYMIX, P.O. Box 1019, Camas, WA 98607. Representative: Ronald F. Webb (same as applicant). *Stone products, fertilizers and exempt commodities in mixed loads with the above, (1) from the facilities of Nanome Aggregates in Stevens County, WA, to points in CA, CO, ID, MT, NV, OR, and WA. (2) From points in Stevens County, WA; Malheur County, OR; and Merced County, CA to points in CA, CO, ID, MT, NV, OR, WA and WY. Restricted to shipments moving for the account of Mustard Seed Stone & Supply Co., for 270 days. Supporting shippers: Nanome Aggregates, Inc., P.O. Box 296, Valley, WA 99181, and Mustard Seed Stone & Supply Co., 1107 S.E. 130th Ave., Vancouver, WA 98664.*

MC 155109 (Sub-6-2TA), filed October 2, 1981. Applicant: ATLAS TRUCKING, INC., Hwy. 101 W., Port Angeles, WA 98362. Representative: George R. LaBissoniere, 15 S. Grady Way, Suite 233, Renton, WA 98055. *Lumber, wood products, paper and paper products from points in Grays Harbor, Clallam and Jefferson Counties, WA, to the Seattle, WA, commercial zone, restricted to traffic having a subsequent movement by water or rail, for 270 days. Supporting shippers: CLV, Inc., 3200 Occidental Ave. S., Seattle, WA 98134; Olympic Wood Products, Inc., P.O. Box 744, Port Angeles, WA 98362; Merrill and*

Ring, P.O. Box 1050, Port Angeles, WA 98362.

MC 158629 (Sub-6-1TA), filed October 6, 1981. Applicant: ROBERT E. BERNARD AND DANNY A. BERNARD, a partnership, d.b.a. BERNARD TRUCKING, 1500 Topaz, Missoula, MT 59801. Representative: William E. Seliski, P.O. Box 8255, Missoula, MT 59807. *Contract carriers; Irregular routes: (1) male beverages and related advertising materials, empty used beverage containers, (2) wine beverages, (3) barite, except in bulk in tank vehicles, (1) between points in Flathead County, MT on the one hand, and, on the other points in Jefferson County, CO, (2) from points in CA, Portland, OR and Seattle, WA to Flathead County, MT, (3) from Missoula County, MT to points in CO and WY, under continuing contract(s) with Frontier Coors Distributors, Inc., Ralston Wine Co., and Montana Barite Co. Inc. for 270 days. Supporting shippers: Montana Barite Co., Inc., P.O. Box 3296, Missoula, MT; Ralston Wine Co., 3455 Highway 93 South, Kalispell, MT; Frontier Coors Distributors, Inc., 3455 Highway 93 South, Kalispell, MT.*

MC 120898 (Sub-6-1TA), filed September 30, 1981. Applicant: BORDEN TRUCKING, INC., Space Center Building 911-D, Mira Loma, CA 91752. Representative: Donald R. Woods (same as applicant). *General commodities* (excluding shipments in bulk, used household goods, class A and B explosives, and hazardous waste materials), between points in CA, with prior or subsequent movement by water, for 270 days. Supporting shippers: There are 7 supporting shippers. Their statements may be examined in the Regional Office listed above.

MC 158096 (Sub-6-1TA), filed October 5, 1981. Applicant: BEST WAYS EXPRESS, INC., 129-176th St. S., Suite 6, Spanaway, WA 98387. Representative: Kenneth R. Mitchell, 2320A Milwaukee Way, Tacoma, WA 98421. *(1) Lumber and Wood Products and, (2) Building Materials, between AR, CA, CO, ID, IL, IA, KS, MI, MO, MT, NE, NM, OK, OR, TX, UT, WA, WI, WY on the one hand, and, points in the U.S., on the other hand, for 270 days. Supporting shippers: Lumbermans Merchandising Corp., 107 N. Aberdeen Av., Wayne, PA 19087; Slaughter Brothers, Inc., 11050 Plano Rd., Dallas, TX 75238; Sagebrush Sales Co., 6300 State Rd 47, Albuquerque, NM 87106; George E. Miller Industries, 5901 SW Macadam Av., Portland, OR 97201.*

MC 158614 (Sub-6-1TA), filed October 1, 1981. Applicant: PHILLIP S. BROWN, 4141 Deep Creek Rd. #125, Fremont, CA

94536. Representative: William D. Taylor, 100 Pine Street #2550, San Francisco, CA 94111. *Contract carrier, irregular routes: clothing and related wearing apparel* between points in San Mateo County, CA on the one hand, and on the other, points in San Francisco and Alameda Counties, CA, restricted to traffic moving in interstate or foreign commerce under continuous contract(s) with Atherton Industries, Inc. for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Atherton Industries, 260 Constitution Drive, Menlo Park, CA 94025.

MC 115523 (Sub-6-14TA), filed October 6, 1981. Applicant: CLARK TANK LINES COMPANY, 1450 No. Beck St., Salt Lake City, UT 84110. Representative: Melvin J. Whitear (same as applicant). *Chemicals and related products, in bulk, between points in the Cont'l. U.S. for the account of Wen-Don Chemical Company for 270 days. Supporting shipper: Wen-Don Company, Roanoke, VA 24034.*

MC 147500 (Sub-6-1TA), filed September 30, 1981. Applicant: ERNEST L. "BOB" CORNISH, P.O.B. 114, Shoshoni, WY 82649. Representative: Ernest L. "Bob" Cornish (same as applicant). *Hydrochloric Acid, bulk Soda Ash in bags; Lime in bags; Miscellaneous bags and drums; between points in MT, WY, ND, SD, for 270 days. Supporting shipper: Dyce Sales & Engineering Service Co., Inc. 1353 Taylor Pl, Billings, MT 59107.*

MC 144756 (Sub-6-3TA), filed October 5, 1981. Applicant: DEDICATED TRUCKING CORP. P.O.B. 1383, Chehalis, WA 98532. Representative: Henry C. Winters, 525 Evergreen Bldg., Renton, WA 98055-3259. *Contract carrier; irregular routes: Stoves and fireplace inserts* from points in King County, WA, to points in of AZ, CA, CO, ID, MT, NV, NM, OK, OR, TX, UT, WA and WY, under continuing contract(s) with Lopi International Ltd. of Kirkland, WA for 270 days. An underlying ETA seeks authority for 120 days. Supporting shipper: Lopi International Ltd., 10850-117th Pl., NE; Kirkland WA 98033.

MC 151905 (Sub-6-3TA), filed October 5, 1981. Applicant: FREHNER WHOLESALERS, 1208 Taylor, North Las Vegas, NV 89030. Representative: Robert G. Harrison, 4299 James Drive, Carson City, NV 89701. *Gypsum and Gypsum products, including plaster, wallboard and lime, from points in Clark County, NV to points in UT, AZ and CA, for 270 days. Supporting shippers: The Flintkote Co., P.O. Box 2218, Terminal Annex, Los Angeles, CA 90051, Pacific Coast Building Products (PABCO), P.O. Box 160488, Sacramento, CA 95816.*

MC 156017 (Sub-6-2TA), filed September 30, 1981. Applicant: GLEASON, INCORPORATED, 1248 S. Verde, Tacoma, WA 98405. Representative: Kathy A. Gleason (same address as applicant). *Contract carrier, irregular routes: Lumber, pipe, tubing, building materials, from Port Townsend, WA to St. Paul, MN for the account of Halco Fence and Supply Co. for 270 days. An underlying ETA seeks authority for 120 days. Supporting shipper: Halco Fence and Supply Co., P.O.B. 1194, Port Townsend, WA 98339.*

MC 158233 (Sub-6-2TA), filed October 1, 1981. Applicant: H & C, INC., P.O.B. 2681, Idaho Falls, ID 83401. Representative: Timothy R. Stivers, P.O.B. 1578, Boise, ID 83701. *Contract Carrier, Irregular routes: Lumber, lumber mill products and ties, from points in CA, ID, MT, OR and WA to points in CA, CO, OR and UT, for the account of Wittaker Forest Products, Inc., for 270 days. Supporting shipper: Wittaker Forest Products, Inc., P.O.B. 1578, Chico, CA 95925.*

MC 158615 (Sub-6-1TA), filed October 1, 1981. Applicant: IDAHO SUPPLY, INC., Hwy. #2 (P.O.B. 844), Priest River, ID 83856. Representative: Jim Pitzer, 15 S. Grady Way, Suite 321, Renton, WA 98055. *Contract Carrier, irregular routes: Lumber or Wood Products; Forest Products; Building Materials; Poles and Piling, treated or untreated; Sawmill, Agricultural, Lumbermill, equipment, materials, and supplies; Steel bars and billets; Machinery parts; Construction, Mine, Farm, Agricultural, Utility machinery, equipment and supplies, between points in ID, MI, MT, OR and WA, on the one hand, and, on the other, points in CA, CO, IA, ID, IL, IN, KS, MI, MN, MT, ND, OH, OR, PA, SD, UT, WA, WI and WY, including Ports of Entry on the International Boundary Line between the U.S. and CN in WA, ID and MT for 270 days. Supporting shipper(s): There are 9 supporting shippers. Their statements may be examined at the Regional office listed.*

MC 157954 (Sub-6-2TA), filed October 2, 1981. Applicant: JOURNEY LINES, INC., 18807 88th W., Edmonds, WA 98020. Representative: Jim Pitzer, 15 S. Grady Way, Suite 321, Renton, WA 98055. *Passengers and their baggage, in special or charter operations, between points in the Seattle, WA, commercial zone, on the one hand, and, on the other, points in OR and NV, for 180 days. Supporting shipper: Bonnie Tours, 6556 47th N.E., Seattle, WA 98115.*

MC 133037 (Sub-6-5TA), filed October 2, 1981. Applicant: MILE-HI EXPRESS, INC., 1335 East 40th Street, Denver, CO

80205. Representative: Charles J. Kimball, 1600 Sherman #665, Denver, CO 80203. *Food and related products* from Denver, CO and its commercial zone to points in Albany, Carbon, Natrona and Platte Counties, WY for 270 days. Supporting shippers: There are nine shippers. Their statements may be examined at the Regional Office listed.

MC 144572 (Sub-6-36TA), filed October 2, 1981. Applicant: MONFORT TRANSPORTATION COMPANY, P.O. Box G, Greeley, CO 80632.

Representative: Steven K. Kuhlmann, 2600 Energy Center, 717 17th Street, Denver, CO 80202. *Malt beverages (beer) and such commodities as are dealt in by brewers of malt beverages*, between Longview, TX and points in the States of WY and CO for 270 days, an underlying ETA seeks 120 days operating authority. Supporting shipper: Jos. Schlitz Brewing Company, 235 West Galena Street, Milwaukee, WI 53212.

MC 146464 (Sub-6-10TA), filed October 2, 1981. Applicant: NEVADA GENERAL TRANSPORTATION, INC., 469 Idaho St., Elko, NV 89801.

Representative: Wayne E. Smith, 11560 So. State, Draper, UT 84020. *Contract carrier*, irregular routes: *Food stuffs* from Hollester, Madera, Modesto, San Jose, Stockton, Turlock and Volta, CA to points in the U.S. under continued contract(s) with Tri-Valley Growers, Inc., of San Francisco, CA, for 270 days. Supporting shipper: Tri-Valley Growers, Inc., 100 California St., San Francisco, CA 94106.

MC 146464 (Sub-6-11TA), filed October 5, 1981. Applicant: NEVADA GENERAL TRANSPORTATION, INC., P.O. Box 391, Elko, NV 89801.

Representative: David E. Wishney, P.O. Box 837, Boise, ID 83701. *Structural steel* from Tulsa, OK to points in NE and UT, for 270 days. Supporting shipper: Riverside Industries, Inc., P.O. Box 2265, Tulsa, OK 74101.

MC 158316 (Sub-6-1TA), filed September 30, 1981. Applicant: OSCAR WILLIAMS, JR., TRUCKING, P.O. Box 66, Pinetop, AZ 85935. Representative: Donald E. Fernaays, 4040 E. McDowell Rd., Suite 320, Phoenix, AZ 85008. (1) *Lumber and wood products*, and (2) *building materials*, between points in AZ, AR, CA, CO, ID, NM, NV, OK, OR, TX, UT, and WA, for 270 days. An underlying ETA seeks 120 days authority. Supporting shippers: Southwestern Sales, Inc., P.O. Box 25783, Albuquerque, NM 87125 and Specialty Forest Products, Inc., 4433 N. 19th Ave., Phoenix, AZ 85015.

MC 147418 (Sub-6-1TA), filed October 1, 1981. Applicant: J. A. RIVERA ENTERPRISES, 8232 Polk Circle,

Huntington Beach, CA 92646. Representative: David P. Christianson, 707 Wilshire Blvd., Suite 1800, Los Angeles, CA 90017. *Paint, paint preparations, and other building materials*, from Portland, OR, Los Angeles, CA, and Houston, TX, to points in CA, AZ, NM, TX, CO, ID, NV and UT, for 270 days. Shipper: Zehrung Corporation, 2201 N.W. 20th, Portland, OR 97209.

MC 143831 (Sub-6-1TA), filed October 1, 1981. Applicant: KENNETH LEE RODGERS, d.b.a. RODGERS TRUCKING, P.O. Box 144, Chino Valley, AZ 86323. Representative: Kenneth Lee Rodgers (same as applicant). *Contract Carrier*, irregular route: *Commodities associated with and essential to the chemical treatment of wood poles and posts*, from Wichita, KS to Prescott, AZ for 270 days. Supporting shipper: Southwest Forest Industries, P.O. Box 7548, Phoenix, AZ 85011.

MC 158618 (Sub-6-1TA), filed October 2, 1981. Applicant: SCHNEIDER TRUCKING CO., INC., 1100 Trailside Rd., Evanston, WY 82930.

Representative: Denise M. Ellsworth (same address as applicant). *Machinery, equipment, materials and supplies used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission and distribution of natural gas and petroleum and their products and by-products*, between points in Uinta, Lincoln & Sweetwater County, WY and Mesa County, CO for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Exxon Co., USA, Rt. 1, Box 341 AH, Odessa, TX 79763.

MC 158657 (Sub-6-1TA), filed October 5, 1981. Applicant: PATRICK A. BARRETT, d.b.a. SHAMROCK ENTERPRISES, 2540 Gail Dr., Riverside, CA 92509. Representative: Robert Fuller, 13215 E. Penn St., Suite 310, Whittier, CA 90602. *Petroleum products*, in packages, from points in Los Angeles, Orange and Contra Costa Counties, CA to points in Maricopa and Pima Counties, AZ; Washoe County, NV; and Cache, Carbon, Utah, Salt Lake and Uintah Counties, UT, for 270 days. Supporting shippers: There are eight supporting shippers. Their statements may be examined at the Regional Office listed.

MC 152609 (Sub-6-7TA), filed October 1, 1981. Applicant: SHIPPERS FREIGHT SERVICES, INC., P.O. Box 1248, Lake Oswego, OR 97034. Representative: Lawrence V. Smart, Jr., 419 NW 23rd Avenue, Portland, OR 97210. *Contract carrier*, Irregular routes: (1) *paper and paper articles* and (2) *materials and supplies* used in the manufacture and

distribution of paper and paper articles, between the facilities of the Boise Cascade Corporation at or near Steilacoom, Vancouver and Wallula, WA; and, Salem and St. Helens, OR, on the one hand, and, on the other, points in NV, for the account of the Boise Cascade Corporation, for 270 days. Supporting shipper: Boise Cascade Corporation, P.O. Box 1414, Portland, OR 97207.

MC 158617 (Sub-6-1TA), filed September 30, 1981. Applicant: TENAJA TRANSPORT, INC., 2111 Clark Lane, Redondo Beach, CA 90278.

Representative: Ron Willoughby (same address as applicant). *Contract Carrier*, Irregular routes: (1) *Waterbeds, bedroom furnishings, lumber, glass and furniture hardware* (2) *Electronic components, electronic switch gear and transformers* (3) *Can making machinery* (4) *Food flavoring compounds, food ingredients and exempt milk products*, between points in CA and points in AZ, CO, ID, MT, NM, NV, OK, OR, TX, UT, WA and WY for 270 days. Supporting shippers: (1) Pacific Frames, Inc. 12839 Chadron Ave. Hawthorne, CA 90250 (2) C.G.I. Systems, 15944 Downey Ave, Paramount, CA 90723 (3) Standun, Inc. 2943 Las Hermanas, Compton, CA (4) Namar Company, 6800 De Bie Dr., Paramount, CA 90723.

MC 158585 (Sub-6-1TA), filed September 29, 1981. Applicant: U.S. SERVICES, INC., 5521 Kenwood Ave., Buena Park, CA 90621. Representative: David P. Christianson, 707 Wilshire Blvd., Suite 1800, Los Angeles, CA 90017. *Hazardous waste materials and waste materials*, from Los Angeles, Orange, San Diego, San Bernardino and Riverside Counties, CA; Maricopa, County AZ and Nye County, NV to Union County, AR for 270 days. An underlying ETA seeks authority for 120 days. Shippers: Southern California Edison Company 2244 Walnut Grove Ave., Rosemead, CA 91770; Enso, Inc., American Oil Rd. (P.O.B. 1975), El Dorado, AR 71730; Salt River Project, P.O.B. 1980, Phoenix, AZ 85001.

MC 147885 (Sub-6-3TA), filed October 5, 1981. Applicant: MANUEL & AMY VEGA, d.b.a. VEGA CONSTRUCTION AND TRUCKING, P.O. Box 1630, Elko, NV 89801. Representative: John R. Ross II, P.O. Box 635, Carson City, NV 89702. *Barite, sand, gravel, ore, aggregates, mining equipment, materials and supplies*, between points in Elko, Eureka and Lander Counties, NV, for 270 days. Supporting shipper: Chromalloy American Corp., P.O. Box 1003, Elko, NV 89801.

MC 153480 (Sub-6-2TA), filed October 5, 1981. Applicant: RICHARD P. WARD, d.b.a. WARD DISTRIBUTING COMPANY, P.O. Box 713, Alamosa, CO 81101. Representative: Jean Paul Jones, P.O. Box 1034, Alamosa, CO 81101. *Malt beverages and related advertising materials and empty used beverage containers and materials and supplies* from Longview, TX to points in CO., for 270 days. Supporting shipper: Joseph Schlitz Brewing Company, 235 West Galena St., Milwaukee, WI 53212.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 81-30139 Filed 10-16-81; 8:45 am]
BILLING CODE: 7035-01-M

[Ex Parte No. 361]

Exemption of Certain Designated Operators From Section 11343 (Formerly Section 5(2) of the Interstate Commerce Act); Modification of Exemption

Decided: October 9, 1981.

In *John W. McGinness, Brotherhood of Locomotive Engineers and Railway Labor Executives' Association v. Interstate Commerce Commission and United States of America*, No. 79-2457 (decided August 17, 1981), the United States Court of Appeals for the District of Columbia Circuit set aside the Commission's decision insofar as it granted persons operating exclusively as designated operators an exemption from the labor protection obligations in 49 U.S.C. 11347. The court affirmed the Commission's exemption of designated operators from 49 U.S.C. 11343 and 11322(a).

It Is Ordered

In accordance with the court's opinion, this proceeding is reopened for further consideration. Since Section 10505(g) of the Staggers Act now limits the Commission's discretion to grant exemptions from the labor protection provisions of the Act, we are modifying our previous decision in this case to eliminate the exemption for persons operating exclusively as designated operators from the provisions of Section 11347. Such persons shall continue to be exempt from Sections 11343 and 11322(a) provided they comply with the labor protection condition prescribed by this Commission in *New York Dock Ry. Control*, 360 I.C.C. 60, affirmed, *New York Dock Ry. v. United States*, 609 F.2d 83 (2d Cir. 1979).

By the Commission, Chairman Taylor, Vice Chairman Clapp, Commissioners Gresham and Gilliam.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 81-30149 Filed 10-16-81; 8:45 am]
BILLING CODE 7035-01-M

Motor Carriers; Finance Applications; Decision-Notice

The following applications, filed on or after July 3, 1980, seek approval to consolidate, purchase, merge, lease operating rights and properties, or acquire control of motor carriers pursuant to 49 U.S.C. 11343 or 11344. Also, applications directly related to these motor finance applications (such as conversions, gateway eliminations, and securities issuances) may be involved.

The applications are governed by Special Rule 240 of the Commission's Rules of Practice (49 CFR 1100.240). See Ex Parte 55 (Sub-No. 44), *Rules Governing Applications Filed By Motor Carriers Under 49 U.S.C. 11344 and 11349*, 363 I.C.C. 740 (1981). These rules providing among other things, that opposition to the granting of an application must be filed with the Commission in the form of verified statements within 45 days after the date of notice of filing of the application is published in the **Federal Register**. Failure seasonably to oppose will be construed as a waiver of opposition and participation in the proceeding. If the protest includes a request for oral hearing, the request shall meet the requirements of Rule 242 of the special rules and shall include the certification required.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.241. A copy of any application, together with applicant's supporting evidence, can be obtained from any application upon request and payment to applicant of \$10.00, in accordance with 49 CFR 1100.241(d).

Amendments to the request for authority will not be accepted after the date of this publication. However, the Commission may modify the operating authority involved in the application to conform to the Commission's policy of simplifying grants of operating authority.

We find, with the exception of those applications involving impediments (e.g., jurisdictional problems, unresolved fitness questions, questions involving possible unlawful control, or improper divisions of operating rights) that each applicant has demonstrated, in accordance with the applicable provisions of 49 U.S.C. 11301, 11302, 11343, 11344, and 11349, and with the

Commission's rules and regulations, that the proposed transaction should be authorized as stated below. Except where specifically noted this decision is neither a major Federal action significantly affecting the quality of the human environment nor does it appear to qualify as a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient protests as to the finance application or to any application directly related thereto filed within 45 days of publication (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (unless the application involves impediments) upon compliance with certain requirements which will be set forth in a notification of effectiveness of this decision-notice. To the extent that the authority sought below may duplicate an applicant's existing authority, the duplication shall not be construed as conferring more than a single operating right.

Applicant(s) must comply with all conditions set forth in the grant or grants of authority within the time period specified in the notice of effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied.

Dated: October 14, 1981.

By the Commission, Review Board Number 3, Members Krock, Joyce, and Dowell.

Agatha L. Mergenovich,
Secretary.

MC-F-14699, filed September 14, 1981
PIEDMONT COACH LINES, INC.
(Piedmont) (3636 Glenn Ave., Winston-Salem, NC, 27105)—Purchase (Portion)—Greyhound Lines, Inc. (Greyhound) (Greyhound Tower, Phoenix, AZ 85077). Representative: Anthony P. Carr, Greyhound Tower, Phoenix, AZ, 85077. Piedmont seeks authority to purchase a portion of the interstate operating rights of Greyhound. Kenneth M. Chilton who owns all the outstanding stock of Piedmont seeks authority to acquire control of the operating rights through the transaction. Piedmont is purchasing that portion of Greyhound's Certificate No. MC-1501 (Sub-No. 172) (portion of sheet No. 8 and a portion on sheet 17) authorizing the transportation as a *common carrier*, over regular routes transporting *passengers and their baggage, express and newspapers* Between Roanoke, VA and Winston-Salem, N.C., serving all intermediate points: From Roanoke over U.S. Hwy 220 via Martinsville, VA, to Madison, N.C., thence over U.S. Hwy. 311 to Winston-Salem, N.C., and return over

the same route. (b) Certificate No. MC-1501 (Sub-No. 172), Sheet No. 17, authorizing service: Between junction of Old U.S. Hwy 220 and relocated U.S. Hwy 220 near the northern city limits of Ridgeway, VA and junction of same highways approximately 1.2 miles north of Ridgeway, serving all intermediate points: From junction of Old U.S. Hwy. 220 and relocated U.S. Hwy. 220 over relocated U.S. Hwy. 220 to junction old U.S. Hwy. 220, and return over the same route. Piedmont is authorized to operate as a motor common carrier pursuant to authority issued in No. MC-118552 and various subs.

Note.—The foregoing authority herein proposed to be transferred is a portion of the route between Clifton Forge, VA and High Point, N.C. on Sheet 8.

[FR Doc. 81-30143 Filed 10-16-81; 8:45 am]

BILLING CODE 7035-01-M

[Volume No. OPY3-185]

Motor Carriers; Permanent Authority Decisions; Decision-Notice

Decided: October 8, 1981.

The following applications, filed on or after February 9, 1981, are governed by Special Rule of the Commission's Rules of Practice, see 49 CFR 1100.251, Special Rule 251 was published in the *Federal Register* on December 31, 1980, at 45 FR 86771. For compliance procedures, refer to the *Federal Register* issue of December 3, 1980, at 45 FR 80109.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.252. Applications may be protested *only* on the grounds that applicant is not fit, willing, and able to provide the transportation service or to comply with the appropriate statutes and Commission regulations. A copy of any application, including all supporting evidence, can be obtained from applicant's representative upon request and payment to applicant's representative of \$10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated a public need for the proposed operations and that it is fit, willing, and able to perform the service proposed, and to conform to

the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. This presumption shall not be deemed to exist where the application is opposed. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient opposition in the form of verified statements filed on or before 45 days from date of publication (or, if the application later become unopposed), appropriate authorizing documents will be issued to applicants with regulated operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

By the Commission, Review Board No. 2, Members Carleton, Fisher, and Williams.

Agatha L. Mergenovich,
Secretary.

Note.—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular routes, unless noted otherwise. Applications for motor contract carrier authority are those where service is for a named shipper "under contract".

Please direct status inquiries to the Ombudsman's Office, (202) 275-7326.

MC 126635 (Sub-5), filed October 2, 1981. Applicant: CHRISTIE-LAMBERT VAN & STORAGE CO., INC., 1010 6th Ave. N., Kent, WA 98031. Representative: Michael D. Duppenhaler, 211 S. Washington St., Seattle, WA 98104, (206) 622-3220. Transporting *used household goods* for the account of the United States Government incidental to the performance of a pack-and-crate service on behalf of the Department of Defense, between points in the U.S.

MC 150484 (Sub-2), filed October 1, 1981. Applicant: PATIO FREIGHT LINES, INC., 1251 E. Mission Blvd., Pomona, CA 91766. Representative: Milton W. Flack, 8383 Wilshire Blvd.,

#900, Beverly Hills, CA 90211, (213) 655-2573. Transporting, for or on behalf of the United States Government, *general commodities* (except used household goods, hazardous or secret materials, and sensitive weapons and munitions), between points in the U.S.

MC 158574, filed October 1, 1981. Applicant: PAUL RITCHHART, 1617 E. Ave. 1, Sp 62, Lancaster, CA 93535. Representative: Earl N. Miles, 3704 Candlewood Dr., Bakersfield, CA 93306, (805) 872-1106. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S.

MC 158575, filed October 1, 1981. Applicant: JOHN STEVENS, RR 1, Box 53, Scottsburg, IN 47170. Representative: John Stevens (same address as applicant). Transporting *food or other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S.

[FR Doc. 81-30144 Filed 10-16-81; 8:45 am]

BILLING CODE 7035-01-M

[Volume No. OPY-3-191]

Motor Carriers; Republications of Grants of Operating Rights; Authority Prior to Certification; Permanent Decision; Notice

The following grants of operating rights authorities are republished by order of the Commission to indicate a broader grant of authority over that previously noticed in the *Federal Register*.

An original and one copy of a petition for leave to intervene in the proceeding must be filed with the Commission within 30 days after the date of this *Federal Register* notice. Such pleading shall comply with Special Rule 247(e) of the Commission's *General Rules of Practice* (49 CFR 1100.247) addressing specifically the issue(s) indicated as the purpose for republication, and including copies of intervenor's conflicting authorities and a concise statement of intervenor's interest in the proceeding setting forth in detail the precise manner in which it has been prejudiced by lack of notice of the authority granted. A copy of the pleading shall be served concurrently upon the carrier's representative, or carrier if no representative is named.

MC 119634 (Sub-53) Federal Register (republishing), filed April 24, 1981, issue of May 18, 1981, and republished this issue. Applicant: DICK IRVIN, INC., Hwy 2, West, P.O. Box F, Shelby, MT 59474. Representative: Joe Gerbase, 100 Transwestern Bldg., Billings, MT 59101, (406) 248-2611. A Decision of the Commission, Review Board Number 1, decided August 21, 1981, and served September 10, 1981 finds that the performance by applicant of the service described herein will serve a useful public purpose, responsive to a public demand or need to operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *Mercer commodities*, between points in MT, WY, CO, and NM, (2) *construction machinery, materials and supplies*, between points in ID, MT, ND, SD, WY, and CO, (3) *agricultural machinery and metal products* between points in MT, on the one hand, and, on the other, points in the United States in and west of MN, IA, MO, AR, and LA, (4) *pipe*, between West Bend, WI, on the one hand, and, on the other, ports of entry on the International Boundary Line between the United States and Canada in MT, and (5) *fertilizer, farm machinery, animal feed and animal feed ingredients, petroleum products, and drilling chemicals*, between ports of entry on the International Boundary line between the United States and Canada in MT, on the one hand, and, on the other, points in Toole County, MT; that applicant is fit, willing, able properly to perform the granted service and to conform to statutory and administrative requirements. Any person not a party may file a petition for leave to intervene, setting forth specifically his interest in, and the manner in which he has been prejudiced by the grant of authority to serve West Bend, WI. The purpose of this republication is to reflect applicant's actual grant of authority.

MC 148764 (Sub-5) (republishing), filed February 17, 1981, published in the Federal Register issue of March 20, 1981, and republished this issue. Applicant: BUFFALO FUEL CORP., 2445 Allen Ave., Niagara Falls, NY 14303. Representative: William J. Hirsch, 1125 Convention Tower, 43 Court St., Buffalo, NY 14202, (716) 853-0200. A Decision of the Commission, Division 1, Acting as an Appellate Division, decided September 2, 1981 and served September 10, 1981 and a Decision of the Commission, Review Board Number 2, decided June 10, 1981 and served July 1, 1981, finds that the performance by applicant of the service described herein will serve a useful public purpose,

responsive to a public demand or need to operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *primary metal products, and by products thereof*, between points in CT, MA, RI, MI, NJ, NY, VT, OH, WV, DE, MD, PA, IN, IL, TN, KY, WI, VA, and MN; that applicant is fit, willing, and able properly to perform the granted service and to conform to statutory and administrative requirements. The purpose of this republication is to reflect applicant's actual grant of authority.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 81-30145 Filed 10-16-81; 8:45 am]
BILLING CODE 7035-01-M

[Ex Parte No. 387 (Sub-No. 55)]

**La Salle And Bureau County Railroad,
Exemption for Contract Tariff ICC-
LSBC-C-11**

AGENCY: Interstate Commerce Commission.

ACTION: Notice of provisional exemption.

SUMMARY: Petitioner is granted a provisional exemption under 49 U.S.C. 10505 from the notice requirements of 49 U.S.C. 10713(e). The contract tariff to be filed may become effective on one day's notice. This exemption may be revoked if protests are filed within 15 days of publication in the Federal Register.

FOR FURTHER INFORMATION CONTACT:
Jane F. Mackall (202) 275-7656.

SUPPLEMENTARY INFORMATION: La Salle and Bureau County Railroad (LSBC) filed a petition on October 1, 1981, seeking an exemption under 49 U.S.C. 10505 from the statutory notice provisions of 49 U.S.C. 10713(e). It requests that we advance the effective date of its contemporaneously filed contract tariff ICC-LSBC-C-11, now October 31, 1981, so that the effective date would be on one day's notice. The subject contract, which has been in effect since May 19, 1981, covers the switching and storing of empty railcars on behalf of ITEL Corporation, Rail Division. Under the terms of the contract, LSBC has leased to ITEL certain storage tracks located at or near La Salle, IL. ITEL delivers the empty cars to LSBC at the interchange track between LSBC and the Illinois Central Gulf Railroad near La Salle. The only transportation provided by LSBC is the switching of the empty railcars between the La Salle storage tracks and the La Salle interchange track, a distance of approximately 3 miles.

At the time this contract was signed, both parties anticipated that all movements under the contract would be in intrastate commerce. All of the movements which have moved under the contract have been intrastate inbound to the storage tracks. In the future, some movements, particularly those outbound from the storage tracks to the interchange, may constitute interstate movements. To guard against any inadvertent violations of the tariff publishing requirements of the Interstate Commerce Act, the parties have filed this contract tariff with the Commission.

Under 49 U.S.C. 10713(e), contracts must be filed on not less than 30 nor more than 60 days' notice. There is no provision for waiving this requirement. Cf. former section 10762(d)(1). However, the Commission has granted relief under section 10505 exemption authority in exceptional situations.

The petition is granted. ITEL may request the switching of some cars out of storage prior to October 31, 1981. An exemption is warranted to eliminate any question that might arise concerning the lawfulness of any particular switch service which ITEL may require. The contract may become effective on one day's notice.

We will apply the following conditions which have been imposed in similar exemption proceedings:

If the Commission permits the contract to become effective on one day's notice, this fact neither shall be construed to mean that this is a Commission approved contract for purposes of 49 U.S.C. 10713(g) nor shall it serve to deprive the Commission of jurisdiction to institute a proceeding on its own initiative or on complaint, to review this contract and to disapprove it.

Subject to compliance with these conditions under 49 U.S.C. 10505 (a) we find that the 30 day notice requirement in these instances is not necessary to carry out the transportation policy of 49 U.S.C. 10101a and is not needed to protect shippers from abuse of market power. Further, we will consider revoking these exemptions under 49 U.S.C. 10505(c) if protests are filed within 15 days of publication in the Federal Register.

This action will not significantly affect the quality of the human environment or the conservation of energy resources.

(49 U.S.C. 10505)

Dated: October 9, 1981.

By the Commission, Division 1,
Commissioners Clapp, Gresham, and Taylor.
Commissioner Taylor did not participate.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 81-30147 Filed 10-16-81; 8:45 am]

BILLING CODE 7035-01-M

[Finance Docket No. 29680]

**Richard B. Ogilvie, Trustee of the
Property of Chicago, Milwaukee, St.
Paul and Pacific Railroad Co.
Relocation Over the Chicago and
North Western Transportation Co.;
Exemption**

October 13, 1981.

Richard B. Ogilvie, Trustee of the property of The Chicago, Milwaukee, St. Paul and Pacific Railroad Company (Milwaukee) has notified the Commission of the Milwaukee's intent to substitute existing trackage rights over one line of the Chicago and North Western Transportation Company (CNW) with trackage rights over a different line of CNW. Milwaukee has requested that we exempt the trackage rights from our prior review and approval of the acquisition and discontinuance.

The current route used by Milwaukee between the Twin Cities and Shakopee, MN, is over CNW's 24.8 mile line from Cliff to Shakopee, MN. Milwaukee has agreed with CNW to use the 24.5 mile line between Hopkins and Shakopee, MN. Both routes involve bridge rights only; there is no authority to provide local service.

Because the proposed transaction is a joint relocation project it falls within the exemption described at 49 CFR 1111.5(c)(5). It is therefore exempt from our jurisdiction.

The Milwaukee employees affected by the trackage rights shall be protected pursuant to *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified by *Mendoceno Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980). A copy of this decision will be forwarded to the Milwaukee Road Reorganization Court as our recommendation that the requested discontinuance of trackage rights be approved.

By the Commission, Gary J. Edles, Director,
Office of Proceedings.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 81-30146 Filed 10-16-81; 8:45 am]

BILLING CODE 7035-01-M

**INTERNATIONAL TRADE
COMMISSION**

[Investigation No. 104-TAA-5]

**Suspension of Countervailing Duty
Investigation Concerning Ski Lifts and
Parts Thereof From Italy, Cancellation
of Public Hearing, and Request for
Public Comment on Termination of
Investigation**

AGENCY: International Trade
Commission.

ACTION: Request for comments on
proposed termination of countervailing
duty investigation under section 104(b)
of the Trade Agreements Act of 1979
and notice of cancellation of public
hearing and suspension of investigation
pending public comment.

FOR FURTHER INFORMATION CONTACT:
Mr. John MacHatton, Office of
Investigations, telephone 202-523-0439.

SUPPLEMENTARY INFORMATION: The
Trade Agreements Act of 1979,
subsection 104(b)(1), requires the
Commission in the case of a
countervailing duty order issued under
section 303 of the Tariff Act of 1930,
upon the request of a government or
group of exporters of merchandise
covered by the order, to conduct an
investigation to determine whether an
industry in the United States would be
materially injured, or threatened with
material injury, or whether the
establishment of such industry would be
materially retarded, if the order were to
be revoked. On March 28, 1980, the
Commission received a request from the
Delegation of the Commission of the
European Communities for the review of
the countervailing duty order on ski lifts
and parts thereof from Italy (T.D. 68-
288). The Commission instituted this
investigation on August 10, 1981 and
published notice of such institution in
the Federal Register of August 19, 1981
(46 FR 42220). The notice also scheduled
a public hearing for this investigation on
October 21, 1981, in Washington, D.C.

The Commission received a letter on
October 9, 1981 from Hall Ski Lift
Company, the original petitioner for the
countervailing duty order, withdrawing
its petition for a countervailing duty
order on ski lifts and parts thereof from
Italy.

While there is no provision in the
Trade Agreements Act of 1979, or in its
legislative history, permitting
termination of a section 104(b)
investigation, termination of a properly
instituted countervailing duty
investigation is permitted under section
704(a) of the Tariff Act of 1930.
Termination authority is explicit in
cases based on newly filed

countervailing duty petitions; it is
implied with respect to existing
countervailing duty orders.

Section 704(a) directs the Commission
to solicit public comment prior to
termination of an investigation and
approve the termination only if it is in
the public interest. In light of the
Commission's duty to consider the
public interest, the Commission requests
written comments from persons
concerning the proposed termination of
the investigation on ski lifts and parts
thereof from Italy. These written
comments must be filed with the
Secretary to the Commission no later
than November 18, 1981.

This countervailing duty investigation
concerning ski lifts and parts thereof
from Italy is suspended for the duration
of the 30-day public comment period.
Further, the public hearing scheduled for
10:00 a.m., October 21, 1981, in the U.S.
International Trade Commission
Hearing Room is cancelled and will be
rescheduled pending review of public
comment.

By order of the Commission.

Issued: October 15, 1981.

Kenneth R. Mason,

Secretary.

[FR Doc. 81-30231 Filed 10-16-81; 8:45 am]

BILLING CODE 7020-02-M

DEPARTMENT OF JUSTICE

National Institute of Justice

**Unsolicited Research Program
Announcement of Competitive
Research Grant Program; Notice of
Solicitation**

The National Institute of Justice (NIJ)
announces a competitive research grant
program, the Unsolicited Research
Program (URP). Through this program,
NIJ sponsors a limited number of
projects that address significant issues
pertaining to adult crime and criminal
justice, that are of sound methodological
design, and have potentially important
implications for criminal justice policy,
practice, research and/or theory.

During fiscal year 1982, two (2)
funding cycles will be initiated. All
papers postmarked before midnight
December 1, 1981 will be considered for
funding during Cycle 1. All papers
postmarked after midnight December 1,
1981 and before June 1, 1982 will be
considered for funding during Cycle 2.

At this time the NIJ appropriation for
fiscal year 1982 has not been finalized. If
the proposed request is adopted, the
Institute will allocate approximately
\$1,000,000 for the URP, with

approximately \$500,000 available for each funding cycle. If a figure less than the amount requested is appropriated, this funding level will be modified and Cycle 2 funding may be eliminated. In either case, the total amount of awards will depend upon receipt of high quality proposals that meet all criteria. Approximately one-third of the amount available during each cycle will be allocated for grants of \$60,000 or under. The range of funding for each grant will be from \$10,000 to \$120,000 for research of up to two years duration.

Copies of this solicitation may be obtained by sending a mailing label to: Announcement Requests—Unsolicited Research Program, National Criminal Justice Reference Service, Box 6000, Rockville, Maryland 20850.

Dated: October 7, 1981.

Approved:

James L. Underwood,

Acting Director, National Institute of Justice.

[FR Doc. 81-30179 Filed 10-15-81; 8:45 am]

BILLING CODE 4410-18-M

NATIONAL CAPITAL PLANNING COMMISSION

Environmental Policies and Procedures: Amendment

AGENCY: National Capital Planning Commission.

ACTION: Notice of adopted amendment.

SUMMARY: This notice sets forth an amendment adopted by the Commission on September 3, 1981, to the Commission's Environmental Policies and Procedures (44 FR 64923-64828, November 8, 1979). The amendment adds to the Commission's categorical exclusions those types of actions which are designated as a categorical exclusion by a Federal agency submitting projects to the Commission for review. (Categorical Exclusion means a category of actions which do not individually or cumulatively have a significant effect on the human environment and which have been found to have no such effect in procedures adopted by a Federal agency in implementation of the regulations of the Council on Environmental Quality and for which, therefore, neither an environmental assessment nor an environmental impact statement is required). Notice of proposed amendment was published in the Federal Register on July 23, 1981 (46 FR 37998) with a deadline for comments of August 24, 1981. No comments were received.

FOR FURTHER INFORMATION CONTACT: Patricia J. Crawford, Chief.

Environmental/Energy Branch, National Capital Planning Commission, Room 1028, 1325 G Street, N.W., Washington, D.C. 20576, (202) 724-0180 or 724-1082.

The National Capital Planning Commission's Environmental Policies and Procedures (44 FR 64923-64828, November 8, 1979), are hereby amended as follows:

(1) The second sentence of Section 3.C.1 is amended to read: "For each action listed under Sec. 7, except for any action determined to be a categorical exclusion pursuant to Sec. 8, the sponsoring agency's submission to the Commission must include an EIS or an environmental assessment."

(2) Section 8 is amended by changing the period at the end of clause (10) in the first paragraph to a semicolon and adding:

"(11) Take any other action which any other Federal agency has designated as a categorical exclusion."

Daniel H. Shear,

Secretary to the Commission.

October 9, 1981.

[FR Doc. 81-30177 Filed 10-16-81; 8:45 am]

BILLING CODE 7520-01-M

Floodplain Management and Wetlands Protection

AGENCY: National Capital Planning Commission.

ACTION: Notice of adopted procedures.

SUMMARY: This notice sets forth (1) procedures for implementing Executive Order 11988, "Floodplain Management", and Executive Order 11990, "Protection of Wetlands", and (2) an amendment to the Commission's Site and Building Plans requirements, both of which were adopted by the Commission on September 17, 1981. Notice of proposed procedures and of the proposed amendment were published in the Federal Register on July 23, 1981 (46 FR 37999) with a deadline for comments of August 24, 1981. No comments were received.

FOR FURTHER INFORMATION CONTACT:

Patricia J. Crawford, Chief, Environmental/Energy Branch, National Capital Planning Commission, Room 1028, 1325 G Street, N.W., Washington, D.C. 20576, (202) 724-0182 or 724-0180.

Procedures for Floodplain Management and Wetlands Protection

Sec.

1. Purpose.
2. Definition.
3. Objectives of Procedures.
4. Scope and Responsibilities.
5. Decisionmaking Process.

Sec. 1. Purpose.

The Commission will, to the fullest extent possible, develop policies, plans, and programs to protect and maintain the environment quality of Floodplains and Wetlands.

Sec. 2. Definitions.

The following definitions shall apply throughout these procedures:

(a) *Action* means any Commission activity including: (1) acquiring, managing and disposing of Federal lands and facilities;

(2) providing Federally undertaken, financed, or assisted construction and improvements; and (3) conducting Federal activities and programs affecting land use, including, but not limited to, water and related land resources planning, regulating, and licensing activities.

(b) *Base Flood* means the flood which has a one percent chance of being equalled in any given year (also known as a 100-year flood).

(c) *Commission* means the National Capital Planning Commission created by the National Capital Planning Act of 1952, as amended (40 U.S.C. 71-711, 72, 73, 74; D.C. Code, secs. 1-1001 to 1-1013).

(d) *Direct Impacts* means changes in Floodplain or Wetland values and functions caused or induced by an Action or related activity. Direct Impacts are caused whenever Natural Values are affected as a direct result of an Action.

(e) *Executive Director* means the director employed by the Commission.

(f) *Floodplain* means the lowland and relatively flat areas adjoining inland and coastal waters including, at a minimum, those areas subject to a one percent or greater chance of flooding in any given year.

(g) *Indirect Impacts* means an indirect result of an Action whenever the Action induces or makes possible related activities which affect the Natural Values of Floodplains or Wetlands. Such impacts occur whenever these values are potentially affected, either in the short- or long-term, as a result of undertaking an Action.

(h) *Natural Values* means the qualities of or functions served by Floodplains and Wetlands which include, but are not limited to: (1) water resource values (natural moderation of floods, water quality maintenance, groundwater recharge); (2) living resource values (fish, wildlife, plant resources and habitats); and (3) cultural resource values (open space,

natural beauty, scientific study, agriculture, aquaculture, forestry).

(i) *New Construction* means the construction of a new structure or facility or the reconstruction of a structure or facility which has been totally destroyed.

(j) *Non-structural Flood Protection Methods* means techniques designed to achieve desired future Floodplain conditions which may include such things as changes in flood regulations and flood insurance, and the development of educational and protection programs.

(k) *Statement of Findings* is a written public explanation which includes a description of (1) why the proposed action must be located in the Floodplain or Wetland; (2) all significant facts considered in making the determination including alternative sites and Actions; and (3) a statement indicating whether the Actions conform to applicable State or local Floodplain protection standards.

(l) *Structure* means anything constructed, including a building, mobile homes, and gas and liquid storage tanks, which requires permanent location on the ground.

(m) *Wetlands* means those areas which are inundated or saturated by surface or ground water with a frequency sufficient to support, or that under normal hydrologic conditions does or would support, a prevalence of vegetation or aquatic life typically adapted for life in saturated or seasonally saturated soil conditions. Wetlands include, but are not limited to, swamps, fresh and salt water marshes, estuaries (for purposes of these procedures, estuaries refer to non-major river estuaries), bogs, beaches, wet meadows, sloughs, potholes, mud flats, river overflows and other similar areas. This definition includes those Wetland areas separated from their natural supply of water as a result of such activities as the construction of structural flood protection methods or solid-fill road beds, mineral extraction, and navigation improvements. This definition is intended to be consistent with the definition utilized by the U.S. Fish and Wildlife Service.

Sec. 3. Objectives of Procedures.

The objectives of these procedures are to avoid, to the extent possible, the long and short-term adverse impacts associated with the occupancy and modification of Floodplains and Wetlands and to avoid direct or indirect support of development in Floodplains and Wetlands wherever there is a practicable alternative. Where Floodplain or Wetland impacts cannot be avoided, these procedures will focus

on mitigation of the adverse effects of any action. In implementing these procedures the Commission will:

(a) encourage the wise use and conservation of Floodplains and Wetlands to preserve their natural and beneficial values;

(b) avoid, to the extent possible, the long and short-term adverse impacts associated with the occupancy and modification of Floodplains and the destruction or modification of Wetlands;

(c) avoid the direct or indirect support of development and New Construction in Floodplains and Wetlands whenever there is a practicable alternative;

(d) minimize the potential harm to people and property and to Natural Values when an Action must be located in the Floodplain;

(e) promote the use of Non-structural Flood Protection Methods to reduce the risk of flood loss; and

(f) attempt to achieve a suitable balance between the protection of Floodplains and Wetlands and development.

Sec. 4. Scope and Responsibilities.

(a) *Applicability.* These procedures apply to all Actions initiated by the Commission which have the potential for adversely impacting Floodplains or Wetlands or their occupants, or which are subject to potential harm by location in Floodplains or Wetlands. An Action has the potential to affect Floodplains or Wetlands if the probability for adverse effects is associated with:

(1) The occupancy or modification of Floodplains both direct and indirect; or

(2) The destruction or modification of Wetlands both direct and indirect.

(b) *Scope.* If the Commission finds that the Floodplain and/or Wetlands would be impacted, the Commission shall:

(1) Identify and evaluate practicable alternatives to locating in a Floodplain or Wetland, including practicable alternative sites outside the Floodplain or Wetland; alternative Actions which serve essentially the same purpose as the proposed Action but which have less potential to adversely affect the Floodplain or Wetland, and the "no action" alternative. The following factors should be analyzed in determining the practicability of alternatives.

(i) Natural environment (topography, habitat, hazards);

(ii) Social concerns (aesthetics, historical and cultural values, land use patterns);

(iii) Economic aspects (costs of space, construction, services and relocation); and

(iv) Legal constraints.

(2) Identify the full range of potential direct or indirect adverse impacts associated with the occupancy and modification of Floodplains and Wetlands. The following factors should be analyzed:

(i) Flood hazard-related factors, such as (A) depth, velocity and rate of rise of flood water; (B) duration of flooding; (C) high hazard riverine areas (areas subject to high velocity waters); (D) available warning and evacuation time and routes; and (E) effects of special problems, e.g., levees and other protection works, erosion, subsidence, sink holes, ice jams, combinations of flood sources debris load and pollutants.

(ii) Natural Values, such as (A) water values (natural moderation of floods, water quality maintenance, and ground water recharge); (B) living resource values (fish and wildlife and biological productivity);

(C) cultural resource values (archeological and historic sites, and open space for recreation and green belts); and (D) agricultural, aquacultural and forestry resource values.

(c) *Responsible Official.*

The Executive Director shall be the responsible official for ensuring Commission compliance with Executive Orders 11988 and 11990 and for preparing or reviewing an applicable Statement of Findings.

Sec. 5. Decisionmaking Process.

Prior to taking any Action subject to these procedures, the Commission shall:

(a) Notify the public at the earliest possible time that consideration is being given to carrying out an Action potentially affecting or affected by a Floodplain or Wetland, and involve the broadest affected and interested public in the decisionmaking process.

(b) For actions subject to the Office of Management and Budget Circular A-95, the Commission shall send a notice, not to exceed three pages in length, including a location map, to the state and areawide A-95, clearing-houses for the geographic areas affected. The notice shall include: (1) the reasons why the Action is proposed to be located in a Floodplain or Wetland; and (2) a list of the practicable alternatives considered. A brief comment period of 30 days will be allowed prior to taking any Action.

(c) If a Statement of Findings is required, it shall include the following:

(1) reasons why the Action is proposed to be located in the Floodplain or Wetland;

(2) a statement indicating whether the Action conforms to applicable state or local Floodplain management standards;

(3) a list of the alternatives considered;

(4) A list of the mitigation measures and/or revisions made to the proposed Action so as to minimize harm to or within the Floodplain, and to minimize the destruction, loss, or degradation of Wetlands; and

(5) a map of the general area clearly delineating the proposal's locale and its relationship to its environs.

Site and Building Plans Requirements: Proposed amendment

Subsection C of section 3 of the Commission's Site and Building Plans Requirements, 37 FR 3011-3013 (February 10, 1972), as amended, 37 FR 10330-10331 (March 19, 1974), is further amended by adding at the end thereof the following:

"(7) *Floodplain Management and Wetlands Protection*. The initial submission by a Federal agency for a project to be located in a Floodplain or Wetland, as defined in the Commission's Floodplain Management and Wetlands Protection Procedures (46 FR p. —, Oct. 19, 1981), shall include a copy of the agency's statement of findings, evaluation of impacts, and proposed mitigation measures prepared pursuant to Executive Order 11988 or Executive Order 11990."

Daniel H. Shear,

Secretary to the Commission.

October 9, 1981.

[FR Doc. 81-30178 Filed 10-16-81; 8:45 am]

BILLING CODE 7520-01-M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Humanities Panel Meeting

AGENCY: National Endowment for the Humanities.

ACTION: Notice of meeting.

SUMMARY: Pursuant to the provision of the Federal Advisory Committee Act (Public Law 92-463, as amended), notice is hereby given that the following meeting of the Humanities Panel will be held at 806 15th Street, N.W., Washington, DC 20506:

Date: November 9-10, 1981

Time: 9:00 a.m. to 5:30 p.m.

Room 1134

Program: This meeting will review applications submitted for Research Resources Program: American Studies Panel II Division of Research Programs, for projects beginning after April 1, 1982.

The proposed meeting is for the purpose of Panel review, discussion, evaluation and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities

Act of 1965, as amended including discussion of information given in confidence to the agency by grant applicants. Because the proposed meeting will consider information that is likely to disclose:

- (1) Trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (2) Information of a personal nature the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and
- (3) Information the disclosure of which would significantly frustrate implementation of proposed agency action; pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated January 15, 1978. I have determined that this meeting will be closed to the public pursuant to subsections (c)(4), (6) and (9)(B) of section 552b of Title 5, United States Code.

Further information about this meeting can be obtained from Mr. Stephen J. McCleary, Advisory Committee Management Officer, National Endowment for the Humanities, Washington, DC 20506, or call (202) 724-0367.

Stephen J. McCleary,

Advisory Committee Management Officer.

[FR Doc. 81-30142 Filed 10-16-81; 8:45 am]

BILLING CODE 7536-01-M

NUCLEAR REGULATORY COMMISSION

Advisory Committee on Reactor Safeguards, Subcommittee on Callaway Plant; Meeting

The ACRS Subcommittee on Callaway Plant will hold a meeting on November 4 and 5, 1981, at the Hilton Inn, 2200 I-70 Drive Southwest, Columbia, MO. The Subcommittee will review the application by the Union Electric Company for an Operating License. Notice of this meeting was published September 23.

In accordance with the procedures outlined in the *Federal Register* on September 30, 1981, (46 FR 47903), oral or written statements may be presented by members of the public, recordings will be permitted only during those portions of the meeting when a transcript is being kept, and questions may be asked only by members of the Subcommittee, its consultants, and Staff. Persons desiring to make oral statements should notify the Designated Federal Employee as far in advance as practicable so that appropriate arrangements can be made to allow the necessary time during the meeting for such statements.

The entire meeting will be open to public attendance.

The agenda for subject meeting shall be as follows:

Wednesday, November 4, 1981—1:00 p.m. until the conclusion of business

Thursday, November 5, 1981—8:30 a.m. until the conclusion of business

During the initial portion of the meeting, the Subcommittee, along with any of its consultants who may be present, will exchange preliminary views regarding matters to be considered during the balance of the meeting.

The Subcommittee will then hear presentations by and hold discussions with representatives of the Union Electric Company, NRC Staff, their consultants, and other interested persons regarding this review.

Further information about topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by a prepaid telephone call to the cognizant Designated Federal Employee, Richard Major (telephone 202/634-1414) between 8:15 a.m. and 5:00 p.m., EST.

Dated: October 14, 1981.

John C. Hoyle,

Advisory Committee Management Officer.

[FR Doc. 81-30166 Filed 10-16-81; 8:45 am]

BILLING CODE 7590-01-M

Advisory Committee on Reactor Safeguards, Subcommittee on Human Factors; Meeting

The ACRS Subcommittee on Human Factors will hold a meeting on November 2, 1981, Room 1046, 1717 H Street, NW, Washington, DC. The Subcommittee will be briefed by the Division of Human Factors Safety, Office of Nuclear Reactor Regulation on the developments and programs that have been initiated within the Division over the past year. Items for discussion will include the final version of the control room design evaluation guidelines, operator qualifications, emergency procedures guidelines, and utility management structure and technical resources.

In accordance with the procedures outlined in the *Federal Register* on September 30, 1981 (46 FR 47903), oral or written statements may be presented by members of the public, recordings will be permitted only during those portions of the meeting when a transcript is being kept, and questions may be asked only by members of the Subcommittee, its consultants, and Staff. Persons desiring to make oral statements should notify the Designated Federal Employee as far in advance as practicable so that appropriate arrangements can be made

to allow the necessary time during the meeting for such statements.

The entire meeting will be open to public attendance.

The agenda for subject meeting shall be as follows:

Monday, November 2, 1981, 8:30 a.m. until the conclusion of business.

During the initial portion of the meeting, the Subcommittee, along with any of its consultants who may be present, will exchange preliminary views regarding matters to be considered during the balance of the meeting.

The Subcommittee will then hear presentations by and hold discussions with representatives of the NRC Staff, their consultants, and other interested persons regarding this review.

Further information about topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by a prepaid telephone call to the cognizant Designated Federal Employee, Richard Major (telephone 202/634-1414) between 8:15 a.m. and 5:00 p.m., EST.

Dated: October 14, 1981.

John C. Hoyle,

Advisory Committee Management Officer.

[FR Doc. 81-30169 Filed 10-16-81; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-416 and 50-417]

Availability of the Final Environmental Statement for the Grand Gulf Nuclear Station, Units 1 and 2

Notice is hereby given that the Final Environmental Statement (NUREG-0777) related to the operation of the Grand Gulf Nuclear Station, Units 1 and 2, by the Mississippi Power & Light Company, has been prepared by the Commission's Office of Nuclear Reactor Regulation. The Grand Gulf Nuclear Station is located on the Mississippi River in Claiborne County, Mississippi.

The Final Environmental Statement is available for inspection by the public in the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C. 20555, and at the Hinds Jr. College, George M. McLendon Library, Raymond, Mississippi 39154. The Final Environmental Statement is also being made available at the State Clearinghouse, Coordinator Federal-State Programs, Office of the Governor, 1503 Sillers Building, Jackson, Mississippi 39201, and the Southwest Mississippi Planning and Development District, Post Office Box 636, Main Street, Meadville, Mississippi 39653.

The notice of availability of the Draft Environmental Statement for the Grand Gulf Nuclear Station which requested comments from interested persons was published in the Federal Register on June 12, 1981 (46 FR 31051).

The comments received from Federal, State, and local agencies, and interested members of the public have been included as appendices in the Final Environmental Statement.

This report is available for inspection or copying for a fee at the NRC Public Document Room, 1717 H Street, N.W., Washington, D.C. Copies may be purchased for \$6.50 directly from NRC by sending check or money order, payable to Superintendent of Documents, to Director, Division of Technical Information and Document Control, U.S. NRC, Washington, D.C. 20555. GPO Deposit Account holders may charge their orders by calling (301) 492-9530. Copies are also available for purchase through the National Technical Information Service, Springfield, VA 22161.

Dated at Bethesda, Md, this 9th day of October 1981.

For the Nuclear Regulatory Commission.

A. Schwencer,

Chief, Licensing Branch No. 2, Division of Licensing.

[FR Doc. 81-30173 Filed 10-16-81; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-255]

Consumers Power Co.; Issuance of Amendment to Provisional Operating License

The Nuclear Regulatory Commission (the Commission) has issued Amendment No. 67 to Provisional Operating License No. DPR-20, issued to Consumers Power Company (the licensee), which revised the Technical Specifications for operation of the Palisades Plant (the facility) located in Covert Township, Van Buren County, Michigan. The amendment is effective as of its date of issuance.

The amendment approves changes to the Appendix A Technical Specifications which incorporate certain of the Lessons Learned Category "A" requirements related to the Three Mile Island Accident in response to our request dated July 2, 1980.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10

CFR Chapter I, which are set forth in the license amendment. Prior public notice of this action was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated December 19, 1980 and supplement thereto dated May 7, 1981, (2) Amendment No. 67 to License No. DPR-20, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20555, and at the Kalamazoo Public Library, 315 South Rose Street, Kalamazoo, Michigan 49006. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Md., this 8th day of October 1981.

For the Nuclear Regulatory Commission.

Thomas V. Wambach,

Acting Chief, Operating Reactors Branch No. 5, Division of Licensing.

[FR Doc. 81-30172 Filed 10-16-81; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-443 and 50-444]

Public Service Co. of New Hampshire, et al., Seabrook Station, Units 1 and 2; Receipt of Application for Facility Operating Licenses; Availability of Applicants' Environmental Report; Consideration of Issuance of Facility Operating Licenses; and Notice of Opportunity for Hearing

Notice is hereby given that the Nuclear Regulatory Commission (the Commission) has received an application, including the Final Safety Analysis Report, from Public Service Company of New Hampshire, et. al.¹ for

¹ The applicants for the operating licenses for Seabrook Station are: Bangor Hydro-Electric Company, Central Maine Power Company, Central Vermont Public Service Corporation, Commonwealth Energy Systems, Connecticut Light & Power Company, Montaup Electric Company, Fitchburg Gas & Electric Light Company, Hudson Light & Power Department, Maine Public Service Company, Massachusetts Municipal Wholesale Electric Company, New England Power Company,

Continued

facility operating licenses to possess, use, and operate the Seabrook Station, Units 1 and 2, two pressurized water nuclear reactors (the facility) located in Rockingham County, New Hampshire, located in the town of Seabrook, approximately forty miles north of Boston, Massachusetts. Each of the reactors is designed to operate at a core power level of 3411 megawatts thermal, with an equivalent net electrical output of approximately 1198 megawatts each.

The applicants have also filed, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in 10 CFR Part 51, an environmental report, as part of its application. The report, which discusses environmental considerations related to the proposed operation of the facility, is being made available by the Coordinator of Federal Funds, Room 124, State House, Concord, New Hampshire 03301 and by the Strafford Rockingham Regional Council, 1 Water Street, Exeter, New Hampshire 03833.

After the environmental report has been analyzed by the Commission's staff, a draft environmental statement will be prepared. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the *Federal Register*, a notice of availability of the draft statement, requesting comments from interested persons on the draft statement. The notice will also contain a statement to the effect that any comments of Federal agencies and State and local officials will be made available when received. The draft environmental statement will focus only on matters which differ from those previously discussed in the final environmental statement prepared in connection with the issuance of the construction permits. Upon consideration of comments submitted with respect to the draft environmental statement, the Commission's staff will prepare a final environmental statement, the availability of which will be published in the *Federal Register*.

The Commission will consider the issuance of facility operating licenses to Public Service Company of New Hampshire which would authorize the applicants to possess, use and operate the Seabrook Station, Units 1 and 2 in accordance with the provisions of the licenses and the technical specifications appended thereto, upon: (1) The completion of a favorable safety

evaluation of the application by the Commission's staff; (2) the completion of the environmental review required by the Commission's regulations in 10 CFR Part 51; (3) the receipt of a report on the applicants' application for facility operating licenses by the Advisory Committee on Reactor Safeguards; and (4) a finding by the Commission that the application for the facility licenses, as amended, complies with the requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations in 10 CFR Chapter I. Construction of the facilities was authorized by Construction Permit Nos. CPPR-135 and CPPR-1336, issued by the Commission on July 7, 1976. The applicant has advised that construction will be completed by November 1983, and February 1986, for Units 1 and 2, respectively.

With regard to Executive Order 11988, Floodplain Management, the Seabrook facilities will not have any structures (or construction activities) located on the floodplain. The subject of floodplain management will be discussed in the Commission's environmental statement referenced above.

Prior to issuance of any operating licenses, the Commission will inspect the facilities to determine whether they have been constructed in accordance with the application, as amended, and the provisions of the construction permits. In addition, the licenses will not be issued until the Commission has made the findings reflecting its review of the application under the Act, which will be set forth in the proposed licenses, and has concluded that the issuance of the licenses will not be inimical to the common defense and security or to the health and safety of the public. Upon issuance of the licenses, the applicants will be required to execute an indemnity agreement as required by Section 170 of the Act and 10 CFR Part 140 of the Commission's regulations.

By November 18, 1981, the applicant may file a request for a hearing with respect to issuance of the facility operating licenses. By November 18, 1981 any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date(s), the Commission or an Atomic Safety and Licensing Board, designated

by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition and the Secretary of the Commission, or designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) The nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch, or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. by November 18, 1981. A copy of the petition must also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Ropes and Gray, 225 Franklin Street, Boston, Massachusetts 02110, Attention: Thomas G. Dignan, Esq., attorney for the applicants. Any requests for additional information regarding the content of this notice should be addressed to the Chief

Public Service Company of New Hampshire, Taunton Municipal Lighting Plant, the United Illuminating Company, and Vermont Electric Cooperative, Inc.

Hearing Counsel, Office of the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer, or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a late petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details pertinent to the matters under consideration, see the application for the facility operating licenses, including the Final Safety Analysis Report and the Environmental Report forwarded October 1, 1981, which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Exeter Public Library, Front Street, Exeter, New Hampshire 03883. As they become available, the following documents may be inspected at the above locations: (1) The safety evaluation report prepared by the Commission's staff; (2) the draft environmental statement; (3) the final environmental statement; (4) the report of the Advisory Committee on Reactor Safeguards (ACRS) on the application for facility operating licenses; (5) the proposed facility operating licenses; and (6) the technical specifications, which will be attached to the proposed facility operating licenses.

Copies of the proposed operating licenses and the ACRS report, when available, may be obtained by request to the Director, Division of Licensing, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Copies of the Commission's staff safety evaluation report and final environmental statement, when available, may be purchased at current rates, from the National Technical Information Service, Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161.

Dated at Bethesda, Md., this 9th day of October 1981.

For the Nuclear Regulatory Commission,
F. J. Miraglia,
Chief, Licensing Branch No. 3, Division of Licensing.

[FR Doc. 81-30174 Filed 10-16-81; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF MANAGEMENT AND BUDGET

Agency forms under review

Background

October 14, 1981.

When executive departments and agencies propose public use forms, reporting, or recordkeeping requirements, the Office of Management and Budget (OMB) reviews and acts on those requirements under the Paperwork Reduction Act (44 U.S.C. Chapter 35). Departments and agencies use a number of techniques including public hearings to consult with the public on significant reporting requirements before seeking OMB approval. OMB in carrying out its responsibility under the act also considers comments on the forms and recordkeeping requirements that will affect the public.

List of forms under review

Every Monday and Thursday OMB publishes a list of the agency forms received for review since the last list was published. The list has all the entries for one agency together and grouped into new forms, revisions, extensions (burden change), extensions (no change), or reinstatements. The agency clearance officer can tell you the nature of any particular revision you are interested in. Each entry contains the following information:

The name and telephone number of the agency clearance officer (from whom a copy of the form and supporting documents is available).

The office of the agency issuing this form.

The title of the form.

The Agency form number, if applicable.

How often the form must be filled out.
Who will be required or asked to report.

The standard industrial classification (SIC) codes, referring to specific respondent groups that are affected.

Whether small businesses or organizations are affected.

A description of the Federal budget functional category that covers the information collection.

An estimate of the number of responses.

An estimate of the total number of hours needed to fill out the form.

An estimate of the cost to the Federal Government.

An estimate of the cost to the public.

The number of forms in the request for approval.

An indication of whether section 3504(h) of Pub. L. 96-511 applies.

The name and telephone number of the person or officer responsible for OMB review, and

An abstract describing the need for and uses of the information collection.

Reporting or recordkeeping requirements that appear to raise no significant issues are approved promptly. Our usual practice is not to take any action on proposed reporting requirements until at least ten working days after notice in the Federal Register, but occasionally the public interest requires more rapid action.

Comments and Questions

Copies of the proposed forms and supporting documents may be obtained from the agency clearance officer whose name and telephone number appear under the agency name. The agency clearance officer will send you a copy of the proposed form, the request for clearance (SF83), supporting statement, instructions, transmittal letters, and other documents that are submitted to OMB for review. If you experience difficulty in obtaining the information you need in reasonable time, please advise the OMB reviewer to whom the report is assigned. Comments and questions about the items on this list should be directed to the OMB reviewer or office listed at the end of each entry.

If you anticipate commenting on a form but find that time to prepare will prevent you from submitting comments promptly, you should advise the reviewer of your intent as early as possible.

The timing and format of this notice have been changed to make the publication of the notice predictable and to give a clearer explanation of this process to the public. If you have comments and suggestions for further improvements to this notice please send them to Jim J. Tozzi, Deputy Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget, 726 Jackson Place, Northwest, Washington, D.C. 20503.

DEPARTMENT OF AGRICULTURE

Agency Clearance Officer—Richard J. Schrimper—202-447-6201.

New

* Agricultural Marketing Service
Raisins Produced From Grapes Grown
in California Marketing Order No. 989
Weekly/Monthly/Annually
Businesses or other institutions
Affects 19 raisin handlers in California
SIC: 203

Agricultural research and services: 3,972 responses; 1,593 hours; \$755 Federal

cost; \$7,964 public cost; 15 forms; not applicable under 3504 (h)
Charles A. Ellett, 202-395-7340

The 15 committee forms used by the raisin handlers enable the raisin Administrative Committee to determine acquisitions, disposition of free and reserve pool raisins, and handling of off-grade raisins.

• Agricultural Marketing Service
Irish Potatoes Grown in Southeastern States (Marketing Order No. 953)
On occasion
Farms/businesses or other institutions
Potato handlers in the production area
SIC: 515

Small businesses or organizations
Agricultural research and services: 1,881 responses; 32 hours; \$435 Federal cost; \$113 public cost; 2 forms; not applicable under 3504 (h)
Charles A. Ellett, 202-395-7340

The Southeastern Potato Committee forms are used as a safeguard for handlers who wish to be exempted from grade, size, or quality requirements of the order.

• Agricultural Marketing Service
South Texas Lettuce—Marketing Order No. 971

On occasion/annually
Farms/businesses or other institutions
Lettuce handlers in production area
SIC: 514, 016
Small businesses or organizations
Agricultural research and services: 624 responses; 31 hours; \$500 Federal cost; \$105 public cost; 3 forms; not applicable under 3504 (h)
Charles A. Ellett, 202-395-7340

The South Texas Lettuce Committee forms are used to ensure compliance by handlers who wish to be exempted from pack or container requirements of the order.

• Agricultural Marketing Service
Hops of Domestic Production—Marketing Order No. 991

On occasion/annually
Farms/businesses or other institutions
14 hop handlers and 235 producers in Washington, Oregon, Idaho and California
Agricultural research and services: 1,819 responses; 187 hours; \$519 Federal cost; \$1,867 public cost; 5 forms; not applicable under 3504 (h)
Charles A. Ellett, 202-395-7340

The 5 committee forms used by hop producers and handlers enable the hop Administrative Committee to issue annual hop allotment and facilitate the transfer of allotment base between producers. The hop handler forms aid the committee in determining quantities handled and inventory information for establishing marketing policy.

• Farmers Home Administration
Management Assistance to Individual Borrowers and Applicants (Recordkeeping) 7 CFR 1924-B
FMHA 432-1
On occasion
Farms
Farmers and ranchers who have or are applying for FMHA assistance
SIC: 001, 013, 016, 017, 018, 019, 021, 024, 025, 027

Farm income stabilization: 140,000 responses; 840,000 hours; \$14,400 Federal cost; \$5,040,000 public cost; 1 form; not applicable under 3504 (h)
Charles A. Ellett, 202-395-7340

Consolidated Farm and Rural Development Act, Chapter XVIII, Subchapter I authorizes FMHA to provide management assistance to individual applicants and borrowers.

Revisions

• Food and Nutrition Service
Coupon Account and Destruction Report FNS-471

On occasion
State or local governments
Food stamp coupon issuers/bulk storage points
SIC: 943

Food and nutrition assistance: 36,000 responses; 12,000 hours; \$94,183 Federal cost; \$60,000 public cost; 1 form; not applicable under 3504 (h)
Charles A. Ellett, 202-395-7340

This form accounts for coupons returned, exchanged, damaged, or found to be part of an oversight/shortage in a coupon shipment. It transmits unusable coupons to the destruction point and documents the destruction. It replaces the FNS-43 and FNS-136, streamlining data collection and reduces the information collection burden.

• Agricultural Cooperatives Service
Annual Survey of Farmer Cooperatives ACS-14-(A-C)

Annually
Businesses or other institutions
Agricultural cooperatives
SIC: 421, 514, 515, 516, 517, 518, 519, 521, 598, 599

Small businesses or organizations
Agricultural research and services: 3,292 responses; 1,715 hours; \$163,000 Federal cost; 4 forms; not applicable under 3504(h)
Charles A. Ellett, 202-395-7340

Basic statistics (memberships, commodity sales, and financial data) are needed to evaluate the impact of public policies designed to promote cooperatives. ACS, USDA will use the information in program planning, evaluation and service work. Demand for statistics exists in cooperative and non-cooperative sectors.

Extensions (Burden Change)

• Economics and Statistics Service
Sugar Market Statistics
FV-63, 70, 71, 72, and 74
Weekly, monthly, quarterly
Businesses or other institutions
Sugar processors and refiners
SIC: 515
Agricultural research and services: 2,346 responses; 1,005 hours; \$9,000 Federal cost; 7 forms; not applicable under 3504(h)
Statistical Policy Branch, 202-395-7313

Provides data on sugar production, marketing and inventories. Resultant statistics used by processors and Government in analyses of the current and long run supply, demand and price prospects for sweeteners and related industries.

Reinstatements

• Food and Nutrition Service
Food Administrator Survey (FAS) of the National Evaluation of School Nutrition Programs
AG/FNS 1106
Nonrecurring
State or local governments
School district food service directors
SIC: 943

Public assistance and other income supplements: 2,700 responses; 1,125 hours; \$172,496 Federal cost; 4 forms; not applicable under 3504(h)
Charles A. Ellett, 202-395-7340

The Omnibus Reconciliation Act of 1981 provides for lower subsidies to the national school lunch and school breakfast programs. This survey will allow the Federal Government to estimate program participation and budget based on data collected subsequent to the implementation of the provisions of the new act.

DEPARTMENT OF COMMERCE

Agency Clearance Officer—Edward Michals—202-377-3627

New

• Bureau of the Census
1982 Census of Transportation Truck Inventory and use survey
TC-9501, TC-9502
Nonrecurring
Individuals or households/farms/businesses or other institutions
Registered truck owners or lessees
SIC: All
Small businesses or organizations
Other advancement and regulation of commerce: 1 response; 1 hour; \$0 Federal cost; 2 forms; not applicable under 3504(h)
Statistical Policy Branch, 202-395-7313

The truck inventory and use survey provides data on the physical and operational characteristics of the Nation's truck population. These data are used by Government agencies, major manufacturers of trucks and their component parts, and consulting firms to establish policy for the trucking industry and to predict market trends.

Extensions (Burden Change)

- International Trade Administration
DMS Reg. 1/DPS Reg. 1: Basic Rules of the Defense Materials and Defense Priorities Systems and DPS Reg. 2 Between Canada and the U.S.
DMS-1, DPS-1, DPS-2
On occasion
Businesses or other institutions
Producers of industrial products
SIC: Multiple
Small businesses or organizations
Other advancement and regulation of commerce: 1 response; 1 hour; \$1,200 Federal cost; 3 forms; not applicable under 3504(h)
William T. Adams, 202-395-4814

The information collected is required for the enforcement and administration of the delegated authority of the Defense Production Act of 1950, as amended (50 U.S.C. App. 2071 et seq.) to assure delivery of military and energy essential supplies and equipment on a timely basis. All companies involved in defense production (10's of thousands) must retain records of transaction for three years.

- International Trade Administration
Request for Duty Free Entry of Scientific Instruments or Apparatus
ITA-338P
On occasion
State or local governments/businesses or other institutions
Nonprofit institutions established for edu. and/or res. purp.
SIC: 892, 822, 943, 951, 966
Small businesses or organizations
Other advancement and regulation of commerce: 400 responses; 800 hours; \$255,000 Federal cost; 1 form; not applicable under 3504(h)
Federal Education Data Acquisition Council, 202-426-5030

P.L. 89-651 specifies that a nonprofit institution desiring duty-free entry of certain scientific instruments or apparatus submit an application. The responses to the questions on the applications are essential for Commerce and Treasury to carry out their congressional determining that there is no comparable instrument manufactured domestically.

Extensions (No Change)

- Bureau of the Census

Retail Inventory Valuation Supplement B-250
Annually
Businesses or other institutions
Retail businesses
SIC: Multiple
Small businesses or organizations
Other advancement and regulation of commerce: 2,500 responses; 208 hours; \$106,000 Federal cost; 3 forms; not applicable under 3504(h)
Statistical Policy Branch, 202-395-7313

- International Trade Administration
Titanium Metal
ITA 991
Monthly
Businesses or other institutions
Titanium melting and processing facilities
SIC: 333, 335, 336, 346
Small businesses or organizations
Other advancement and regulation of commerce: 420 responses; 420 hours; \$3,000 Federal cost; 1 form; not applicable under 3504(h)
William T. Adams, 202-395-4814

The information collected is required for the enforcement and administration of the delegated authority of the Defense Production Act of 1950, as amended (50 U.S.C. App. 2071 et seq.) to manage the consumption and use of strategic and critical materials.

- International Trade Administration
Exceptions to Reporting Requirements Under the IC/DV Procedures
EAR
375.4(C), EAR 375.5(C), EAR 375.3(E), EAR 375.7(G)
EAR 375.3(I)
On occasion
Businesses or other institutions
Commercial exporters
SIC: Multiple
Other advancement and regulation of commerce: 430 responses; 108 hours; \$16,000 Federal cost; 5 forms; not applicable under 3504(h)
William T. Adams, 202-395-4814

This reporting requirement allows the Office of Export Administration to consider granting an exception to the requirement for submission of import licenses, certificates, or authorization with applications for export licenses to certain specified destination where granting an exception will not be contrary to the objectives of the export control program.

DEPARTMENT OF DEFENSE

Agency Clearance Officer—John V. Wenderoth—703-697-1195

Revisions

- Department of the Army
Marksmanship Club Annual Report

DA 1275, DA 1277, and OSA 119
Annually
Businesses or other institutions
Civilian marksmanship clubs
SIC: 799
Small businesses or organizations
Department of Defense-military: 2,500 responses; 2,750 hours; \$105,000 Federal cost; 3 forms; not applicable under 3504(h)
Andy Uscher, 202-395-4814

Ammunition and other material support is provided based upon club membership and activities.

DEPARTMENT OF EDUCATION

Agency Clearance Officer—Wallace McPherson—202-426-5030

New

- Office of Postsecondary Education
Application for Federal Student Aid ED-255
Annually
Individuals or households
Postsecondary education students
Higher education: 2,000,000 responses; 3,000,000 hours; \$5,965,000 Federal cost; 1 form; not applicable under 3504(h)
Federal Education Data Acquisition Council, 202-426-5030

This form is needed to collect the data necessary: To determine whether the student is eligible for Federal student aid funds, and to calculate a uniform methodology number which financial aid administrators may use to award all other types of financial aid.

- Office of Postsecondary Education
Special Condition Application for Federal Student Aid
255-2
Annually
Individuals or households
Postsecondary education students
Higher education: 157,000 responses; 235,500 hours; \$800,000 Federal cost; 1 form; not applicable under 3504(h)
Federal Education Data Acquisition Council, 202-426-5030

This form is needed to collect data: To determine the amount of the expected family contribution of the applicant if certain family or financial conditions have changed for the worse, and to calculate a uniform methodology number which financial aid administrators may use to award all other types of financial aid.

- Office of Postsecondary Education
Lenders Manifest for Federally Insured Student Loans
OE 1151, OE 1151-2
On occasion
Businesses or other institutions

Establishments performing the functions related to banking

SIC: 822, 601, 602, 603, 604, 605

Education, training, employment, and social services: 228,000 responses; 114,000 hours; \$0 Federal cost; 1 form; not applicable under 3504(h)

Federal Education Data Acquisition Council, 202-426-5030

The lender uses this form to report the amount of disbursements made on loans. It is also used to report conversions and loans paid in full. In addition, it is used to maintain insurance premiums to be paid at a later date.

Revisions

- Office of Postsecondary Education Alternate Disbursement System Validation Roster

ED 579

Annually

Businesses or other institutions

Financial aid administrators

SIC: 822

Higher education: 1,100 responses; 1,650 hours; \$8,600 Federal cost; 1 form; \$16,500 public cost; not applicable under 3504(h)

Richard Sheppard, 202-395-6880

The validation roster will be used to verify data previously submitted by institutions participating in basic grants through the alternate disbursement system and to reconcile accounts for the ADS system.

- Office of Educational Research and Improvement

Application for Grant Under the Strengthening Research Library Resources Program

ED 592

Annually

Businesses or other institutions

Institutions with major research libraries

SIC: 822, 823

Research and general education aids: 100 responses; 1,600 hours; \$46,000 Federal cost; 1 form; not applicable under 3504(h)

Richard Sheppard, 202-395-6880

This form is needed to enable major research libraries to apply annually on a competitive basis and provide the secretary with sufficient information to determine adherence to program selection criteria.

Extensions (No Change)

- Office of Postsecondary Education Basic Grant Program Student Validation Roster

OE-255-4, ED 255-4

Annually

Businesses or other institutions

Post-secondary educational institutions

SIC: 823

Small businesses or organizations

Higher education: 5,000 responses; 25,000 hours; \$750,000 Federal cost; 1 form; \$250,000 public cost; not applicable under 3504(h)

Federal Education Data Acquisition Council, 202-426-5030

The student validation roster is the vehicle which end-of-year adjustments to the authorization of BEOG funds are made, based on the actual and accepted disbursement of funds as reflected by the number of eligible BEOG recipients at the institution.

DEPARTMENT OF HEALTH AND HUMAN SERVICES**Agency Clearance Officer—Joseph Strnad—202-245-7488**

- Departmental Management Health Insurance Medical History Questionnaire

OS-15-81

Nonrecurring

Individuals or households

Households in Dayton, Ohio, Seattle, Wash., Fitchburg, Mass., etc.

Public assistance and other income supplements: 2,000 responses; 2,000 hours; \$6,300,000 Federal cost; 6 forms; not applicable under 3504(h)

Gwendolyn Pla, 202-395-6880

The study is designed to measure the effect of alternative health insurance plans on the demand for and the quality of medical care, and health status. The results will provide an important data base for analytic planning of the impact of pro-competition, consumer choice legislation and will also aid assessment of alternative health manpower policies

- Departmental Management Health Insurance Study—Annual Income Report

OS-39-75

Annually

Individuals or households

Households in various States

Public assistance and other income supplements: 2,400 responses; 480 hours; \$6,300,000 Federal cost; 1 form; not applicable under 3504(h)

Gwendolyn Pla, 202-395-6880

The study is designed to measure the effects of alternative health insurance plans on the demand for and quality of health care and health status. The results will provide an important data base for analytic planning for national health insurance, and will also be useful in assessment of alternative manpower policies.

- National Institutes of Health Evaluation of Directory of Federally Supported Research Projects

Nonrecurring

Businesses or other institutions

NHLBI grantee institution organizations

SIC: 822, 823

Health: 525 responses; 131 hours; \$5,000 Federal cost; 1 form; \$1,313 public cost; not applicable under 3504(h)

Gwendolyn Pla, 202-395-6880

It is proposed to send a single page questionnaire to 700 respondents requesting "yes/no" answers as to the usefulness of a two volume interagency technical committee (IATC) FY 1979 directory of federally supported research projects in heart, lung, and blood diseases and blood resources to be mailed out in July 1981.

- Social Security Administration SS-5 Redevelopment Study SSA-4742

Nonrecurring

Individuals or households

Applicants for social security numbers

General retirement and disability

insurance: 1,200 responses; 600 hours; \$25,000 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

The study is designed to discover the extent to which social security numbers (SSN) are being issued to people whose true identities do not match up with information on their SS-5's. The survey will involve recontacts with SSN applicants. The results will be used to revise evidentiary requirements, if necessary, and identify areas of further study. Evidence of potential fraud will be handled on a case-by-case basis.

- Health Care Financing Administration Medicare Mental Health Demonstration Cost & Statistical Report

HCFA-266, 266Q, 266A

Annually, quarterly

Businesses or other institutions

45 community-mental health centers other non-hospital-based

SIC: 808

Health: 405 responses; 3,330 hours; \$424,440 Federal cost; 3 forms; \$33,300 public cost; not applicable under 3504(h)

Richard Eisinger, 202-395-6880

The cost reports will be used by HCFA's Office of Direct Reimbursement (ODR) to ensure proper and timely payments to the freestanding community and other nonhospital-based mental health facilities in the demonstration project. The statistical reports will provide selected data for evaluation purposes. This demonstration will test whether medicare coverage of partial hospitalization coupled with cost reimbursement to community mental health centers is cost effective.

• Office of Assistant Secretary for Health

HMO qualification and loan/loan

guarantee form

On occasion

Businesses or other institutions

Health maintenance organizations

SIC: 808

Small businesses or organizations

Health: 45 responses; 4,500 hours;

\$742,500 Federal cost; 1 form; \$45,000 public cost; not applicable under 3504(h)

Gwendolyn Pla, 202-395-6880

The subject form will be used as an instrument through which entities will apply and furnish information to OHMO in order to obtain qualification status and/or loan assistance.

• National Institutes of Health

Collection and Evaluation of Human

Tissues and Cells

Nonrecurring

Individuals or households

Relatives of deceased individuals

Health: 175 responses; 58 hours; \$9,865

Federal cost; 1 form; \$580 public cost; not applicable under 3504(h)

Gwendolyn Pla, 202-395-6880

The epidemiological data collected is used to compare the environmental characteristics of mostly non-cancer controls to those of cancer cases when analyzing for differences in (1) the binding levels of carcinogens (2) the molecular composition of naturally occurring macromolecules complexed with components of test chemicals and (3) the susceptibility of tissues to chemically induced transformation in vitro and subsequent tumorigenicity in vivo.

• National Institutes of Health

A Telephone Survey of Migration

Patterns Among Colorectal Cancer

Patients in Florida

Nonrecurring

Individual or households

Next-kin of Florida residents dying of colorectal cancer

Health: 2,700 responses; 900 hours;

\$55,000 Federal cost; 1 form; \$9,000 public cost; not applicable under 3504(h)

Gwendolyn Pla, 202-395-6880

Colon and rectum cancer mortality rates are not elevated in Florida retirement areas, even at older ages, despite the fact that most of the residents of these areas migrated to Florida from the Northeast and North Central U.S. where colorectal cancer mortality is substantially higher than in the South. Thus a unique opportunity exists to see whether migrants to low-risk areas actually do reduce their risk of cancer.

Revisions

• Social Security Administration
Application for Wife's or Husband's
Benefits

SSA-2-F6

On occasion

Individuals of households

Wives or husbands over age 62

General retirement and disability

insurance: 700,000 responses; 116,667 hours; \$409,595 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

Sections 202 (b) and (c) of the Social Security Act provide for the information required in order for a determination to be made on the eligibility of an applicant for wife's or husband's insurance benefits. Application is used to elicit the information.

• Social Security Administration
Application for Parent's Insurance
Benefits

SSA-7-F6

On occasion

Individuals or households

Parents dependent on worker for 1/2 of their support

General retirement and disability

insurance: 1,400 responses; 350 hours; \$3,063 Federal costs; 1 form not applicable under 3504(h)

Robert Neal, 202-395-6880

This form is needed in order for a determination to be made on the eligibility of an applicant filing for monthly benefits. This application elicits the unique information about the parent(s) of a deceased insured individual.

• Social Security Administration
Application for Widow's or Widower's
Insurance Benefits

SSA-10-BK

On occasion

Individuals or households

Surviving widows and widowers age 60 or older

General retirement and disability

insurance: 661,000 responses; 165,250 hours; \$505,395 Federal cost; 1 form not applicable under 3504(h)

Robert Neal, 202-395-6880

Section 202 (e) and (f) of the Social Security Act provides for required for determination to be made on the eligibility of an applicant filing for old age survivors and disability insurance benefits. Application is used to elicit the necessary information.

• Social Security Administration
Application for Surviving Child's
Insurance Benefits

SSA-6-F6

On occasion

Individuals or households

Completed by or on behalf of children of deceased wage earners

General retirement and disability insurance: 815,000 responses; 203,750 hours; \$594,222 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

This form is needed in order for a determination to be made on the eligibility of an applicant filing for monthly benefits. It elicits the necessary information about the surviving child(ren) of a deceased insured individual. The data received on this form is associated with the agency's claims documentation and supports the payment of monthly benefits to the surviving child(ren).

• Social Security Administration
Application for Mother's or Father's
Insurance Benefits

SSA-5-F6

On occasion

Individual or households

Surviving spouses of deceased workers

General retirement and disability

insurance: 180,000 responses; 45,000 hours; \$137,835 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

Section 202(g) of the Social Security Act provides information required to make a determination on the eligibility of a claimant applying for mother's or father's insurance benefits. Application is used to elicit this information.

• Social Security Administration
Application for Retirement Insurance
Benefits

SSA-1-F6 (1-82)

On occasion

Individuals or households

Applicants for retirement insurance

benefits under SSA

General retirement and disability

insurance: 1,560,000 responses; 260,000 hours; \$796,380 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

Section 202 (a) and (j), and 1872 of the Social Security Act provide for the information required in order for a determination to be made on the eligibility of an applicant to receive retirement insurance benefits. Application is used to elicit this information.

• Social Security Administration
Application for Child's Insurance
Benefits

SSA-4-F6

On occasion

Individuals or households

Completed by or on behalf of a child of a living wage earner

General retirement and disability insurance: 925,000 responses; 154,167 hours; \$410,811 Federal cost; 1 form; not applicable under 3504(h)
Robert Neal, 202-395-6880

This form is needed in order for a determination to be made regarding necessary eligibility about the child(ren) of a living worker.

- Health Care Financing Administration Amendment to State Plan, Regulation "Freedom of Choice: Waivers and Exceptions to State Plan Restrictions HCFA-179

Nonrecurring
State or local governments
Medicaid State agencies
SIC: 919

Health: 54 responses; 864 hours; \$0 Federal cost; \$2,700 public cost; 1 form; not applicable under 3504(h)
Richard Eisinger, 202-395-6880

This "Freedom of Choice" amendment requires States to report on competitive bidding arrangements, restrictions on recipients and providers, and to submit requests for waiver of State plan requirements.

- Health Care Financing Administration Home Health Agency Cost Report HCFA-1728, 1729

Annually
Businesses or other institutions
Home health agencies
SIC: 809, 805, 806

Small businesses or organizations
Health: 3,100 responses; 310,000 hours; \$3,069,000 Federal cost; 22 forms; not applicable under 3504(h)
Richard Eisinger, 202-395-6880

The provider-based home health agency cost report (HCFA-1729) is being revised to incorporate changes already made to the HHA cost report (HCFA-1728) for free-standing HHAS. The changes break out cost by type of visit, rather than aggregating them as a single cost for all visits. The figures shown for number of respondents, hours, and Federal cost pertain to both cost reports.

Extensions (Burden Change)

- Social Security Administration Representative Payee Report SSA-624

On occasion
Businesses or other Institutions
Agencies or institutions serving as payee for beneficiaries
SIC: 602, 806, 811

Small businesses or organizations
General retirement and disability insurance: 20,000 responses; 5,000 hours; \$23,365 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

Section 205 (a) and (j) of the Social Security Act provide for payment of social security benefits to a relative or some other person when in the best interest of the beneficiary. This form is used to account for the use of social security payments certain institutional representative payees receive on behalf of that beneficiary.

- Social Security Administration Representative Payee Report SSA-623

Annually
Individuals or households
Reps. payees on behalf of social security beneficiaries

General retirement and disability insurance: 30,000 responses; 7,000 hours; \$23,365 Federal cost; 1 form; not applicable under 3504(h)
Robert Neal, 202-395-6880

Sections 205 (a) and (j) of the Social Security Act provide for payment of social security benefits to a relative or some other person when in the best interest of the beneficiary. This form is used to determine a payee's continuing suitability to receive a beneficiary's payment when there has been some indication that misuse of benefits may have occurred.

Reinstatements

- Departmental Management Health Report OS-48-75A

Other—see SF83
Individuals or households
Households in various parts of U.S.A.
Public assistance and other income supplements: 3,000 responses; 390 hours; \$6,300,000 Federal cost; 1 form; not applicable under 3504(h)
Gwendolyn Pla, 202-395-6880

The study is designed to measure the effects of alternative health insurance plans on the demand for and quality of health care, and health status. The results will provide an important data base for analytic planning for national health insurance and will also be useful in assessment of alternative manpower policies.

- Office of Assistant Secretary for Health Evaluation of Participation in National Utilization Surveys

Nonrecurring
Businesses or other institutions
Hospitals and nursing homes
SIC: 805, 806

Small businesses or organizations
Health: 200 responses; 100 hours; \$199,246 Federal cost; \$1,000 public cost; 1 form; not applicable under 3504(h)

Gwendolyn Pla, 202-395-6880

Data will be collected by two small-scale surveys, one of nursing homes and one of hospitals, to examine the obstacles to gaining and maintaining high levels of participation from health care facilities selected into utilization surveys by NCHS. The results of the study will be used to develop recommendations for improving the response rate and the quality of data collected in ongoing and future surveys.

- Health Care Financing Administration Medicaid Quality Control Statistical Reports

HCFA 302 thru 312
Semiannually
State or local governments
Medicaid State agencies
SIC: 919

Health: 106 responses; 4,240 hours; \$62,512 Federal cost; 11 forms; not applicable under 3504(h)
Richard Eisinger, 202-395-6880

The Medicaid quality control statistical reports identify eligibility and payment error findings. These reports are primarily used by the States to identify major causes for errors and to initiate corrective actions. The tables are merged to provide a variety of computations and to yield nationwide data.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Agency Clearance Officer—Robert G. Masarsky—202-755-5184

New

- Policy Development and Research Mail survey, Telephone Follow-up Extant Home Maintenance Programs—Elderly Home Maintenance Demonstration

Nonrecurring
State or local governments
Local governmental agencies
SIC: 999

Community development: 200 responses; 100 hours; \$32,627 Federal cost; 1 form; not applicable under 3504(h)
Richard Sheppard, 202-395-6880

The data collected by this stratified sample or extant home maintenance programs will serve as a data base of a state-of-the-art report that in turn will serve as a comparison to the elderly home maintenance demonstration program presently funded by HUD.

Revisions

- Policy Development and Research Annual Housing Survey—SMSA Sample Group AA-2 AHS-51, 52-590(ES), 54-L1, 54-L2, 54 (SPAN) 56(L)

On occasion

Individuals or households
Households in 12 SMSA's
Community development: 47,536
responses; 33,377 hours; \$9,000,000
Federal cost; 7 forms; not applicable
under 3504(h)
Richard Sheppard, 202-395-6880

AHS-SMSA is a longitudinal study
which provides current information on
the size, composition, and
characteristics, of the housing inventory
of 12 selected SMSA's. It also provides
information on certain characteristics of
the occupants. Government agencies,
both Federal and local, use the data
produced for analysis of housing issues.

DEPARTMENT OF THE TREASURY

Agency Clearance Officer—Ms. Joy
Tucker—202-634-5394.

New

• Internal Revenue Service
VITA Publicity Flyer Request
506-6-21 (7-81)

On occasion

Individuals or households/businesses or
other institutions/community action
agencies, and individuals
SIC: 811, 822, 832, 833, 836, 839, 862, 864,
893

Small businesses or organizations
Central fiscal operations: 200 responses;
16 hours; \$167 Federal cost; 1 form; not
applicable under 3504(h)

Irene Montie, 202-395-6880

The form is used to request
information from a VITA coordinator on
a VITA site. The service needs the
information in order to have VITA
publicity flyers printed for the site and
to know where to send such flyers.

• Internal Revenue Service
Request for Monthly VITA Feedback
506-6-24 (7-81)

Other—See SF83

Individuals or households/businesses or
other institutions/community action
agencies and individuals

SIC: 811, 822, 832, 833, 839, 862, 893

Small Businesses or organizations
Central Fiscal operations: 1,200
responses; 300 hours; \$858 Federal
cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

The form is used to request
information from VITA coordinators on
volunteers working at their site, the
hours that were worked, and the number
of returns that were prepared. The
service needs the information to track
site and volunteer activity and for
determining future recruiting needs.

• Internal Revenue Service
TCE Participation Questionnaire
506-6-9

On occasion/annually
Individuals or households
Retired senior volunteers—mostly
retired teachers
Central fiscal operations: 30 responses;
15 hours; \$168 Federal cost; 1 form; not
applicable under 3504(h)
Irene Montie, 202-395-6880

The data is used to determine the
persons who want to serve as TCE
counselors and whether they have been
counselors before, had VITA training, or
what to take VITA training.

• Internal Revenue Service
FTD Penalty Explained
LTR. 313C, 313SC, 313SC/SP, Form 4977
On occasion

Farms/businesses or other institutions
Persons liable for certain employment
and excise taxes

SIC: Multiple

Small businesses or organizations
Central fiscal operations: 12,658
responses; 6,329 hours; \$25,522 Federal
cost; 4 forms; not applicable under
3504(h)

Irene Montie, 202-395-6880

Letter 313(C/S/SP) and form 4977 are
sent to persons liable for certain
employment and excise taxes who may
not have made Federal tax deposits
(FTD) in sufficient amounts when due.
An FTD penalty is proposed to the
taxpayer based on available
information. The taxpayer can either
respond with payment of the FTD
penalty or by offering reasonable cause
for not making the required deposits. No
response results in the assessment of the
FTD penalty. FTD deposits are required
under 26 U.S.C.

• Internal Revenue Service
Conditional Letter of Exemption
P-3-79

Nonrecurring

Businesses or other institutions
Organizations seeking tax-exempt status
SIC: Multiple

Small Businesses or organizations
Central fiscal operations: 25 responses;
100 hours; \$100 Federal cost; 1 form;
not applicable under 3504(h)

Irene Montie, 202-395-6880

Generally, organizations with faulty
organizational documents are not
recognized as exempt until they properly
amend those documents. In exceptional
cases, IRS will recognize the exempt
status of an organization with a faulty
governing instrument if the organization
otherwise qualifies and agrees to correct
its governing instrument promptly.

• Internal Revenue Service
Inquiry About Reason Estate Held Open
SWR E-569
Nonrecurring

Individuals or households/businesses or
other institutions/executors or
administrators of estates

SIC: Multiple

Central fiscal operations: 1,000
responses; 250 hours; \$1,000 Federal
cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

Reasons for delay in termination of an
estate for tax purposes are needed to
determine whether there has been any
undue delay and whether it should be
administratively terminated for tax
purposes. The form requests an
explanation of the delay from the
executor or administrator of the estate.

• Internal Revenue Service
Reservation for IRS VITA Training
506-6-8

On occasion/annually

Individuals or households/businesses or
other institutions

Volunteer coordinators from non-profit
agencies

SIC: 821, 822, 832, 833, 836, 839, 862, 864,
893

Small businesses or organizations
Central fiscal operations: 600 responses;
204 hours; \$942 Federal cost; 1 form;
not applicable under 3504(h)

Irene Montie, 202-395-6880

Each year volunteers are trained to
give tax assistance to certain
individuals. The data on 506-6-8 is used
to determine the size of training classes
needed for volunteer, the depth of
training, and the location for classes.

• Internal Revenue Service
Requesting Information From Vendors
on Purchase Orders
500-5-477

On occasion

Businesses or other institutions

All types of vendors

SIC: Multiple

Small businesses or organizations
Central fiscal operations: 100 responses;
25 hours; \$250 Federal cost; 1 form; not
applicable under 3504(h)

Irene Montie, 202-395-6880

Form 500-5-477 is needed to request
additional information from vendors
concerning purchases of goods or
services we have made. This includes
information to permit association of
documents sent by the vendor with our
appropriate files. We use the
information to ensure that proper
payments are made.

• Internal Revenue Service
Return of Initial Excise Taxes Related to
Pension and Profit-Sharing Plan
5330
On occasion

Individuals or households/farms/
businesses or other institutions
Individuals or employers having
pension/profit-sharing plan
SIC: All

Small businesses or organizations
Central fiscal operations: 5,000
responses; 11,669 hours; \$33,875
Federal cost; 1 form; not applicable
under 3504(h)

Irene Montie, 202-395-6880

Code section 4971, 4972, 4973(a) and
4975 impose various excise taxes on a
pension and profit-sharing plans. Form
5330 is used to compute these various
taxes and as a means of collecting these
taxes.

• Internal Revenue Service
Southeast region exit questionnaire
500-5-435
Nonrecurring

Individuals or households
Ex-employees of southeast region—
Internal Revenue Service

Central fiscal operations: 1,500
responses; 250 hours; \$6,321 Federal
cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

This form is used to identify
unfavorable practices and/or trends that
may cause competent employees to
leave the Internal Revenue Service and
to identify necessity for corrective
action.

• Internal Revenue Service
Extension of time for making elections
AF 8
Nonrecurring

State or local governments/farms/
businesses or other institutions
Corps. indiv. estates, trusts, farmers,
financial institutions.

SIC: All

Small businesses or organizations
Central fiscal operations: 1,100
responses; 3,300 hours; \$2,002 Federal
cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

This information is needed to
ascertain if the taxpayer has shown
"good cause" for the commissioner to
grant an extension of the time for filing
required applications for changes in
accounting methods and accounting
periods.

• Internal Revenue Service
Wage claim waiver against Federal
agencies
Form 4366
Nonrecurring

Individuals or households
Individuals in training programs
sponsored by st./local govt

Central fiscal operations: 100 responses;
17 hours; \$679 Federal cost; 1 form; not
applicable under 3504(h)

Irene Montie, 202-395-6880

Form 4366 is used in the host enrollee
program to obtain an official statement
from trainees that the internal revenue
service is not responsible for wages or
any remuneration and no such claim
will be made by the trainee or parent or
guardian of the trainee.

• Internal Revenue Service
Pre-examination cover letter
LTR P-645

On occasion
Businesses or other institutions
Organizations claiming tax-exempt
status of churches

SIC: 866

Central fiscal operations: 126 responses;
896 hours; \$839 Federal cost; 1 form;
not applicable under 3504(h)

Irene Montie, 202-395-6880

The letter is used to comply with the
restrictions on examinations of churches
imposed by 26 U.S.C. 7605(c). If the
needed information (which must be
requested by IRS in writing) is
furnished, an on-site examination of
books and records would be
unnecessary.

• United States Customs Service
Importers and assemblers articles
assembled abroad with U.S.
components

Weekly

Businesses or other institutions
Importers and assemblers

SIC: 344

Small businesses or organizations
Federal law enforcement activities:
318,923 responses; 79,731 hours;
\$66,701 Federal cost; \$797,310 public
cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

Importers of articles assembled
abroad of U.S. components must keep
records of such components to establish
eligibility for duty allowance. 19 CFR
10.24(d)—retention period: 5 years from
the date of the related entry.

• United States Customs Service
Records of transactions of licensed
customhouse brokers

Weekly

Businesses or other institutions
Licensed customhouse brokers

SIC: 472

Small businesses or organizations
Federal law enforcement activities:
2,216,797 responses; 544,199 hours;
\$66,701 Federal cost; 1 form; \$2,770,995
public cost; not applicable under
3504(h)

Irene Montie, 202-395-6880

Each licensed customhouse broker
shall keep a complete, correct, itemized
record of all his customs transactions. 19

CFR 111.22(d) retention period, 5 years
from date of entry of merchandise.

• United States Customs Service
Exporters summary of exportation
Weekly

Businesses or other institutions
Exporters

SIC: All

Small businesses or organizations
Federal law enforcement activities:
26,032 responses; 6,508 hours; \$79,317
Federal cost; 1 form; \$32,540 public
cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

Exportation of articles covered by a
drawback claim must be supported by a
record of such exportation. 19 CFR 22.7,
retention period: 3 years from date of
payment.

• Internal Revenue Service
Taxpayer statement regarding refund
Form 3911

On occasion

Individuals or households/farms/
businesses or other institutions
Businesses and individuals who have
filed tax returns

SIC: All

Small business or organizations
Central fiscal operations: 20,000
responses; 10,000 hours; \$158,560
Federal cost; 1 form; not applicable
under 3504(h)

Irene Montie, 202-395-6880

26 U.S.C. 6402(a) allows IRS to refund
any overpayment of tax to the person
making the overpayment. IRS/BGFO
commissioners agreement (1977) allows
IRS to send taxpayer claims or
allegations of non-receipt, lost, stolen, or
destroyed refund checks, to BFGO for a
stop payment. Form 3911 is used by IRS
to collect taxpayer data and taxpayer
certification that the refund check was
not received or was lost, stolen, or
destroyed.

• Internal Revenue Service
Information request to identify status of
vehicles

FL-705, ROWR 1127

On occasion

Individuals or households/farms/
businesses or other institutions
Taxpayers whose name highway motor
vehicles are registered

SIC: Multiple

Small businesses or organizations
Central fiscal operations: 1,500
responses; 750 hours; \$13,659 Federal
cost; 2 forms; not applicable under
3504(h)

Irene Montie, 202-395-6880

• Internal Revenue Service
Corporation Application for Tentative
Refund

Form 1139
On occasion
Farms/businesses or other institutions
Corporations having an operating loss
SIC: All
Small businesses or organizations
Central fiscal operations: 3,000
responses; 7,500 hours; \$35,299 Federal
cost; 1 form; not applicable under
3504(h)
Irene Montie, 202-395-6880

Form 1139 is used by corporations to
apply for a quick refund of taxes due to
a carryback of a net operating loss, net
capital loss, unused investment, win,
jobs or research credit, or claim of right
adjustment under IRC section 1341(b).
The information obtained is used to
determine the validity of the application.

- Internal Revenue Service
Request for Information Necessary to
Resolve PRP Case
FL RCMW 12-1

On occasion
Individuals or households/farms/
businesses or other institutions
Individuals, farms, and businesses with
difficulties W/IRS
SIC: Multiple
Small businesses or organizations
Central fiscal operations: 2,400
responses; 1,200 hours; \$4,208 Federal
cost; 1 form; not applicable under
3504(h)
Irene Montie, 202-395-6880

When taxpayers experience
difficulties with IRS, it is sometimes
necessary for IRS to request additional
information from those taxpayers or
their representatives in order to
determine the appropriate course of
action to resolve the problem. This form
is used to request that information.

- Internal Revenue Service
Request for Amplification and/or
Clarification of Information Previously
Submitted by Informant
SE-SC-231

On occasion
Individuals or households
Individuals having contacted the IRS
because violation of tax
Central fiscal operations: 200 responses;
100 hours; \$179 Federal cost; 1 form;
not applicable under 3504(h)
Irene Montie, 202-395-6880

When we receive information from an
informant indicating a violation but not
containing sufficient information to
identify the alleged violator, we send
this letter to obtain more complete
information. We also use it to obtain
clarification of the alleged violation.

- Internal Revenue Service
General Approval of Scholarship
Programs of Private Foundations

P-42-21
Nonrecurring
Businesses or other institutions
Private foundations
SIC: 673
Small businesses or organizations
Central fiscal operations: 2,800
responses; 5,600 hours; \$511 Federal
cost; 1 form; not applicable under
3504(h)
Irene Montie, 202-395-6880

Private foundations must obtain
advance approval from IRS of their
procedures under which they award
certain types of grants to individuals
pattern paragraph P-42-21 is used to
advise a foundation that its grant-
making procedures have been approved
and that grants made in accordance
with those procedures will not be
taxable under 26 U.S.C. 4945(D)(3).

- Internal Revenue Service
TCE Coordinator Roster
506-6-10
Annually
Individuals or households
Retired senior volunteers—mostly
retired teachers
Central fiscal operations: 30 responses;
15 hours; \$78 Federal cost; 1 form; not
applicable under 3504(h)
Irene Montie, 202-395-6880

The form is used to request
information on the number of TCE
counselors trained and their
qualification for preparing tax returns.
The service needs the information to
monitor a program sponsor's activities
and to insure program compliance.

- Internal Revenue Service
Understanding Taxes Film Schedule
Letter
506-6-11 (7-81)
Annually
Businesses or other institutions
High schools and colleges
SIC 821 822
Central fiscal operations: 600 responses;
90 hours; \$80 Federal cost; 1 form; not
applicable under 3504(h)
Federal Education Data Acquisition
Council, 202-426-5030

This letter informs high school teacher
of instructional TV schedule for IRS
films and gives them an opportunity to
request individual films. Some colleges
also use the films. The services uses the
information to schedule films for mailing
to requesting schools.

- Internal Revenue Service
Understanding Taxes—Forms Request
506-6-13 (7-81)
On occasion
Businesses or other institutions
High school teachers and college
instructors

SIC: 821 822
Central fiscal operations: 300 responses;
45 hours; \$1,111 Federal cost; 1 form;
not applicable under 3504(h)
Federal Education Data Acquisition
Council, 202-426-5030

The form requests information from
teachers using understanding taxes
material. The service uses the
information to determine the
appropriate number of forms to send to
schools.

- United States Customs Service
Importer of Merchandise Subject to
Actual Use Provisions
Weekly
Businesses or other institutions
Importers
SIC: all
Small businesses or organizations
Federal law enforcement activities:
20,016 responses; 5,004 hours; \$79,317
Federal cost; 1 form; \$50,040 public
cost; not applicable under 3504(h)
Irene Montie, 202-395-6880

To establish eligibility for reduced
rate based upon the actual use of the
imported article. The burden shall be on
the importer to keep records so that the
claim of actual use can be readily
established. 19 CFR 10.137. Retention
period: 3 years from date of liquidation
of entry.

- Internal Revenue Service
Full Absorption Information Request
(change in accounting method)
AF 7
Nonrecurring
Businesses or other institutions
Corps. manufactures
SIC: all
Small businesses or organizations
Central fiscal operations: 300 responses;
1,500 hours; \$2,184 Federal cost; 1
form; not applicable under 3504(h)
Irene Montie, 202-395-6880

The information is needed to
ascertain whether taxpayer is to be
allowed to change its method of
accounting for its full absorption
manufacturing process. The data is
evaluated to determine if the new
method reflects a consistent application
of generally accepted accounting
principles and that it clearly reflects
income.

- Bureau of Government Financial
Operations
Application for Payment of Deceased
Depositor's Postal Savings Certificate
POD 1681
Other—see SF83
Individuals or households
Relatives of deceased postal savings
depositors

Central fiscal operations: 300 responses; 75 hours; \$639 Federal cost; 1 form; \$375 public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

This form is required in cases of deceased postal savings depositors with accounts of \$50 or less. The form is used by relatives of the deceased depositor, showing the relationship to the depositor and the date of depositor's death. The information helps to determine who is entitled to payment.

• Internal Revenue Service
Request for Additional Information
Regarding Photocopies

50 C/SC

On occasion

Individuals or households/farms/
businesses or other institutions

Individual and business taxpayers

SIC: multiple

New businesses or organizations

Central fiscal operations: 32,546

responses; 16,273 hours; \$152,237

Federal cost; 2 form; not applicable
under 3504(h)

Irene Montie, 202-395-6880

The IRS uses letter 50 (C/SC) to request additional information that is necessary to continue processing a taxpayer's request for a photocopy of a tax return. They also inform the taxpayer of the status of his/her request and provide additional instructions for situations where the return may not be readily available.

• Comptroller of the Currency
12 CFR 9.18(B)(5)(II)—Financial Report
for Collective Investment Fund

Annually

Businesses or other institutions

Banking institutions

SIC: 602

Other advancement and regulation of

commerce: 3,400 responses; 10,200

hours; \$0 Federal cost; 1 form; \$112,200

public cost; not applicable under
3504(h)

Irene Montie, 202-395-6880

Financial report reflects investment status and investment changes on an annual basis.

• Internal Revenue Service
Availability Inquiry Statement
SWR-2541

Nonrecurring

Individuals or households

Employment Applicants

Central Fiscal operations: 6,500

responses; 195 hours; \$6,500 Federal

cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

Each applicant scheduled for testing receives one of these forms and returns

it at the time of testing. We need the information contained therein in order to certify the applicant as to his or her availability.

• Internal Revenue Service
Letter to Confirm Accuracy of
Information Documents

SWR CI-2542

On occasion

Individuals or households/State or local
governments/farms/businesses or
other institutions

Filers of information documents

SIC: All

Small businesses or organizations

Central fiscal operations: 1,000

responses; 250 hours; \$1,000 Federal

cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

Form SWR CI-2541 is needed to assist IRS in evaluating non/filer information return program referrals. It is used to communicate with filers of information documents to verify the accuracy of the information they have submitted to IRS on the documents.

• Internal Revenue Service

Quick Notes

Form 2560

Other—see SF83

Individuals or households/State or local
governments/farms/businesses or
other institutions

Taxpayers having contacted the service
concerning their tax

SIC: All

Small businesses or organizations

Central fiscal operations: 5,800

responses; 1,160 hours; \$8,304 Federal

cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

Form 5260 is used to provide a quick, handwritten personal response to a taxpayer's inquiry. It is also used to request additional information which is needed to process a request. Some of the uses of the form are not classified as ICR's.

• Internal Revenue Service
Letter Confirming Appointment for
Examination

Letter 1126 (DO)

On occasion

Businesses or other institutions

Exempt organizations under

examination

SIC: Multiple

Small businesses or organizations

Central fiscal operations: 12,000

responses; 12,000 hours; \$8,542 Federal

cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

Under IRC section 7602, returns of exempt organizations are subject to

examination. Letter 1126(DO) is needed to confirm appointments made for such examinations. The types of records needed for the examination are listed. IRS uses the information to determine the proper tax status and tax liability of the organizations.

• Internal Revenue Service

Disclosure of Arrest Letter

SWR-2544

Nonrecurring

Individuals or households

Employment applicants in the

Southwest region

Central fiscal operations: 35 responses; 6

hours; \$100 Federal cost; 1 form; not

applicable under 3504(h)

Irene Montie, 202-395-6880

Some applicants do not provide any or all the information they should about an arrest(s). When the investigation is returned to us we must ask them to explain these omissions, and give further information. Form SWR-2544 is needed for this purpose. IRS uses the information to determine employment suitability.

• Internal Revenue Service

Inquiry Related to Non-receipt or

Incorrect W-2/W-2P

4598

On occasion

Individuals or households/State or local
governments/farms/businesses or
other institutions

Individuals not receiving a W-2/W-2P

SIC: All

Small businesses or organizations

Central fiscal operations: 225,000

responses; 112,500 hours; \$150,431

Federal cost; 1 form; not applicable
under 3504(h)

Irene Montie, 202-395-6880

This 3-part form is necessary for the resolution of taxpayer inquiries dealing with non-receipt of or incorrect W-2s and W-2Ps.

• Internal Revenue Service

Further Information Letter

SWR-2545

Nonrecurring

Individuals or Households

Employment applicants in the

Southwest region

Central fiscal operations: 400 responses;

33 hours; \$400 Federal cost; 1 form; not

applicable under 3504(h)

Irene Montie, 202-395-6880

Complete information pertaining to an applicant's background must be provided for employment with the service center. This letter is used to request that information and as justification for elimination from employment consideration if he or she

fails to reply. The information is used to determine employment suitability.

- Internal Revenue Service Letter Requesting Additional Information to Process an Incomplete Claim

FL-1957 (5-81)

On occasion

Individuals or households

Individual taxpayers filing claims

Central fiscal operations: 5,000 responses; 500 hours; \$10,074 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

If a taxpayer timely files a claim for refund and either information is missing from the claim (e.g., a missing signature) or additional information is needed (e.g., documentation or substantiation), letter FL-1957 is needed to request the information. The information obtained is used to allow the processing of the claim.

- Bureau of Government Financial Operations

Release Form

POD 134

On occasion

Individuals or households

Heirs or legal reps. of deceased postal saving depositors

Central fiscal operations: 45 responses; 23 hours; \$211 Federal cost; 1 form; \$115 Public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

This form is used by eligible recipients of a postal savings account of a deceased depositor to transfer their rightful share to another person.

- Internal Revenue Service Letter Requesting Additional Information to Process a Timely Filed Claim

FL 1958 (Rev. 5-81)

On occasion

Individuals or households

Individual taxpayers filing claims

Central fiscal operations: 7,000 responses; 700 hours; \$14,103 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Claims that are incomplete cannot be processed. Letter FL-1958 is needed to notify taxpayers that their claims are incomplete (e.g., missing signatures or schedules) and to request the additional information. IRS uses the information to complete processing of the claims.

- Office of the Secretary Self-Evaluation-Transition Plan

Nonrecurring

State or local governments

State and local governments receiving \$25,000 in RSF.

SIC: 999

Central fiscal operations: 28,000 responses; 70,000 hours; \$0 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

To aid recipient governments in reviewing their programs, policies and practices to improve compliance with section 504 of the Rehabilitation Act of 1973. Record-keeping requirement, with information to be retained for a three-year period.

- Office of the Secretary Maintenance of Proposed and Enacted Budgets for Public Inspection

Semiannually, annually

State or local governments

Cities, townships, counties, Alaskan

Native villages

SIC: 999

Central fiscal operations: 39,000 responses; 39,000 hours; \$0 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Purpose is to provide the public an opportunity to inspect proposed budget prior to a budget hearing, and an opportunity to inspect the enacted budget after the hearing.

Revisions

- Internal Revenue Service Annual Information Return of Windfall Profit Tax

6248

Annually

Businesses or other institutions

Purchasers of domestically produced crude oil

SIC: 131, 621, 651, 679, 492, 461

Small businesses or organizations

Central fiscal operations: 2,500,000 responses; 6,185,500 hours; \$2,786,736 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Form 6248 is an annual information return that informs the IRS of each producer's windfall profit tax liability for the calendar year. It is used by the IRS to verify if a producer paid the correct windfall profit tax liability for the calendar year.

- Internal Revenue Service Underpayment of estimated tax by individuals and underpayment of estimated tax by farmers and fishermen

2210

On occasion

Individuals or households/farms/

businesses or other institutions

Individuals, farmers, and fishermen

SIC: 091, 092, 011, 013, 016, 017, 018, 019, 021

Small businesses or organizations

Central fiscal operations: 583,336 responses; 391,103 hours; \$3,494,791 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

IRC section 6654 imposes a penalty for failure to pay estimated income tax. This form is used by taxpayers to determine whether they are subject to this penalty and to compute the penalty if it applies. The service uses this information to determine whether the taxpayers subject to the penalty and, also, to verify the penalty amount.

- Internal Revenue Service U.S. income tax return for homeowners associations

1120h

Annually

Businesses or other institutions

Homeowners associations

SIC: 153

Small businesses or organizations

Central fiscal operations: 22,000

responses; 124,916 hours; \$95,453 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Form 1120-H is used by homeowners associations to report their income subject to tax and compute their correct income tax liability. This information is used by IRS to determine the taxpayer's correct tax liability and for general statistics use.

- Internal Revenue Service Multiple recipient special 10-year averaging method

5544

Annually

Businesses or other institutions/

individuals or households

Individuals receiving part of a lump-sum distribution plan

Sic: 673

Small businesses or organizations

Central fiscal operations: 500 responses; 552 hours; \$19,568 Federal cost; 1 form; not applicable under 3504(h)

Irene Monte, 202-395-6880

IRC section 402(e) allows a recipient of a share of lump-sum distribution to compute a separate tax on the ordinary income portion. Form is used to correctly compute the separate tax. The information is used to determine whether the distributor has been reported properly and the separate tax computed corrected.

- Internal Revenue Service Special 10-year averaging method

4972

Annually

Individuals or households/businesses or other institutions

Individuals receiving lump-sum distributions from plan

Sic: 673

Small businesses or organizations

Central fiscal operations: 275,000

responses; 227,571 hours; \$70,717

Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

IRC section 402(e) allows taxpayers to compute a separate tax on the ordinary income portion of a lump-sum distribution from a qualified employees' plan. Form 4972 is used to correctly figure the separate tax. The data is used to verify the correctness of the separate tax.

• Internal Revenue Service

Statement for recipients (patrons) of taxable distributions

Received from cooperatives

1099-PATR

Annually

Businesses or other institutions

Farmers' cooperatives

Sic: 861, 514, 515

Small businesses or organizations

Central fiscal operations: 2,695,000

responses; 960,090 hours; \$160,789

Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Used to report patronage dividends paid by co-ops (IRC section 6049). The information is used by IRS to verify reporting compliance on the part of the recipient.

• Internal Revenue Service

Farm rental income and expenses and summary of gross income from farming or fishing

4835

Annually

Individuals or households/farms/businesses or other institutions

Farmers, businesses and individuals

Sic: 019,029

Small businesses or organizations

Central fiscal operations: 407,719

responses; 298,654 hours; \$85,210

Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Attached to form 1040 for use by landowners (or sub-lessors) to report farm rental income based on crops or livestock produced by the tenant where the landowners (or sublessors) do not materially participate in the operation or management of the farm. The data is used to determine whether the proper amount of rental income has been reported.

Extensions (Burden Change)

• Internal Revenue Service

Income from controlled foreign corporation

3646

Annually

Businesses or other institutions/individuals or households

U.S. person that controls a foreign corporation

Sic: All

Small businesses or organizations

Central fiscal operations: 2,050

responses; 4,100 hours; \$12,573

Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Form 3646 is used by taxpayers to compute the amount of deemed distributions under subpart F (sections 951-972) of the Internal Revenue Code. The IRS uses form 3646 to see if shareholders in controlled foreign corporations have correctly computed and reported this type of income.

• Internal Revenue Service

Statement by person(s) receiving gambling winnings 5754

On occasion

Individuals or households

Individuals collecting gambling winnings

Central fiscal operations: 306,000

responses; 138,000 hours; \$8,930

Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Section 3402(q)(6) requires a statement by the person receiving the winnings when that person is not the winner, or is one of a group of winners entitled to a share of the winnings. It enables the payer to properly apportion the winnings and withholding tax when preparing forms W-2G. It is kept in payer's records for verification purposes by IRS.

• Internal Revenue Service

(1) Return of organization exempt from income tax

(2) Organization exempt under 501(c)(3)

(3) Exempt organization business income tax return Sch A (990)

Annually

Businesses or other institutions

Tax exempt corporations and trusts

Sic: Multiple

Small businesses or organizations

Central fiscal operations: 496,000

responses; 6,926,189 hours; 1,637,480

Federal cost; 2 forms; not applicable under 3504(h)

Irene Montie, 202-395-6880

Form 990 is needed to determine that section 501(a) exempt organizations fulfill the operating conditions of their tax exemption. Form 990-Sch. A is used to elicit special information from section 501(c)(3) organizations. IRS uses the

information from these forms to determine if the filers are operating within the rules of their exemption. Forms 990-T is used to compute the section 511 tax. IRS uses the information to enforce the tax.

• Internal Revenue Service

Computation of foreign tax credit-

corporation; computation of reduction of oil and gas extraction taxes

1118 Sch F 1118

Annually

Businesses or other institutions

Corps. that claim a credit for taxes

Sic: All

Central fiscal operations: 6,050

responses; 38,116 hours; \$449,512

federal cost; 2 forms; not applicable under 3504(h)

Irene Montie, 202-395-6880

Form 1118 is used by corporations that are claiming a foreign tax credit for taxes paid to foreign countries or U.S. possessions. The IRS uses forms 1118 to determine if the corporation has correctly computed its foreign tax credit. The data on Schedule F (form 1118) is needed to determine if the reduction of foreign oil and gas taxes was correctly computed.

• Internal Revenue Service

Short form application for determination for employee benefit plan

5307

On occasion

Businesses or other institutions

Employers that have adopted pension plans for their employees.

Sic: All

Small businesses or organizations

Central fiscal operations: 39,000

responses; 86,336 hours; \$121,366

Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

This form is filed by employers or plan administrators who have adopted a master or prototype plan approved by the IRS national office or a field prototype plan approved by an IRS district director to obtain a ruling that the plan adopted is qualified under IRC sections 401(a) and 501(a) and ERISA (Public Law 93-406). It may not be used to request a ruling for plans that include a self-employed individual or for collectively bargained plans.

• Internal Revenue Service

Applications for Approval of Master or Prototype Defined Contribution of Benefit Plans

4461 4461-A

Nonrecurring

Businesses or other institutions

Trade or professional association

Sic: 602 631

Small businesses or organizations
Central fiscal operations: 1,028
responses; 8,022 hours; \$33,216 Federal
cost; 2 Forms; not applicable under
3504(h)

Irene Montie, 202-395-6880

IRS uses the form to determine from
the information given whether the
applicant's plan qualifies under section
401(A) of the Internal Revenue Code and
whether the related trust qualifies for
tax exempt status under section 501(a)
of the code.

- Internal Revenue Service
Short Form Application for
Determination for Amendment of
Employer Benefit Plan

6406

On occasion

Individuals or households/farms/
businesses or other institutions

Most employers who have employee
plans may use this form

SIC: multiple

Small businesses or organizations

Central fiscal operations: 70,000
responses; 87,965 hours; \$170,437
Federal cost; 1 form; not applicable
under 3504 (h)

Irene Montie, 202-395-6880

This form is used by certain employee
plans who what a determination letter
on an amendment to the plan. The
information gathered will be used to
decide whether the plan is qualified
unde code section 401(a).

- Internal Revenue Service
Domestic International Sales
Corporation Return, and its Related
Schedules K, N, and P

1120-DISC, SCH. K, N, and P

Annually

Businesses or other institutions

Corps. that have elected disc status.

SIC: all

Central fiscal operations: 38,000

responses; 183,835 hours; \$837,964
Federal cost; 4 forms; not applicable
under 3504 (h)

Irene Montie, 202-395-6880

U.S. corporations that have elected to
be treated as domestic international
sales corporations file form 1120-disc to
report their income and deductions.
Discs are not taxed, however,
shareholders of a disc are taxed on disc
income. The IRS uses form 1120-disc to
ascertain if the disc has correctly
computed its income and schedule K
(form 1120-disc) to determine if
shareholders of a disc have correctly
reported disc income.

- Internal Revenue Service
Federal Use Tax Return on Highway
Motor Vehicles

2290

Annually
Businesses or other institutions/
individuals or households
Owners of certain trucks and buses used
on public highways

SIC: multiple

Small businesses or organizations

Central fiscal operations: 456,000
responses; 969,000 hours; \$1,219,822
Federal cost; 1 form; not applicable
under 3504 (h)

Irene Montie, 202-395-6880

Form 2290 is used to compute and
report the tax on the use of any highway
motor vehicle which falls within one of
the categories shown on the form. The
information is used to determine
whether the correct tax is paid.

- Internal Revenue Service
Application for Extension of Time to
File Certain Employee Plan Returns

5558

On occasion

Businesses or other institutions

Any employer, corporate, with employee
plan

SIC: all

Small businesses or organizations

Central fiscal operations: 67,000
responses; 49,000 hours; \$110,732
Federal cost; 1 form; not applicable
under 3504 (h)

Irene Montie, 202-395-6880

This form is used by employers to
request an extension of time to file
employee plan annual information
returns and the employee plan excise
tax return (form 5330). The data supplied
on the form are used to determine if
such extension of time is warranted.

- Internal Revenue Service
Annual Return/Report of Employee
Benefit Plan

5500-G

Annually

State or local governments/businesses
or other institutions

Governments and churches with
deferred compensation plans

SIC: 637

Small businesses or organizations

Central fiscal operations: 7,016
responses; 9,822 hours; \$32,115 Federal
cost; 1 form; not applicable under 3504
(h)

Irene Montie, 202-395-6880

Form 5500-G is an annual information
return filed by governmental and church
deferred compensation plans. The IRS
uses this data to determine if the plan
appears to be operating properly as
required under the law or whether the
plan should be audited.

- Internal Revenue Service
United States Information Return
Creation of or Transfers to Foreign
Trusts

3520

Annually

Businesses or other institutions/
individuals or households

U.S. persons creating foreign trust or
assets

SIC: all

Small businesses or organizations

Central fiscal operations: 500 responses;
370 hours; \$9,400 Federal cost; 1 form;
not applicable under 3504(h)

Irene Montie, 202-395-6880

IRC section 6048 requires any U.S.
person who creates a foreign trust or
transfers money or property to a foreign
trust, to file an information return within
90 days. Form 3520 is used to identify
persons who have created a foreign trust
or transfer money to a foreign trust.

- Internal Revenue Service
Application for Tentative Refund

1045

Annually

Businesses or other institutions/
individuals or households

Individuals, estates, trusts, farms &
unincorporated busi.

SIC: all

Small businesses or organizations

Central fiscal operations: 292,139
responses; 911,109 hours; \$1,666,144
Federal cost; 1 form; not applicable
under 3504(h)

Irene Montie, 202-395-6880

Form 1045 reflects IRC section 6411
and is required by income tax regulation
section 1.6411-1(b). It is used by
individuals, estates and trusts to apply
for a quick refund of taxes due to
carryback of a net operating loss,
unused investment, win or jobs credits,
or claim of right adjustment under
section 1341(b). The information
obtained is used to determine the
validity of the application.

- Bureau of Government Financial
Operations

States in Which Licensed

TFS 2208

Annually

Businesses or other institutions

Companies holding certificates of
authority

SIC: 919

Small businesses or organizations

Central fiscal operations: 300 responses;
30 hours; \$7,579 Federal cost; 1 form;
not applicable under 3504(h)

Irene Montie, 202-395-6880

This form is used to show (on a yearly
basis) the States in which insurance
companies licenses (to write surety
bonds) have been renewed.

- Internal Revenue Service

Return by an Officer Director or Shareholder with Respect to the Organization or Reorganization of a Foreign Corporation and Acquisition of its Stock

959

On occasion

Individuals or households

U.S. citizens or residents in foreign corps.

Central fiscal operations: 7,500 responses; 7,500 hours; \$139,021 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Section 6040 of the Internal Revenue Code requires that an information return be filed each time a U.S. person acquires or disposes of a 5 percent or more ownership in a foreign corporation. The IRS uses the information on form 959 to identify U.S. persons who have an ownership in a foreign corporation.

• Internal Revenue Service
Certificate Electing Social Security Coverage and Certificate of Election of Coverage

SS-15 SS-15A SS-15A supp

Nonrecurring

Businesses or other institutions

Nonprofit organizations and religious orders

SIC: multiple

Small businesses or organizations

Central fiscal operations: 20,640

responses; 8,874 hours; \$28,236 Federal cost; 3 forms; not applicable under 3504(h)

Irene Montie, 202-395-6880

Nonprofit organizations may elect social security (FICA) coverage by filing a form SS-15 and attaching a form SS-15A signed by all employees who want FICA coverage. Employees not signing can later obtain coverage by signing a form SS-15A supplement. Religious orders may elect FICA coverage for their members by filing a form SS-16.

• Bureau of Government Financial Operations

Pools and Associations—Percentages

None

Annually

Businesses or other institutions

Companies holding certificates of authority

SIC: 641

Small businesses or organizations

Central fiscal operations: 70 responses; 35 hours; \$7,613 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

This memorandum is used to determine the percentage of participation of treasury authorized insurance companies in a pool, in order to allow credits for re-insurance ceded to the pool.

• Comptroller of the Currency
Interagency Survey of Foreign Trust Activities

FFIEC-006

Annually

Businesses or other institutions

Nat'l banks with foreign fiduciary activities

SIC: 602

Other advancement and regulation of commerce: 106 responses; 424 hours; \$1,000 Federal cost; 1 form; \$12,211 public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

The basic interagency report on fiduciary activities of foreign banking affiliates used as a basis for supervisory and statistical purposes related to foreign fiduciary activities.

• Internal Revenue Service
Application for Determination for Defined Benefit Plan

5300

On occasion

Businesses or other institutions

Any employer

SIC: All

Small businesses or organizations

Central fiscal operations: 55,000 responses; 312,961 hours; \$629,952 Federal cost; 2 forms; not applicable under 3504(h)

Irene Montie, 202-395-6880

IRS needs certain information on the financing and operation of employee benefit plans set up by employers. The IRS uses forms 5300 and 5301 to obtain the information needed to determine whether the plans qualify under section 401(a) of the code and the applicable parts of ERISA as approved employee benefit plans. It also uses the information to determine tax exempt status of the related trust under section 501(a) of the code.

• Bureau of Government Financial Operations

List of Excess Risks in Force on Application Date

TFS 285A

On occasion

Businesses or other institutions

Companies holding certificates of authority

SIC: 616, 635, 639, 641, 671

Small businesses or organizations

Central fiscal operations: 20 responses; 12 hours; \$2,994 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

This list is used by insurance companies to show how risks (written in excess of 10% of the companies' policyholders' surplus) are protected at time of application to become an acceptable surety company.

• Internal Revenue Service
Employee Business Expenses

2106

Annually

Individuals or households

Employees incurring business expenses with employment

Central fiscal operations: 6,342,000 responses; 8,926,365 hours; \$452,316 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

IRC section 162 requires employees to itemize allowable employee business expenses. Form 2106 is used to itemize deductions for travel, transportation, outside sale persons, or educational expenses. The data is used to verify that the deductions are proper.

• Bureau of Government Financial Operations

Schedule F-Ceded Reinsurance

TFS 6314

Annually

Businesses or other institutions

Companies holding certificates of authority

SIC: 616, 635, 639, 641, 671

Small businesses or organizations

Central fiscal operations: 300 responses; 300 hours; \$22,859 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

This schedule is used by insurance companies to report ceded reinsurance for the year.

• Internal Revenue Service
Sale or Exchange of Personal Residence

2119

On occasion

Individuals or households

Individuals who sell their principal residence

Central fiscal operations: 1,377,000 responses; 812,416 hours; \$353,977 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

Form 2119 is used by taxpayers who sell their principal residence at a gain, whether or not they purchase another one. It is also used by those taxpayers 55 years of age or older who elect to exclude gain on the sale of their principal residence. The information is used to help verify whether the gain or exclusion of gain has been correctly reported.

Extensions (No Change)

• Bureau of Alcohol, Tobacco, and Firearms

Tobacco Products Manufacturers

ATF REC 5210/9

Other-See SF83

Businesses or other institutions

Manufacturers of tobacco products
SIC: 213
Small businesses or organizations
Federal law enforcement activities:
40,560 responses; 3,380 hours; \$20
Federal cost; 1 form; not applicable
under 3504 (h)
Irene Montie, 202-395-6880

Operations and transactions in large
cigars—may be kept as commercial
records in lieu of form 3065.

- Bureau of Alcohol, Tobacco, and
Firearms

Manufacturers of Nonbeverage Products
(Claims for Drawback)
ATF REC 5530/3
On Occasion
Businesses or other institutions
Manufacturers of nonbeverage products
SIC: 289
Small businesses or organizations
Federal law enforcement activities:
71,700 responses; 7,170 hours; \$10
Federal cost; 1 form; not applicable
under 3504 (h)
Irene Montie, 202-395-6880

Accounting tool, audit trail, protection
of the revenue. Records of amount
produced and to whom ensured amounts
compared to drawback claims to verify
amount claimed. For claim to be
honored evidence must be shown of a
tax payment on distilled spirits before a
drawback can be awarded.

- Bureau of Alcohol, Tobacco, and
Firearms

Manufacturers of Nonbeverage Products
Applications,
Letterheads, Notices Relating to
Operations
ATF REC 5530/1
On Occasion
Businesses or other institutions
Manufacturers of Nonbeverage products
SIC: 289
Small businesses or organizations
Federal law enforcement activities: 1,434
responses; 717 hours; \$20 Federal
costs; 1 form; not applicable under
3504 (h)
Irene Montie, 202-395-6880

Ascertain that revenue is not placed
in jeopardy and protection thereof.

- Bureau of Alcohol, Tobacco, and
Firearms

Manufacturers, Dealers in Proprietary
Antifreeze Made With CDA
Applications, Notices, Letterheads
Relating to Operations
ATF REC 5150/18
On Occasion
Businesses or other institutions
Manufacturers/dealers in proprietary
antifreeze with CDA
SIC: 289
Small businesses or organizations

Federal law enforcement activities: 100
responses; 100 hours; \$32 Federal cost;
1 form; not applicable under 3504 (h)
Irene Montie, 202-395-6880

Ascertain that revenue is not placed
in jeopardy and protection thereof.

- Bureau of Alcohol, Tobacco, and
Firearms

Persons Disposing of Articles,
Substances and Containers
Disposition and documents relating to
such operations of Distilled spirits
ATF REC 5150/15
On Occasion
Businesses or other institutions
Person disposing of articles and
containers of dist. spirits
SIC: 208
Small businesses or organizations
Federal law enforcement activities:
500 responses; 125 hours; \$31 Federal
costs; 1 form; not applicable under
3504 (h)
Irene Montie, 202-395-6880

To ensure containers are not refilled
or diverted for use in containing illegal
spirits.

- Internal Revenue Service

US Annual Information Return by an
Officer or Director of a Foreign
Personal Holding Company
958
Annually
Individuals or households
Officers or directors of foreign personal
holding companies
Central fiscal operations: 500 responses;
500 hours; \$7,360 Federal cost; 1 form;
not applicable under 3504 (h)
Irene Montie, 202-395-6880

IRC Section 6035 (A) (2) and its
Regulations require annual information
returns of officers and directors (who
are U.S. citizens or residents) of foreign
personal holding companies. The returns
must set forth certain financial data of
the Foreign Personal Holding Company
for its annual accounting period. IRS
uses the information to ascertain if the
required data has been correctly
computed and reported.

- Internal Revenue Service

Borrower's Certificate of Compliance
With the Rules for Producer's Loans
S.Q1120-DISC
Annually
Businesses or other institutions
Domestic international sales
corporations
SIC: all
Central fiscal operations; 2,000
responses; 1,000 hours; \$46,554 Federal
cost; 1 form; not applicable under
3504(h)
Irene Montie, 202-395-6880

Schedule Q is used to identify a
producer's loan. IRS uses schedule Q to

verify that a loan qualifies as a
producer's loan. Internal Revenue Code
Section 6011 (c) grants the Secretary of
the Treasury the authority to prescribe
by regulations or forms the filing of
various returns by a domestic internal
sales corporation (DISC). Code section
993 lists a producer's loan as a qualified
export asset.

- Internal Revenue Service

United States information return by an
officer director, or U.S. shareholder of
a foreign personal holding company
957
Annually
Individuals or households/farms/
businesses or other institutions
U.S. persons who are officers/directors/
shareholders
SIC: all
Central fiscal operations; 500 responses;
500 hours; \$6,619 Federal cost; 1 form;
not applicable under 3504(h)
Irene Montie, 202-395-6880

Form 957 is used to identify U.S.
persons who have an interest in a
foreign personal holding company. IRC
section 6035 requires that each U.S.
citizen or resident file an information
return concerning the stock and
securities of the foreign personal holding
company. The data are used to ensure
taxpayers comply with the tax law.

- Bureau of Alcohol, Tobacco, and
Firearms

Tobacco export warehouses
ATF rec 5220/1
On occasion
Businesses or other institutions
Tobacco export warehouses
SIC: 519
Small businesses or organizations
Federal law enforcement activities:
28,600 responses; 14,300 hours; \$40
Federal cost; 1 form; not applicable
under 3504(h)
Irene Montie, 202-395-6880

Records of operations—used to
ascertain and verify tax liability (if any)
or to establish that such tobacco
products are not subject to tax by virtue
of exportation.

- Bureau of Alcohol, Tobacco, and
Firearms

Importers—cigars, large cigars, cigarette
papers and tubes and cigarettes
ATF rec 5230/1
On occasion
Businesses or other institutions
Importers of tobacco products
SIC: 519
Small businesses or organizations
Federal law enforcement activities; 7,800
responses; 1,300 hours; \$130 Federal
cost; 1 form; not applicable under
3504(h)

Irene Montie, 202-395-6880

Verifies amounts imported, prices charged, and verifies tax is paid. Accounting tool, protection of the revenue.

- Bureau of Government Financial Operations
- Quarterly schedule of excess risks
- TFS 285A
- Quarterly
- Businesses or other institutions
- Companies holding certificates of authority
- SIC: 616, 635, 639, 641, 671
- Small businesses or organizations
- Central fiscal operations: 1,200 responses; 747 hours; \$113,204 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

This schedule is used by insurance companies to report reinsurance or risks written in excess of the companies treasury—authorized under writing limitation.

- Comptroller of the Currency
- Annual Report of Trust Assets
- FFIEC 001
- Annually
- Businesses or other institutions
- Nat'l banks
- SIC: 602
- Small businesses or organizations
- Other advancement and regulation of commerce; 1,729 responses; 6,916 hours; \$0 Federal cost; 1 form; \$79,810 Public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

The basic interagency report on fiduciary asset totals and fiduciary activities. The report is used as a basis for all related statistical and supervisory purposes.

- Internal Revenue Service
- Election to be treated as a disc
- 4876
- Nonrecurring
- Businesses or other institutions
- Corps. wanting to be treated as domestic international sales
- SIC: All
- Central fiscal operations: 1,000 responses; 1,000 hours; \$15,958 Federal cost; 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

A domestic corporation and its shareholders must elect for the corp. to qualify as a domestic international sales corporation. Form 4876 is used for this purpose. IRS uses form 4876 to identify the disc and its shareholders.

ACTION

Agency Clearance Officer—Mr. Don Romine—202-254-8523.

New

- Application for Federal Assistance A-1017
- On occasion
- State of local governments/businesses or other institutions
- Various public and private/nonprofit groups (action grants)
- SIC: Multiple
- Small businesses or organizations
- Social services: 2,200 responses; 17,600 hours; \$10,000 Federal cost; 1 form; not applicable under 3504(h)
- Diane Wimberly, 202-395-6880

Standard Federal assistance application form that provides basic project and programmatic data needed to process grant award.

ENVIRONMENTAL PROTECTION AGENCY

Agency Clearance Officer—Christine Scoby—202-382-2742.

New

- Survey of households for estimating recreation and related of improved water quality
- Nonrecurring
- Individuals or households
- Households in 5 counties in southwestern Pennsylvania
- Pollution control and abatement: 380 responses; 317 hours; \$119,825 Federal cost; 1 form; not applicable under 3504(h)
- Edward H. Clarke, 202-395-7340

The results of this survey will be used to provide guidance to States in evaluating benefits in setting water quality standards, both for choice of method and for how to implement it.

- Producing establishments
- EPA 3540-8
- Nonrecurring
- Businesses or other institutions
- Firms producing pesticide products subject to the FIFRA
- SIC: 999
- Small businesses or organizations
- Pollution control and abatement: 500 responses; 375 hours; \$286,301 Federal cost; 1 form; not applicable under 3504(h)
- Edward H. Clarke, 202-395-7340

Standing statutory requirement of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) section 7 (a) and (b) for the registration of establishment firms and sites producing pesticide products, pesticide chemical ingredients and pest-mitigating devices.

Revisions

- Pesticides Report for Pesticide-Producing Establishments
- EPA 3540-16
- Annually
- Businesses or other institutions
- Firms producing pesticide products subject to FIFRA
- SIC: 999
- Small businesses or organizations
- Pollution control and abatement: 10,000 responses; 35,000 hours; \$286,301 Federal cost; 1 form; not applicable under 3504(h)
- Edward H. Clarke, 202-395-7340

Standing statutory requirement of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) section 7(c) for collection and reporting of information on production of amounts and kinds of pesticide products, pesticide chemical ingredients, and pest-mitigating devices, produced by manufacturing establishments.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Agency Clearance Officer—Thomas P. Goggin—202-634-6983.

Revisions

- Transcription and computation sheet EEOC 377
- On occasion
- State or local governments/businesses or other institutions
- Business firms subject to EPA & ADEA
- SIC: All
- Small businesses or organizations
- Federal law enforcement activities: 4,000 responses; 1,000 hours; \$9,280 Federal cost; 1 form; not applicable under 3504(h)
- Laverne V. Collins, 202-395-6880

This form is for use in transcribing payroll records and in computing BW due under the ADEA and EPA.

Extensions (No Change)

- Receipt for backpay, damages, or other monetary benefits
- EEOC 379
- On occasion
- State or local governments/individuals or households/businesses or other institutions
- Business firms subject to EPA & ADEA
- SIC: All
- Federal law enforcement activities: 20,000 responses; 1,666 hours; \$10,213 Federal cost; 1 form; not applicable under 3504(h)
- Laverne V. Collins, 202-395-6880

To provide a standardized format for obtaining evidence from respondent and aggrieved individuals that payment of

backwages, damages, or other dollar benefits has been made.

- Summary of backpay, damages or other monetary benefits
- EEOC 378
On occasion
State or local governments/businesses or other institutions

Business firms subject to EPA and ADEA

SIC: All

Federal law enforcement activities: 4,000 responses; 1,000 hours; \$9,280 Federal cost; 1 form; not applicable under 3504(h)

Laverne V. Collins, 202-395-6880

This form shall be used as a summary of unpaid wages due employees or former employees under the ADEA and EPA.

FEDERAL COMMUNICATIONS COMMISSION

Agency Clearance Officer—Richard D. Goodfriend—202-632-7513.

Revisions

- For new or modified common carrier radio station
- Construction permit under parts 22 and 25

401

On occasion

Businesses or other institutions
Wireline telephone carriers, radio comm. carriers

SIC: 481, 489

Small business or organizations

Other advancement and regulation of commerce: 5,000 responses; 60,000 hours; \$402,821 Federal cost; 1 form; not applicable under 3504(h)

William T. Adams, 202-395-4814

Used by common carrier applicants (telephone companies, radio and other miscellaneous carriers) to request authority to construct a radio station. Such filings are required by law under the provisions of the station. Such filings are required by law under the provisions of the communications act of 1934 and parts 22 and 25 of the FCC's rules.

- Statement regarding the importation of radio frequency devices capable of causing harmful interference

740

Nonrecurring

Businesses or other institutions
Radio frequency devices importers

SIC: 365, 366, 506

Other advancement and regulation of commerce: 72,000 responses; 14,400 hours; \$250,000 Federal cost; 1 form; not applicable under 3504(h)

William T. Adams, 202-395-4814

Submission of this form is required to prevent importation into the U.S. of equipment not in compliance with FCC

in order to minimize radio frequency interference caused by noncomplying devices. The data is used by the FCC laboratory to ascertain whether equipment authorization is required, and if so, whether it has been granted. If not granted, FCC notifies U.S. Customs service.

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Clearance Officer—Panos Konstas—202-389-4481.

Extensions (No Change)

- Application Pursuant to Section 19 of the Federal Deposit Insurance Act
- FDIC 671007

Nonrecurring other—See SF83

Businesses of other institutions

All insured banks

SIC: 602, 603

Small businesses or organizations

Mortgage credit and thrift insurance: 67 responses; 1,072 hours; \$4,690 Federal cost; 1 form; \$10,720 public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

A person who has been convicted of a crime involving dishonesty or breach of trust may not serve as a director, officer, or employee of an insured bank without the prior written consent of the FDIC. Banks which choose to employ such persons submit applications to FDIC for approval.

FEDERAL EMERGENCY MANAGEMENT AGENCY

Agency Clearance Officer—Linda Shiley—202-254-9515.

New

- Academy Planning and Assistance Program (APAP)

SF-424

Annually

State or local governments

Fire prot. oriented organ. within the State gov't organ.

SIC: 911

Disaster relief and insurance: 40 responses; 960 hours; \$100,000 Federal cost; 1 form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

The APAP program was created to assist States in analyzing State and local fire training needs and to design and implement an organizational structure that will be responsive to those needs. This activity is authorized under P.L. 93-498 section 21(b).

- National Fire Incident Reporting System (NFIRS) Request for Advance or Reimbursement

SF-270

Nonrecurring

State or local governments

Fire departments

SIC: 911

Disaster relief and insurance: 80 responses; 200 hours; \$100 Federal cost; 1 form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

The request for advance or reimbursement is the form used by the States or cities to request payment of grant funds. Public Law 93-498, sec. 9.

- National Fire Incident Reporting System (NFIRS) Grant Application

SF-424

Nonrecurring

State or local governments

State and local fire departments

SIC: 922

Disaster relief and insurance: 10,000 responses; 10,000 hours; \$40,500 Federal cost; 1 form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

Required to offer grants to States/communities. To initiate and maintain automated data collection system. To collect data of frequency, cause, spread and control of fires. To collect accurate, reliable national estimates on the number and characteristics of fires, fire casualties and property loss in fires.

- National Fire Incident Reporting System (NFIRS) Progress Financial Reports

SF-269

Quarterly

State or local governments

State and local governments

SIC: 922

Disaster relief and insurance: 40 responses; 400 hours; \$500 Federal cost; 1 form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

NFIRS financial and progress reports detail accomplishments that have taken place and expenditures that have been made during the period covered by the report. Public Law 93-498, sec. 9.

- Billing for State and Local Management contributions

FEMA 85-20

Quarterly

State or local governments

State and local governments

SIC: 919

Defense-related activities: 220 responses; 110 hours; \$4,400 Federal cost; 1 form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

FEMA administers a formula grant-in-aid (emergency management assistance) program to State governments which requires the use of this program.

- Staffing Pattern

FEMA 85-17

Annually

State or local governments

State and local governments

SIC: 919

Defense-related activities: 55 responses;

385 hours; \$1,600 Federal cost; 1 form;

not applicable under 3504(h)

Robert Veeder, 202-395-4814

FEMA administers a formula grant-in-aid (emergency management assistance) program to State governments which requires the use of this program.

- Part III—Budget Information—Construction

FEMA 85-13A

On occasion

State or local governments

State and local governments

SIC: 919

Defense-related activities: 65 responses;

65 hours; \$3,000 Federal cost; 1 form;

not applicable under 3504(h)

Robert Veeder, 202-395-4814

FEMA administers grant-in-aid programs to State and local governments which require the use of this form, in accordance with the provisions of OMB circular A-102, uniform administrative requirements for grant-in-aid to State and local governments.

- Application for State Assistance Program

SF-424

Annually

State or local governments

State and local governments

SIC: 919

Defense-related activities: 50 responses;

1,000 hours; \$40,000 Federal cost; 1

form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

State assistance program is designed to promote an intergovernmental flood hazard mitigation partnership by providing States with one opportunity to strengthen their role in the national flood insurance program flood hazard mitigation activities.

- Cash Transaction Reports

SF-272

Quarterly

State or local governments

State and local governments

SIC: 911

Defense-related activities: 250

responses; 250 hours; \$8,000 Federal

cost; 1 form; not applicable under

3504(h)

Robert Veeder, 202-395-4814

This form is used by the States and cities to administer payments of grant funds under the flood insurance program.

- Application for Miscellaneous

Research Assistance

SF-424

On occasion

Businesses or other institutions

State education agencies

SIC: 511, 821

Small businesses or organizations

Defense-related activities: 66 responses;

1,500 hours; \$60,000 Federal cost; 1

form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

It is an application for miscellaneous research programs conducted by FEMA.

- Financial Status Report

SF-269

Quarterly

State or local governments

State and local governments

SIC: 911

Defense-related activities: 100

responses; 250 hours; \$8,000 Federal

cost; 1 form; not applicable under

3504(h)

Robert Veeder, 202-395-4814

This form is used by the States and cities to administer payments of grant funds under the flood insurance program.

- Personnel and Administrative Expenses and Summary (State)

FEMA 85-16

Annually

State or local governments

State and local governments

SIC: 919

Defense-related activities: 55 responses;

55 hours; \$2,000 Federal cost; 1 form;

not applicable under 3504(h)

Robert Veeder, 202-395-4814

FEMA administers a formula grant-in-aid (emergency management assistance) program to State Governments which requires the use of this program.

- Financial Contribution Request

FEMA 85-15

Quarterly

State or local governments

State and local governments

SIC: 919

Defense-related activities: 60 responses;

30 hours; \$1,200 Federal cost; 1 form;

not applicable under 3504(h)

Robert Veeder, 202-395-4814

FEMA administers a formula grant-in-aid (emergency management assistance) program to state governments which requires the use of this program.

- Public Education Assistance Program (PEAP)

SF-424

Annually

State or local governments

State and local governments

SIC: 919

Defense-related activities: 15 responses;

450 hours; \$1,800 Federal cost; 1 form;

not applicable under 3504(h)

Robert Veeder, 202-395-4814

The PEAP program is a multi-year assistance program to the States for identifying public fire safety education needs, obtaining appropriate education material for those needs, and establishing a resource exchange network for interchanging resources and materials within the States. Public Law 93-498, sec. 6.

- Request for Advance or Reimbursement

SF-270

Quarterly

State or local governments

State and local governments

SIC: 911

Defense-related activities: 200

responses; 500 hours; \$8,000 Federal

cost; 1 form; not applicable under

3504(h)

Robert Veeder, 202-395-4814

The request for advance or reimbursement is the form used by the States or cities to request payments of grant funds under the flood insurance program.

- Training Education State Cooperative Agreements

SF-424

Annually

State or local governments

State and local governments

SIC: 911

Defense-related activities: 50 responses;

1,000 hours; \$50,000 Federal cost; 1

form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

To be used in assisting State and local governments in setting up their training programs.

FEDERAL HOME LOAN BANK BOARD

Agency Clearance Officer—Frank J. Crowne—202-377-6025.

Extensions (Burden Change)

- Periodic Reports Required of Savings and Loan Associations

FHLBB 774, 775, 776

Semiannually annually

Businesses or other institutions

Financial institutions—members of

FHLBS

SIC: 612

Mortgage credit and thrift insurance:

8,042 responses; 113,600 hours;

\$105,004 Federal cost; 3 forms; not

applicable under 3504(h)

Irene Montie, 202-395-6880

The information is essential in determining the financial condition and

results of operations of insured savings institutions for the (12 CFR 545.23, 563.18, 523.15) protection of depositors through maintenance of a sound FSLIC insurance coverage programs and in the determination of compliance with regulatory requirements monitored by supervising officials and is basic to program evaluation, planning management, and research.

• **Financial Report for Wholly Owned Service Corporations**

FHLBB 107

Annually

Businesses or other institutions

Service corps of FSLIC

SIC: 612

Mortgage credit and thrift insurance:

2,600 responses; 10,000 hours; \$30,782

Federal cost: 1 form; not applicable under 3504(h)

Irene Montie, 202-395-6880

The information is essential in determining the financial condition and results of operations of wholly owned subsidiaries (service corporations) of insured savings and loan associations and the industry posture of such companies and in determining compliance with and changes to regulations as well as aids to program planning and evaluation. [12 CFR 563.18]

FEDERAL MARITIME COMMISSION

Agency Clearance Officer—Ronald D. Murphy—202-523-5326

New

- 46 CFR 524 Exemption of Certain Agreements from the Requirements of Section 15, Shipping Act, 1916

On occasion

Businesses or other institutions

Common carriers by water, one serv. a port of origin, etc.

SIC: 441

Water transportation: 260 responses; 728 hours; \$3,285 Federal cost; 1 form; not applicable under 3504(h)

William T. Adams, 202-395-4814

Need for carriers operating as described under 23 below to obtain an exemption from the filing requirements of section 15 of Shipping Act, 1916.

- 46 CFR 522—Filing of Agreements Between Common Carriers of Freight by Water in the Foreign Commerce of the United States

General order 24

On Occasion

Businesses or other institutions

Oceangoing com. car. by water, subj. to the shipping, etc.

SIC: 441, 442

Water transportation: 242 responses;

11,132 hours; \$2,442,360 Federal cost; 1 form; not applicable under 3504(h)

William T. Adams, 202-395-4814

Section 15 of the Shipping Act, 1916, (act), grants the commission authority to approve, disapprove, cancel or modify agreements or agreement modifications. Persons seeking antitrust protection provided by the CT must provide the commission with agreements and modifications or cancellation of such agreements under the act's requirements and general order 24 provisions.

Extensions (Burden Change)

- 46 CFR 538—Publishing and Filing of Tariffs by Common Carriers in the Foreign Commerce of the United States

General order 13

On occasion

Businesses or other institutions

Waterborne common carriers in the U.S. foreign commerce

SIC: 442

Water transportation: 369,746 responses;

158,818 hours; \$4,195,500 Federal cost;

1 form; not applicable under 3504(h)

William T. Adams, 202-395-4814

The tariffs are available for use by the public (primarily shippers, tariff watching services, and common carriers by water) and also the commission staff. The public need results from shippers and carriers who want to find the legal rate on file with the commission on any given date or dates.

FEDERAL RESERVE SYSTEM

Agency Clearance Officer—Carolyn B. Doying—202-452-2983.

New

- Deposits of All Savers Certificates FR 3018

Nonrecurring

Businesses or other institutions

Sample of commercial banks and mutual savings banks

SIC: 602, 603

Small businesses or organizations

General government: 1,306 responses;

131 hours; \$3,000 Federal cost; 1 form;

\$1,310 public cost; not applicable

under 3504(h)

Irene Montie, 202-395-6880

This report will be used to assess the amount of deposit inflows into the newly authorized All Savers Certificates during the introductory period in October 1981 and will be used in conjunction with estimates of the monetary aggregates.

- Ongoing Intermittent Surveys of Households FR 3016

FR 3016

On occasion

Individuals or households

Occasional samples of 700 households nationwide

General government: 4,200 responses;

467 hours; \$102,220 Federal cost; 1

form; not applicable under 3504(h)

Irene Montie, 202-395-6880

This information is needed by Federal Reserve Board and Federal Open Market Committee to enhance interpretation of monetary aggregate and effects of monetary policy. The board also requires this information to fulfill its statutory responsibilities to administer consumer credit regulations.

Extensions (Burden change)

- Statement of Purpose of a Stock-Secured Extension of Credit FR U-1

FR U-1

On occasion

Businesses or other institutions/individuals or households

Banks

SIC: 602

Small businesses or organizations

General government: 7,800,000

responses; 1,950,000 hours; \$2,000

Federal cost; 1 form; \$19,500,000 public

cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

Form must be obtained by a bank and retained in its records in connection with an extension of credit secured directly or indirectly by any stock. Completed by borrower and bank. Form used to determine purpose for which loan proceeds will be used, and by signing form, both parties acknowledge that loan proceeds may be subject to restrictions of regulation U.

- Purpose Pursuant to Regulation U Sections 221.3(W), (Y), and (Z). Full titles are on the supporting statement. F.R. form U-2, form U-3, and form U-5

On occasion

Businesses or other institutions

Banks

SIC: 602

General government: 475 responses; 218

hours; \$300 Federal cost; 3 forms;

\$2,180 public cost; not applicable

under 3504(h)

Irene Montie, 202-395-6880

The board permits certain securities professionals to obtain credit in excess of the amount available to ordinary borrowers. If OTC market makers, third market makers, and block positioners execute the appropriate statement of purpose, they can obtain "good faith" loan value (not to exceed 100 percent) against stock collateral.

Extensions (No Change)

- Domestic Branch Application Nonrecurring

Businesses or other institutions

Banks

SIC: 602

Small businesses or organizations

General government: 200 responses; 800 hours; \$100,000 Federal cost; 1 form; \$16,000 public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

Any State member bank wanting to establish a branch must receive approval of the board or governors.

SIC: 602

• Change in Bank Control

Nonrecurring

Individuals or households

Banks

General government: 75 responses; 3,000 hours; \$250,000 Federal cost; 1 form; \$300,000 public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

This is an application required by statute for a person purchasing control of a State member bank or bank holding company.

- Report on ownership of the reporting Bank and on Indebtedness of its Executive Officers and principal Shareholders to the Reporting Bank and to its Correspondent

FFIEC003

Annually

Businesses or other institutions

State member banks

SIC: 602

Small businesses or organizations

General government: 1,013 responses; 16,208 hours; \$30,390 Federal cost; 1 form; \$243,120 public cost; not applicable under 3504(h)

Irene Montie, 202-395-6880

Each State member bank of the Federal Reserve System is required file annually a form FFIEC.003 which discloses information on ownership of the bank and loans involving the banks executive officer and principals shareholder. State member banks are required to make copies of the report available to the public upon request.

GENERAL SERVICES ADMINISTRATION

Agency Clearance Office—John F. Gilmore—202-566-1164.

Extensions (Burden Change)

- Transfer Order Surplus Personal Property/Continuation Sheet

SF-123/123-A

On occasion

State or local governments

Int., etc.

SIC: 720 000

Multiple functions: 75,000 responses; 25,000 hours; \$297,000 Federal cost; 2

forms; \$135,000 public cost; not applicable under 3504(h)

Franklin S. Reeder, 202-395-3785

The SF 123 is used by State and local public agencies, nonprofit educational and public health organizations and institutions, educational activities, and public airports authorized by law to apply for donations of Federal surplus personal property. The SF 123 serves as the transfer instrument and includes item descriptions, transportation instructions, civil rights assurances, and approval signatures.

INTERSTATE COMMERCE COMMISSION

Agency Clearance Officer—Carroll Stearns—202-633-0204.

New

- Multiple Truckload Shipments Form of Highway Form A

ACC-35(A)

Other—see SF83

Businesses or other institutions

Motor common carriers of general

freight

SIC: 421

Ground transportation: 75 responses; 225 hours; 125,000 Federal cost; 1 form; not applicable under 3594(h)

Donald Arbuckle, 202-395-7340

This form is used with others to develop motor carrier cost scales. Data on ACC-35 represent a sampling of freight bills covering one shipment. If a carrier handles multiple truckload shipments, they are to be reported on this form since this data is essential to insure that data relating to all shipments and tons is collected.

- Form 1, Terminal Listing Sheet

ACC-95

Other—see SF83

Businesses or other institutions

Motor common carriers of general

freight

SIC: 421

Ground transportation: 600 responses; 1,200 hours; \$125,000 Federal cost; 1 form; not applicable under 3504(h)

Donald Arbuckle, 202-395-7340

This form is used to determine the selection of days and trips and a sample of days and terminals for those motor carriers designated to participate in highway form "A" cost studies for a given year. Data developed through regional cost studies are used to determine and evaluate motor carrier operating costs for ratemaking and related purposes.

- Form 4 of Highway Form A and Trip Selection Sheet

ACC-37, ACC-97

Other—see SF83

Businesses or other institutions

Motor common carriers of general freight

SIC: 421

Ground transportation: 7,500 responses; 15,000 hours; \$125,000 Federal cost; 2 forms; not applicable under 3504(h)

Donald Arbuckle, 202-395-7340

These forms are used with other forms to develop motor carrier cost scales. ACC-37 provides the data necessary to determine the pick-up and delivery costs of each separate shipment of different weight and different density. Form ACC-97 is used to advise the carrier when trips have been selected for the study.

- Form 7 of Highway Form A and Trip Select Sheet

ACC-98

Other—see SF83

Businesses or other institutions

Motor common carriers of general

freight

SIC: 421

Ground transportation: 7,500 responses; 15,000 hours; \$125,000 Federal cost; 2 forms; not applicable under 3504(h)

Donald Arbuckle, 202-395-7340

These forms are used with other forms to develop motor carrier costs. Form ACC-38 provides data for completing the round-trip load factor by length of haul separately for four major weight groups and for all weight groups combined. Form ACC-98 is used to advise the carrier which trips have been selected for the study.

- Form 10 of Highway Form A

ACC-39

Other—see SF83

Businesses or other institutions

Motor common carriers of general

freight

SIC: 421

Ground transportation: 3,750 responses; 7,500 hours; \$125,000 Federal cost; 1 form; not applicable under 3504(h)

Donald Arbuckle, 202-395-7340

This form is used with other forms to develop motor carrier cost scales. The purpose of this form is to determine the proportions of the shipment handled over the platforms by weight bracket separately for shipments classified 5 different ways. The total hundred-weight computed is divided into the total platform expense to determine the system average cost for handling a shipment over the platform.

- Form 11 of Highway Form A

ACC-40

Other—see SF83

Businesses or other institutions

Motor common carriers of general freight

SIC: 421

Ground transportation: 150 responses; 450 hours; \$125,000 Federal cost; 1 form; not applicable under 3504(h)
Donald Arbuckle, 202-395-7340

This form is used with other forms to develop motor carrier cost scales. Form ACC-40 provides annual information for use in separating peddle operations between pickup and delivery portion and line-haul portion of the trip. It is used to determine how the expenses were charged.

• Form 2 of Highway Form A ACC-35

Other—see SF83

Businesses or other institutions
Motor common carriers of general freight

SIC: 421

Ground transportation: 900 responses; 10,800 hours; \$125,000 Federal cost; 1 form; not applicable under 3504(h)
Donald Arbuckle, 202-395-7340

This form is used with others for the development of motor carrier cost scales. The data on this form enables the Commission to develop cost for various weight shipments and types of traffic. Because of the wide difference in the cost per hundredweight, and the cost for the four types of traffic, it is important to provide a distribution of the annual shipment and tons.

NATIONAL FOUNDATION ON THE ARTS

Agency Clearance Officer—D. Keith Stephens—202-634-6160

New

• Final Descriptive Report Form for State and Regional Arts Agencies

Annually

State or local governments/businesses or other institutions

State arts agencies

Sic: 919

Research and general education aids: 64 responses; 363 hours; \$3,485 Federal cost; 1 form; not applicable under 3504(h)

Diane Wimberly, 202-395-6880

Information to be collected is needed and will be used for: reporting to Congress and the public on ways in which funds awarded to State and regional arts agencies have benefitted the arts, preparation for fiscal audits of State and regional arts agencies, and planning for coordination of endowment programs and services with activities of State and regional arts agencies proposed starting date, October 1, 1981

OFFICE OF PERSONNEL MANAGEMENT

Agency Clearance Officer—John P. Weld—202-632-7737

Revisions

• Inquiry for United States Government Use Only (Law Enforcement Data for NACI)

OF-51

On occasion

State or local governments

Law enforcement agencies

SIC: 919

Legislative functions: 432,000 responses; 43,200 hours; \$84,800 Federal cost; 1 form; not applicable under 3504(h)
Robert Veeder, 202-395-4814

Executive order 10450, issued April 27, 1953, requires that investigations be conducted of all persons entering the Federal service. Optional form 51 is the voucher form sent to local law enforcement agencies for the purpose of a criminal records check as a part of conducting national agency checks and inquiries (NACI) of applicants for non-sensitive and noncritical-sensitive positions

• Inquiry for United States Government Use Only (Reference Inquiry)

Of 49

On occasion

State or local governments/businesses or other institutions/individuals or households

Emp./supr. or friend of indiv. apply. for emp. w/Fed. Gov.

SIC: 919 all

Small businesses or organizations

Central personnel management: 1,050,000 responses; 175,035 hours; \$157,500 Federal cost; 1 form; not applicable under 3504(h)

Robert Veeder, 202-395-4814

Executive order 10450, issued 4/27/53, requires investigations to be conducted on all persons entering the Federal service. Optional form 49 is the voucher form sent to references and former employers/supervisors for the purpose of determining suitability and/or access to classified or specifically restricted material. The form is used when conducting national agency checks and inquiries (NACI) in non-sensitive and noncritical-sensitive positions

RAILROAD RETIREMENT BOARD

Agency Clearance Officer—Pauline Lohens—312-751-4692

Extensions (Burden Change)

• Employer's Quarterly or Annual Report of Contributions Under the RUIA

DC-1

Quarterly

Businesses or other institutions

Railroad employers

SIC: 401

Small businesses or organizations

Multiple functions: 2,115 responses; 740 hours; \$9,700 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

Under the RUIA, railroad employers are required to pay a contribution equal to a percentage of the creditable compensation paid to each employee. The employer's quarterly or annual report will be used for reconciling unemployment insurance contributions with the reports of compensation submitted for the employees.

SECURITIES AND EXCHANGE COMMISSION

Agency Clearance Officer—George G. Kundahl—202-272-2142

New

• Annual assessments for SECO Brokers and Dealers, (17 CFR 240.15B9-2), Form SECO-4-81 (17 CFR 249.5040)

Annually

Businesses or other institutions

Securities brokers and dealers

SIC: 621

Small businesses or organizations

Other advancement and regulation of commerce: 400 responses; 600 hours; \$16,200 Federal cost; 1 form; \$27,100 public cost; not applicable under 3504(h)

Robert Veeder, 202-395-4814

Rule 15B9-2, adopted in 1968, sets forth the annual assessment payable to the Commission by broker-dealer not members of a registered national securities association. Form SECO-4-81, adopted in 1981, solicits the assessment necessary to defray the costs of additional regulatory duties required to be performed with respect to these broker-dealers.

• Of Securities and Assets, 17 CFR 250.44

On occasion

Businesses or other institutions

Reg. Holding Co.

SIC: 491, 492, 493

Other advancement and regulation of commerce: 6 responses; 12 hours; \$180 Federal cost; 1 form; \$360 public cost; not applicable under 3504(h)
Robert Veeder, 202-395-4814

Rule 44 implements section 12(d) by prohibiting sales of utility securities or any utility assets owned by a registered holding company, except pursuant to a declaration which notifies the Commission of the proposed sale and which has become effective. Rule 44

makes the filing of a formal declaration unnecessary for certain sales provided prior notice of the sale is given.

VETERANS ADMINISTRATION

Agency Clearance Officer—R. C. Whitt
(004A2)—202-389-2146

Extensions (No Change)

- Application for Designation as Compliance Inspector

26-6683

On occasion

Individuals or households

Contractors, architects, builders, etc.

Veterans housing: 1,400 responses; 467 hours; \$8,848 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

Information collected for purpose of evaluation compliance inspector applicants for possible assignment to VA roster for performance of inspections on new construction proposed for financing under 38 U.S.C. 1810. Data used to determine fitness of applicants for determining acceptability of properties as required by 38 U.S.C. 1804(a).

Reinstatements

- Notice of Past Due Payment (National Service Life Insurance)

29-389E

On occasion

Individuals or households

Veterans having NSLI(RH) insurance policies

Income security for veterans: 18,000 responses; 4,500 hours; \$9,384 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

The completed form is required by law, 38 C.F.R. 6.79 and 8.23. The information collected is used to process the insured's request to reinstate his/her insurance contract.

- Application for Reinstatement (Non-Medical Health Statement)

29-353

On occasion

Individuals or households

Insured persons

Income security for veterans: 1,500 responses; 375 hours; \$6,765 Federal cost; 1 form; not applicable under 3504(h)

Robert Neal, 202-395-6880

The completed application is required by law, 38 C.F.R. 6.79 and 8.23. The information collected is used to process

the insured's request to reinstate a lapsed insurance policy.

Arnold Strasser,

Acting Chief, Reports Management.

[FR Doc. 81-30171 Filed 10-16-81; 8:45 am]

BILLING CODE 3110-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 11985; 812-4943]

Fidelity Federal Reserves; Filing of Application

October 13, 1981.

Notice is hereby given that Fidelity Federal Reserves ("Applicant"), 82 Devonshire Street, Boston, Massachusetts 02109, filed an application on August 11, 1981, and an amendment thereto on October 7, 1981, for an order of the Securities and Exchange Commission ("Commission") pursuant to Section 6(c) of the Investment Company Act of 1940 (the "Act") exempting Applicant from the provisions of Section 2(a)(41) of the Act and Rules 2a-4 and 22c-1 thereunder to the extent necessary to permit Applicant to compute its net asset value per share using the amortized cost method of valuing portfolio securities. 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.

Applicant is organized as a business trust under the laws of the Commonwealth of Massachusetts, and is registered under the Act as an open-end, diversified, management investment company. It is a no-load, money market fund offering to individuals, corporations, fiduciaries and institutions a means to invest in a professionally managed portfolio of certain money market instruments with the objective of seeking as high a level of current income as is consistent with the preservation of capital and liquidity. Applicant states that all of its investments will consist of obligations maturing within one year from the date of acquisition and that the dollar-weighted average portfolio maturity of all of its investments will be 120 days or less. Applicant will invest in obligations issued or guaranteed as to principal and interest by the government of the United States, its agencies or instrumentalities, and it may also enter into repurchase agreements involving any security in which Applicant is permitted to invest. Applicant may also enter into commitments to purchase certain of these instruments on a "when-issued"

basis. There is no limit on the percentage of Applicant's assets that may be so committed. Such securities will be carried and treated on Applicant's books, and will be valued in accordance with all the conditions set forth in Investment Company Act Release No. 10666, dated April 18, 1979. The minimum initial investment in shares of Applicant will be \$1000 and additional investments may be made in amounts of \$250 or more.

Applicant seeks an order of the Commission pursuant to Section 6(c) of the Act exempting it from the provisions of Section 2(a)(41) of the Act and Rules 2a-4 and 22c-1 thereunder to the extent necessary to permit Applicant's assets to be valued according to the amortized cost valuation method. Under the amortized cost valuation method, portfolio instruments are valued at their cost as of the date of acquisition and thereafter assuming a constant rate of amortization to maturity of any discount or premium regardless of the impact of fluctuating interest rates on the market value of such instruments.

As here pertinent, Section 2(a)(41) of the Act defines value to mean: (1) with respect to securities for which market quotations are readily available the market value of such securities, and (2) with respect to other securities and assets, fair value as determined in good faith by the board of directors. Rule 22c-1 adopted under the Act provides, in part, that no registered investment company or principal underwriter therefor issuing any redeemable security shall sell, redeem or repurchase any such security except at a price based on the current net asset value of such security which is next computed after receipt of a tender of such security for redemption or of an order to purchase or sell such security.

Rule 2a-4 adopted under the Act provides, as here relevant, that the "current net asset value" of a redeemable security issued by a registered investment company used in computing its price for the purposes of distribution, redemption and repurchase shall be an amount which reflects calculations made substantially in accordance with the provisions of that rule, with estimates used where necessary or appropriate. Rule 2a-4 further states that portfolio securities with respect to which market quotations are readily available shall be valued at current market value, and other securities and assets shall be valued at fair value as determined in good faith by the board of directors of the investment company. Prior to the filing of the application, the Commission expressed

its view that, among other things, (1) Rule 2a-4 under the Act requires that portfolio instruments of "money market" funds be valued with reference to market factors, and (2) it would be inconsistent, generally, with the provisions of Rule 2a-4 for a "money market" fund to value its portfolio instruments on an amortized cost basis (Investment Company Act Release No. 9786, May 31, 1977).

Section 6(c) of the Act provides, in pertinent part, that the Commission, by order upon application, may conditionally or unconditionally exempt any person, security or transaction, or any class or classes of persons, securities or transactions, from any provision or provisions of the Act or of any rule or regulation thereunder, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicant states that it has been management's experience that in order to attract and retain investments Applicant must have a stable net asset value (preferably at \$1.00 per share) and a constant and steady flow of investment income. Applicant believes that the valuation of its portfolio securities on the amortized cost basis will benefit shareholders by enabling it to maintain a constant \$1.00 per share purchase and redemption price, while at the same time providing shareholders with a steady flow of investment income through daily dividends which reflect Applicant's net income as earned.

Applicant states that its Trustees have determined in good faith that in light of the characteristics of the Applicant as described above and absent unusual or extraordinary circumstances, the amortized cost method of valuing portfolio securities is appropriate and preferable for Applicant and reflects the fair value of such securities. It is Applicant's experience that given the nature of Applicant's policies and operations there will be relatively negligible discrepancy between prices obtained by market value methods and amortized cost.

Applicant has agreed that the following conditions may be imposed in any order of the Commission granting the exemptive relief requested:

1. In supervising the operations of Applicant and delegating special responsibilities involving portfolio management to Applicant's investment adviser, Applicant's board of trustees undertakes—as a particular responsibility within its overall duty of care owed to Applicant's shareholders—

to establish procedures reasonably designed, taking into account current market conditions and the Applicant's investment objectives, to stabilize Applicant's net asset value per share, as computed for the purpose of distribution, redemption and repurchase, at \$1.00 per share.

2. Included within the procedures to be adopted by the board of trustees shall be the following:

(a) Review by the board of trustees, as it deems appropriate and at such intervals as are reasonable in light of current market conditions, to determine the extent of deviation, if any, of the net asset value per share as determined by using available market quotations from Applicant's \$1.00 amortized cost price per share, and maintenance of records of such review.¹

(b) In the event such deviation from Applicant's \$1.00 amortized cost price per share exceeds ½ of 1 percent, a requirement that the board of trustees will promptly consider what action, if any, should be initiated.

(c) Where the board of trustees believes that the extent of any deviation from Applicant's \$1.00 amortized cost price per share may result in material dilution or other unfair results to investors or existing shareholders, it shall take such action as it deems appropriate to eliminate or to reduce to the extent reasonably practicable such dilution or unfair results, which action may include: redeeming shares in kind; selling portfolio instruments prior to maturity to realize capital gains or losses, or to shorten Applicant's average portfolio maturity; withholding dividends; or utilizing a net asset value per share as determined by using available market quotations.

3. Applicant will maintain a dollar-weighted average portfolio maturity appropriate to its objective of maintaining a stable net asset value per share, provided, however, that Applicant will not (a) purchase any instrument with a remaining maturity of greater than one year, or (b) maintain a dollar-weighted average portfolio maturity which exceeds 120 days.²

¹ To fulfill this condition, Applicant states that it intends to use actual quotations or estimates of market value reflecting current market conditions chosen by its board of trustees in the exercise of its discretion to be appropriate indicators of value, which may include, among others (i) quotations or estimates of market value reflecting current market conditions, or (ii) values obtained from yield data relating to classes of money market instruments published by reputable sources.

² In fulfilling this condition, if the disposition of a portfolio instrument results in a dollar-weighted average portfolio maturity in excess of 120 days, Applicant will invest its available cash in such a manner as to reduce the dollar-weighted average

4. Applicant will record, maintain and preserve permanently in an easily accessible place a written copy of the procedures (and any modifications thereto) described in condition 1 above, and Applicant will record, maintain and preserve for a period of not less than six years (the first two years in an easily accessible place) a written record of the board of trustees' considerations and actions taken in connection with the discharge of its responsibilities as set forth above, to be included in the minutes of the board of trustees' meetings. The documents preserved pursuant to this condition shall be subject to inspection by the Commission in accordance with Section 31(b) of the Act as though such documents were records required to be maintained pursuant to rules adopted under Section 31(a) of the Act.

5. Applicant will limit its portfolio investments, including repurchase agreements, to those U.S. dollar-denominated instruments which the board of trustees determines present minimal credit risks, and which are of high quality as determined by any major rating service, or, in the case of any instrument that is not rated, of comparable quality as determined by the board of trustees.

6. Applicant will include in each quarterly report, as an attachment to Form N-1Q, a statement as to whether any action pursuant to condition 2(c) was taken during the preceding fiscal quarter, and, if any action was taken, will describe the nature and circumstances of such action.

Applicant submits that granting its requested exemptive order is appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than November 9, 1981, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the application accompanied by a statement as to the nature of his interest, the reasons 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 Applicant at the address

portfolio maturity to 120 days or less as soon as reasonably practicable.

stated 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 herein 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.

[FR Doc. 81-30108 Filed 10-16-81; 8:45 am]
BILLING CODE 8010-01-M

[Release No. 18167; SR-NASO-81-16]

National Association of Securities Dealers, Inc.; Order Approving Proposed Rule Change

October 13, 1981.

On June 5, 1981, the National Association of Securities Dealers, Inc., 1735 K Street, N.W., Washington, D.C. 20006, filed with the Commission, pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1) ("Act") and Rule 19b-4 thereunder, copies of a proposed rule change which amends Section C of Part IV of Schedule D of its By-Laws to permit NASDAQ subscribers, for a \$500 per month fee, to process Level I data directly into their computer systems.

Notice of the proposed rule change together with the terms of substance of the proposed rule change was given by issuance of a Commission Release (Securities Exchange Act Release No. 17916, July 6, 1981) and by publication in the Federal Register (46 FR 36027, August 13, 1981). No comments were received with respect to the proposed rule filing.

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a registered securities association and, in particular, the requirements of Section 15A and the rules and regulations thereunder.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the above-mentioned proposed rule change be, and it hereby is, approved.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 81-30109 Filed 10-16-81; 8:45 am]
BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

[Application No. 01/01-0319]

Atlantic Energy Capital Corp.; Application for License to Operate as a Small Business Investment Company

An Application for a license to operate as a small business investment company under the provisions of the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 *et seq.*), has been filed by Atlantic Energy Capital Corporation (Atlantic), 3 Center Plaza, Suite 506, Boston, Massachusetts 02108, with the Small Business Administration (SBA) pursuant to 13 CFR 107.102 (1981).

The officers, directors and stockholders are as follows:

Peter A. Brooke, Chairman of the Board; 111 Devonshire Street, Boston, MA 02109

G. Kenneth Macrae, President, Director; Three Center Plaza, Suite 506, Boston, MA 02108

Joost E. Tjaden, Treasurer and Director; Three Center Plaza, Suite 506, Boston, MA 02108

Kenneth J. Novack, Secretary and Director; One Center Plaza, Boston, MA 02108
Investments Orange Nassau Inc., Investment Advisor; Three Center Plaza, Suite 506; Boston, MA 02108

Howard H. Bachrach, Director; 1212 Avenue of the Americas, 14th Floor, New York, NY 10036

Atlantic Energy Investments, Associate, 100 percent; 3 Grand Rue-Luxemburg, Luxemburg L-2011

The Applicant, a Massachusetts corporation, will begin operations with \$1,000,000 paid-in capital and paid-in surplus. Atlantic will conduct its activities principally in the State of Massachusetts.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed owners and management, and the probability of successful operation of the company under their management, including adequate profitability and financial soundness, in accordance with the Small Business Investment Act of 1958, as amended and the SBA Rules and Regulations.

Notice is hereby given that any person may, not later than November 3, 1981, submit to SBA written comments on the proposed Applicant. Any such communication should be addressed to

the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street, N.W., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Boston, Massachusetts.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 14, 1981.

Peter F. McNeish,

Deputy Associate Administrator for Investment.

[FR Doc. 81-30107 Filed 10-16-81; 8:45 am]
BILLING CODE 8025-01-M

[License No. 09/09-0292]

California Capital Investors, Ltd.; Issuance of License

On September 4, 1981, a Notice was published in the Federal Register (46 FR 44547) stating that an application had been filed by California Capital Investors, Ltd., 2001 South Barrington Avenue, Los Angeles, California 90025, with the Small Business Administration pursuant to § 107.102 of the Regulations governing small business investment companies (SBICs).

Interested parties were given until the close of business September 21, 1981, to submit their comments to SBA. No comments were received.

Notice is hereby given that, pursuant to section 301(c) of the Small Business Investment Act of 1958, as amended, after having considered the application and all other pertinent information, the SBA issued License No. 09/09-0292 to California Capital Investors, Ltd., to operate as an SBIC, effective September 25, 1981.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 8, 1981.

Peter F. McNeish,

Deputy Associate Administrator for Investment.

[FR Doc. 81-30105 Filed 10-16-81; 8:45 am]
BILLING CODE 8025-01-M

[Application No. 09/09-0300]

Hamco Capital Corp.; Application for License To Operate as Small Business Investment Company

Notice is hereby given that an application has been filed with the Small Business Administration pursuant to Section 107.102 of the Regulations governing small business investment companies (CFR 107.102 (1981)) under

the name of Hamco Capital Corporation, 235 Montgomery Street, San Francisco, California 94104, 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) (15 U.S.C. 661 et seq.), and the Rules and Regulations promulgated thereunder.

The proposed officers, directors and stockholders are as follows:

William R. Hambrecht, President, Director: 100 percent; 235 Montgomery Street, San Francisco, CA 94104
 Colleen E. Curry, Vice President, Finance, Secretary and Director: 235 Montgomery Street, San Francisco, CA 94104
 Sally P. Hambrecht, Vice President, Director: 235 Montgomery Street, San Francisco, CA 94104

The Applicant which is a California Corporation, proposes to commence operations with private capital of \$600,000 and intends to purchase convertible subordinated obligations or other securities of small business concerns principally in the State of California and other areas within the United States.

Matters involved in SBA's consideration of the application include the general business reputations 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 November 3, 1981, 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, 1441 "L" Street NW., Washington, D.C. 20416.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 8, 1981.

Peter F. McNeish,
 Deputy Associate Administrator for Investment.

[FR Doc. 81-30198 Filed 10-16-81; 8:45 am]

BILLING CODE 8025-01-M

[Application No. 01/01-5318]

New England MESBIC, Inc.; Application for License To Operate as a Small Business Investment Company

An application for a license to operate as a small business investment company under the provisions of the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 et seq.), has been filed by New England MESBIC, Inc. (New England), 187 Oak Street, Westwood, Massachusetts, with the

Small Business Administration (SBA) pursuant to 13 CFR 107.102 (1981).

The officers, directors and stockholders are as follows:

Etang Chen, President and Director, 30 percent stockholder; 187 Oak Street, Westwood, MA 02080
 San-Lang Lien, Treasurer and Director, 30 percent stockholder; 105 Oldham Road, Newton, MA 02185
 William Huang, Director, 30 percent stockholder; 826 Ballare Street, Allamonte Springs, FL
 Gigi Hsieh, 10 percent stockholder; 601 Prairie Lake Dr., Fern Park, FL 32730
 Kevin Chen, Director and General Manager, 37 Tappan Street, Everett, MA 02109
 Chris Chen, Clerk, 187 Oak Street, Westwood, MA 02080

The Applicant, a Massachusetts corporation, will begin operations with \$500,000 paid-in capital and paid-in surplus. New England will conduct its activities principally in the state of Massachusetts.

The Applicant intends to provide assistance to qualified socially or economically disadvantaged small business concerns as the opportunity to profitably assist such concerns is presented.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed owners and management, and the probability of successful operation of the company under their management, including adequate profitability and financial soundness, in accordance with the Small Business Investment Act of 1958, as amended, and the SBA Rules and Regulations.

Notice is hereby given that any person may, not later than November 3, 1981, submit to SBA written comments on the proposed Applicant. Any such communication should be addressed to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street, NW., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Westwood, Massachusetts.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 14, 1981.

Peter F. McNeish,
 Deputy Associate Administrator for Investment.

[FR Doc. 81-30198 Filed 10-16-81; 8:45 am]

BILLING CODE 8025-01-M

[License No. 09/09-0289]

Rocky Mountain Equity; Issuance of License

On April 20, 1981, a Notice was published in the Federal Register (46 FR 22710) stating that an application had been filed by Rocky Mountain Equity Corporation, 4949 East Lincoln Drive, La Posada, Scottsdale, Arizona 85253, with the Small Business Administration pursuant to § 107.102 of the Regulations governing small business investment companies (SBICs).

Interested parties were given until the close of business May 5, 1981, to submit their comments to SBA. No comments were received.

Notice is hereby given that, pursuant to § 301(c) of the Small Business Investment Act of 1958, as amended, after having considered the application and all other pertinent information, the SBA issued License No. 09/09-0289 to Rocky Mountain Equity Corporation, to operate as an SBIC, effective September 22, 1981.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 9, 1981.

Peter F. McNeish,
 Deputy Associate Administrator for Investment.

[FR Doc. 81-30194 Filed 10-16-81; 8:45 am]
 BILLING CODE 8025-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Fairchild Swearingen Aviation Corp., Models SA227-AC (Metro III), SA227-TT (Merlin IIIC), and SA227-AT (Merlin IVC); Aircraft Certification and Availability of Documents

The type certification process to determine that Fairchild Swearingen Models SA227-AC, SA227-TT, and SA227-AT comply with Special Federal Aviation Regulation (SFAR) No. 41 is complete.

The Director of the Federal Aviation Administration (FAA), Southwest Region, conducted a thorough review of the issues involved in the type certification program and the findings of the FAA certification team. He reviewed and discussed with his staff a document entitled "Decision Basis for Type Certification of the Fairchild Swearingen Models SDA227-AC (Metro III), SA227-TT (Merlin IIIC), and SA227-AT (Merlin IVC)." Based on the review, the Director approved the amendment of Type Certificate A8SW for the SA227-AC and A5SW for the SA227-TT and SA227-AT to include the new models with SFAR

No. 41 as a basis of approval.

A copy of the "Decision Basis for Type Certification of the Fairchild Swearingen Models SA227-AC (Metro III), SA227-TT (Merlin IIC), and SA227-AT (Merlin IVC)" is on file in the FAA Rules Docket. The bulk of the "Decision Basis" reviews the purpose, structure, conduct, and significant highlights of the certification program wherein Fairchild Swearingen was required to demonstrate compliance with SFAR 41. It provides a brief overview of the type inspection test results and a compliance checklist showing the means of specific compliance with each paragraph of SFAR 41. The report is available for examination and copying at the FAA Rules Docket, Room 916, 800 Independence Avenue, SW., Washington, D.C. A copy of the report may be obtained by sending \$72.65 to the Office of the Director, FAA Southwest Region, P.O. Box 1689, Fort Worth, Texas 76101.

Issued in Fort Worth, Texas, on September 21, 1981.

F. E. Whitfield,

Acting Director, Southwest Region.

(PR Doc. 81-29032 Filed 10-16-81; 8:45 am)

BILLING CODE 4910-13-M

[Summary Notice No. PE-81-28]

Petitions for Exemption; Summary of Petitions Received and Dispositions of Petitions Issued

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of petitions for exemption received and of dispositions of prior petitions.

SUMMARY: Pursuant to FAA's rulemaking provisions governing the application, processing, and disposition of petitions for exemption (14 CFR Part 11), this notice contains a summary of certain petitions seeking relief from specified requirements of the Federal Aviation Regulations (14 CFR Chapter 1) and of dispositions of certain petitions previously received. The purpose of this notice is to improve the public's awareness of, and participation in, this aspect of FAA's regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of any petition or its final disposition.

DATE: Comments on petitions received

must identify the petition docket number involved and must be received on or before: November 9, 1981.

ADDRESS: Send comments on any petition in triplicate to: Federal Aviation Administration, Office of the Chief Counsel, Attn: Rules Docket (AGC-204), Petition Docket No. —, 800 Independence Avenue, SW., Washington, D.C. 20591.

FOR FURTHER INFORMATION CONTACT:

The petition, any comments received and a copy of any final disposition are filed in the assigned regulatory docket and are available for examination in the Rules Docket (AGC-204), Room 916, FAA Headquarters Building (FOB 10A), 800 Independence Avenue, SW., Washington, D.C. 20591; telephone (202) 426-3644.

This notice is published pursuant to paragraphs (c), (e), and (g) of § 11.27 of Part 11 of the Federal Aviation Regulations (14 CFR Part 11).

Issued in Washington, D.C., on October 9, 1981.

Edward P. Faberman,

Assistant Chief Counsel, Regulations and Enforcement Division.

PETITIONS FOR EXEMPTION

Docket No.	Petitioner	Regulations affected	Description of relief sought
15819	United Airlines	14 CFR 121.285	Extension of Exemption No. 2343A which permits the carriage of organ transplant modules in any passenger seat, subject to the condition that the modules be carried in accordance with the requirements of § 121.285(c)(1) through (5).
18573	Gates Learjet Corp.	14 CFR 91.32(b)(1)(9)	Reconsideration of the Denial of Exemption No. 2889A to permit operation of aircraft above flight level 410 without either pilot wearing an oxygen mask so long as there were two pilots at the controls, and each pilot has a quick-donning type of oxygen mask.
17397	Delta Air Lines, Inc.	14 CFR 121.291 & Appendix D to Part 121	Amendment to Exemption No. 2460 to permit petitioner to increase the passenger-seating capacity of the DC-8-61 airplane to 212 without complying with limitation No. 1 of the exemption. That limitation states a demonstration must be conducted in which line flight attendants open 50 percent of the exits and deploy 50 percent of the slides on the DC-8-61 airplanes in a 244 passenger-seat configuration.
18598	Rich International Airways, Inc.	14 CFR Portions of Parts 21, 43, 91 and 121	Extension of Exemption No. 2664A which permits Rich International Airways, Inc. to perform maintenance of Cayman Airways Limited leased DC-6 aircraft and to operate DC-6 aircraft using the master minimum equipment list and Rich International's continuous airworthiness program.
22193	North Dakota State Aeronautics Commission	14 CFR 61.109(b)(2)	To permit petitioner and any other fixed-base aviation operator offering student pilot flight training in North Dakota to use eight all-weather airports, in North Dakota during winter months, for the 10-hour cross country solo requirement. The distances between airports, in some instances, would be less than 100 nautical miles, but substantially greater than 50 nautical miles' separation.
22195	Cargo Transport Leasing, Inc.	14 CFR 91.31	To permit petitioner to operate one DC-6 aircraft at a 5 percent increased zero fuel and landing weight.
21610	Acme Aircraft Co.	14 CFR 145.35	Reconsideration of the Denial of Exemption No. 3369 to permit petitioner to obtain a repair station rating for Convair series aircraft without meeting all of the housing and facility requirements.
22190	Vieques Air Link Inc.	14 CFR 135.243(a)	To permit petitioner to operate its small turboprop aircraft in commuter air carrier passenger service with pilots in command who do not hold airline transport pilot certificates.

DISPOSITIONS OF PETITIONS FOR EXEMPTION

Docket No.	Petitioner	Regulations affected	Description of relief sought, disposition
21960	Billy J. Strang	14 CFR 135.1(a)	To permit petitioner to carry property in air commerce for compensation or hire without possessing or meeting all the requirements for issuance of a Part 135 air taxi/commercial operator certificate. <i>Denied 9/23/81.</i>
21664	Air Polynesia, Inc.	14 CFR 121.371(a), 121.378, and 145.73(a)	To permit petitioner to use Air Asia (foreign repair station) to overhaul DC-3/DC-6 engines, propellers, and accessories even though the aircraft are not operated wholly or partly outside of the United States. <i>Granted 9/23/81.</i>
21619	Air Nevada	14 CFR 135.113	To permit passenger seating in the copilot seat of petitioner's Cessna 404 aircraft during day and night visual flight rule (VFR) conditions. <i>Denied 9/23/81.</i>
21752	Hemisphere Aircraft Leasing Company	14 CFR 91.31(e)(3)	To permit petitioner to increase their zero fuel and landing weight by 5 percent on DC-6 Aircraft as provided in SR 411 A and B, FAR 121, and FAR 129. <i>Granted 9/23/81.</i>
21633	Arrow Airways, Inc. (ARROW) and Transportes Aereos Ercartiles Panamericanos (TAMPA)	14 CFR Portions of 21, 443, 91, and 121	To permit TAMPA to operate two B-707 aircraft using ARROW's FAA-approved master minimum equipment list and to allow ARROW to maintain the aircraft for TAMPA. <i>Granted 9/23/81.</i>
21770	Kei Takemoto	14 CFR 65.91(c) and 65.93(a)	To permit petitioner to become eligible for renewal of an Inspection Authorization without specifically meeting the requirement to have an airframe rating which has been continuously in effect for not less than a 3-year period. <i>Denied 9/23/81.</i>
21820	New Air	14 CFR 61.31	To allow petitioner's pilots to operate Bandeirante EMB 110P1/41 aircraft without possessing the appropriate type rating for that aircraft. <i>Granted 9/9/81.</i>
21812	Mr. Geoffrey S. Avery	14 CFR 61.39	To permit petitioner to take the flight test for an airline transport pilot certificate although more than 24 months have elapsed since he passed the required written test for that certificate. <i>Partial granted 10/1/81.</i>
21812	Albuquerque Int'l Balloon Fiesta, Inc.	14 CFR 61.3 and 91.27	To allow certain pilots and foreign balloons to participate in the 10th Annual Albuquerque Int'l Balloon Fiesta without meeting the pilot certification and airworthiness requirements. <i>Granted 9/30/81.</i>
21385	The General Electric Company	14 CFR various sections to Part 33	To allow the use of alternate procedures in lieu of compliance with the requirements pertaining to engine time for first overhaul, low cycle fatigue operational limit establishment, engine mount attachment deformation, rotor overspeed test, and rotor disc growth. <i>Granted 9/30/81.</i>
21607	Calvin C. Brewer	14 CFR 135.243(d)(6)	To permit petitioner to serve as pilot in command of an airplane under visual flight rules without holding an instrument rating or an airline transport pilot certificate. <i>Denied 10/2/81.</i>
21974	Omniflight Helicopters, Inc.	14 CFR 135.261(b)	To allow petitioner to operate helicopters in hospital emergency evacuation service without complying with the duty-time limitations. <i>Granted 10/2/81.</i>
21730	Clay Lacy Aviation, Inc.	14 CFR 135.89(b)(3)	To allow petitioner to operate its Learjet Models 24, 25, and 35A aircraft above FL 350 up to and including FL 410 without one pilot having to wear and use an oxygen mask. <i>Granted 10/2/81.</i>

[FR Doc. 81-29613 Filed 10-10-81; 8:45 am]

BILLING CODE 4910-13-M

National Highway Traffic Safety Administration

1979-81 M.A.N. Articulated Buses Distributed by A.M. General Corporation; Public Proceeding Cancelled

The National Highway Traffic Safety Administration has cancelled the public proceeding announced in the Federal Register of September 10, 1981 (46 FR 45237) regarding its initial determination of a safety-related defect in the rear stepwell configuration of all M.A.N. Articulated buses imported by A.M. General Corporation during 1978-79. The meeting was to be held at 10:00 a.m. on October 16, 1981, in Room 2230 of the Department of Transportation Building, 400 Seventh Street S.W., Washington, D.C. 20590.

[Sec. 152, Pub. L. 93-492, 88 Stat. 1470 (15 U.S.C. 1412); delegation of authority at 49 CFR 1.51 and 49 CFR 501.8]

Lynn L. Bradford,

Associate Administrator for Enforcement.

[FR Doc. 81-30138 Filed 10-14-81; 4:14 pm]

BILLING CODE 4910-59-M

Office of the Secretary

Minority Business Resource Center Advisory Committee; Meeting

Pursuant to section 19(a) and (2) of the Federal Advisory Committee Act (Pub. L. 92-463; 5 U.S.C. App. I), notice is hereby given of a meeting of the Minority Business Resource Center Advisory Committee to be held November 9, 1981, at 10:00 a.m. until 12:00 noon in Room 10234 at the Department of Transportation, 400 7th Street, S.W. Washington, D.C. 20590. The agenda for the meeting is as follows:

- Preliminary discussions on Surety and Bonding issues
- A review of the MESBIC Financial Agreement with DOT
- DOT Representative on MESBIC Board of Directors
- Program Thrust for FY 82
- Open Discussion

Attendance is open to the interested public but limited to the space available. With the approval of the Chairman, members of the public may present oral statements at the meeting. Persons wishing to attend and persons wishing to present oral statements should notify

the Minority Business Resource Center not later than the day before the meeting. Information pertaining to the meeting may be obtained from Ms. Betty Chandler, Office of the Secretary, 400 7th Street, S.W., Washington, D.C. 20590, telephone (202) 426-2852. Any member of the public may present a written statement to the Committee at any time.

Issued in Washington, D.C. on October 13, 1981.

Melvin Humphrey,

Director, Office of Small and Disadvantaged Business Utilization.

[FR Doc. 81-30039 Filed 10-16-81; 8:45 am]

BILLING CODE 4910-62-M

DEPARTMENT OF THE TREASURY

Customs Service

[T.D. 81-267; 521854]

Three-Wheel All-Terrain Vehicles; Change of Practice Withdrawn

AGENCY: Customs Service, Treasury.

ACTION: Withdrawal of proposed change of practice.

SUMMARY: This document gives notice that the Customs Service is withdrawing a proposed change of practice concerning the tariff classification of three-wheel all-terrain vehicles. After reconsideration of the matter, Customs will continue the established and uniform practice of classifying the subject vehicles under the provisions for other motor vehicles (except motorcycles) for the transport of persons or articles, in item 692.10, Tariff Schedules of the United States.

FOR FURTHER INFORMATION CONTACT: James A. Seal, Classification and Value Division, U.S. Customs Service, 1301 Constitution Ave., NW., Washington, D.C. 20229 (202-566-8181).

SUPPLEMENTARY INFORMATION:

Background

On November 28, 1980, Customs published a notice in the *Federal Register* (45 FR 79221), to advise the public that it was reviewing an established and uniform practice concerning the tariff classification of three-wheel all-terrain vehicles. Customs currently classifies the subject vehicles under the provision for other motor vehicles (except motorcycles) for the transport of persons or articles, in item 692.10, Tariff Schedules of the United States (TSUS) (19 U.S.C. 1202). The proposed change of practice, if adopted, would have resulted in the reclassification of those vehicles under the provision for motorcycles in item 692.50, TSUS, at a higher rate of customs duty.

Upon request, an extension of time to February 27, 1981, within which to submit comments on the proposal was granted, and a notice to that effect was published in the *Federal Register* on January 12, 1981 (46 FR 2766).

Only one comment was received in response to the proposed change of practice. The comment was in opposition to the proposal.

Withdrawal of Proposed Change of Practice

The essence of Customs position that precipitated the proposed change of practice was that a three-wheel all-terrain vehicle is a type of motorcycle and, as such, is properly classified under the *eo nomine* provision for motorcycles, item 692.50, TSUS. However, after study of the comment received and further reconsideration of the matter, Customs has concluded that the subject vehicles have been, and should continue to be, properly classified under item 692.10, TSUS, as other motor vehicles (except motorcycles) for the transport of persons or articles. The legal rationale for that

position is articulated fully in a letter dated June 26, 1981, addressed to the Area Director of Customs, New York Seaport (CLA-2 CO:R:CV:C/068246 JAS), which is reproduced as an appendix to this document. Accordingly, the subject proposed change of practice is withdrawn.

Drafting Information

The principal author of this document was Todd J. Schneider, Regulations Control Branch, U.S. Customs Service. However, other Customs personnel participated in its development.

Alfred R. De Angelus,
Acting Commissioner of Customs.

Approved: August 26, 1981.

John P. Simpson,
Acting Assistant Secretary of the Treasury.

Appendix

June 26, 1981.
Area Director of Customs, New York Seaport,
New York, N.Y.

Dear Sir: This is in response to your memorandum of August 8, 1979 (CLA-2-06-S:CDI-02-203), which set forth your views on whether an established and uniform practice (19 U.S.C. 1315(d)), exists in the classification of certain three-wheeled all-terrain cycles (ATC) from Japan. A notice proposing to change the practice of classifying ATCs under the tariff provision for other motor vehicles used to transport persons or articles, in item 692.10, Tariff Schedules of the United States (TSUS), was published in the *Federal Register* on November 28, 1980 (45 FR 79221). One comment was received in response thereto. Our position on the matter is hereinafter set forth.

These three-wheeled vehicles feature a T-shaped chassis and resemble a motorcycle but with two rear wheels. All three wheels are fitted with fat donut-type 22 x 11 tires which enable the vehicle to maneuver easily on all types of terrain. Their one cylinder engines range in size from 72cc to 105cc, and produce around 8hp. The ATC utilizes a handlebar for steering and has a seat that is straddled by the driver. The ATC does not normally exceed 302 lbs. in weight.

By way of background, in a letter dated July 15, 1970 (MFG 433.7/005618), published as ORR 760-70, three-wheeled all-terrain vehicles were held to be classifiable under the tariff provision for other motor vehicles (except motorcycles) for the transport of persons or articles, in item 692.10, TSUS. However, in a letter dated June 20, 1977 (049919), the Electric Trike, a battery-powered three-wheeled vehicle, was held to be classifiable under the tariff provision for motorcycles, in item 692.50, TSUS. In another letter dated April 12, 1979 (057874), two models of the Honda ATC were held to be similarly classifiable.

In our cases 049919 and 057874, great weight was placed on *The Explanatory Notes to Brussels Nomenclature*, in holding three-wheeled vehicles to be classifiable in item 692.50, TSUS, and also in the National Highway Traffic Safety Administration

(NHTSA) definition of a motorcycle as a "two-wheeled vehicle with motive power or a three-wheeled vehicle with motive power." It should be noted that the courts have held *Brussels* to be a useful source of legislative history with respect to the tariff schedules when a sufficient nexus can be found between it and the tariff schedules, that is, the order, language and phraseology of *Brussels* does not differ from the provisions of the tariff schedules. See *W. R. Filbin and Co., Inc. v. United States*, 63 Cust. Ct. 200, CD 3897 (1969), *M. Hohner Inc. v. United States*, 63 Cust. Ct. 496, CD 3942 (1969), and related cases. In this regard, the line heading to Explanatory Note 87.09 reads MOTORCYCLES, AUTO-CYCLES AND CYCLES FITTED WITH AN AUXILIARY MOTOR WITH OR WITHOUT SIDE-CARS; SIDE-CARS OF ALL KINDS. This heading is far broader in scope than item 692.50, TSUS, which covers only motorcycles. There is doubt, therefore, that a clear nexus exists between these two provisions, such that a legislative intent to classify three-wheeled vehicles, not having the character of motor vehicles, in item 692.50, TSUS, is not manifest.

The NHTSA definition of the term "motorcycle" is not persuasive for tariff purposes inasmuch as it is a definition dealing with non-tariff matters. See *International Spring Mfg. Co. v. United States*, 85 Cust. Ct. 5, CD 4862 (1980). Likewise, it is noted that the Society of Automotive Engineers (SAE) recognizes the existence of three-wheeled motorcycles, in designating them by "a vertical plane which passes through the center line of the single wheel and through the midpoint of the two wheels sharing the same axis of rotation." See SAE Designation J 213a. The SAE establishes various product and material standards in the automobile and steel industries. While Customs recognizes SAE designations for some purposes (i.e., drawback), such designations are guidelines only and are not persuasive as to common meaning of a term for tariff purposes.

The issue, in our opinion, is whether the ATC is embraced within the *eo nomine* designation for motorcycles, in item 692.50, TSUS. The meaning of a word in a tariff provision is determined by its "common meaning," which is presumed to be its commercial meaning. See *United States v. C. J. Tower and Sons*, 48 CCPA 87, CAD 770 (1961).

Common meaning is to be determined as a matter of law, for which purpose recourse may be had to lexicographic sources such as dictionaries, scientific authorities, testimony of competent witnesses and other reliable sources of information. See *Trans-Atlantic Company v. United States*, 60 CCPA 100, CAD 1088 (1973). Most lexicographic authorities define the term "motorcycle" to mean a motorized two-wheeled vehicle, or one having a third wheel only when a sidecar is attached. In none of the motorcycle trade magazines, brochures or other promotional literature of which we are aware, is that ATC characterized as a motorcycle. See *Audiovox Corp. v. United States*, Slip Op. 81-11 (1981). The Motorcycle Industry Council, a trade

organization representing domestic motorcycle distributors (Yamaha, Suzuki, and Honda), all of whom distribute the ATC, informs us that it is bought, sold and referred to in the trade as an all-terrain cycle. It is not sold as a motorcycle. Most dealerships which we have informally surveyed in this area have separate sales departments for ATCs. The standard street motorcycle, off-highway dirt or trail bike, and moped are sold in a separate department.

In determining whether an article is embraced within an *eo nomine* designation, its use may be considered in order to establish its identity. See *United States v. Quon Quon Company*, 46 CCPA 70, CAD 699 (1959), and related cases. While motorcycles have both on and off-highway uses for transportation, recreation and competition, the ATC is strictly an off-highway cycle or vehicle. The trend in many midwestern states is to market the ATC as a off-road utility vehicle suitable for a wide variety of farming, commercial and industrial purposes. It is suitable for hauling small farm wagons, to accommodate a snow plow, to pull stumps etc.

Classification should be determined largely by a consideration of the design, character, and purpose of the machine. See *Giddings & Lewis Machine Tool Co., et. al. v. United States*, 61 Cust. Ct. 284, CD 3612 (1968). Mechanically, there are various similarities

and differences between motorcycles and ATCs. Both have what is known as triple tree front suspensions and rigid axle rear suspensions. The motorcycle has shock absorbers while the ATC has none. Both have manual or automatic transmissions with no reverse gear. Both have interlocking brakes, either disc or drum and shoe. These brakes are either foot and/or handlebar activated. However, while both the motorcycle and ATC have chain driven sprockets (the rear wheels are driven off a sprocket inside the engine by means of a chain) we are informed that many motorcycle models are shaft-driven as a passenger automobile would be. However, the ATC is never shaft-driven because of the need for positive drive on both rear wheels at the same time. This, together with high flotation tires, gives the ATC its all-terrain capability, in much the same fashion as a four-wheel drive Jeep. Also, while both the motorcycle and the ATC possess internal combustion, gas fueled engines, the motorcycle engine is generally more powerful, that is, it ranges in size up to 1300cc. This is because the standard motorcycle has need for high rpm for speed purposes and does not generate torque or thrust as does the ATC. The ATC, on the other hand, has a one cylinder engine which ranges in size from 115 to 400cc. These low rpm engines generate the high torque needed at low speeds resulting in the increased

pulling capacity for which the ATC is becoming increasingly popular.

In considering this matter we are mindful that while the meaning of an *eo nomine* designation is determined as of the effective date of the tariff statute it will include all articles subsequently created which fairly come within its scope. See *Hoyt, Stepston et. al. v. United States*, 52 CCPA 101, CAD 865 (1965). However, it is equally true that for tariff purposes technological advancements, expanded markets and their effect on consumer expectations must be considered. While the evidence is by no means conclusive, it is our opinion that the ATC is not embraced within the common meaning of the term "motorcycle."

Consequently, three-wheeled all-terrain cycles of the type herein described are properly classifiable under the tariff provision for other motor vehicles of a type used to transport persons or articles, in item 692.10, TSUS. Our letter of April 12, 1979 (057874), is revoked.

Sincerely,

Harvey B. Fox,

Director, Classification and Value Division.

[FR Doc. 81-30162 Filed 10-16-81; 8:45 am]

BILLING CODE 4810-22-M

Sunshine Act Meetings

Federal Register

Vol. 46, No. 201

Monday, October 19, 1981

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).

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1

FEDERAL HOME LOAN BANK BOARD

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: Vol. No. 46, Issue No. 198, Page No. 50658, Date Published Wednesday, October 14, 1981.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., Thursday, October 15, 1981.

PLACE: 1700 G Street NW., Board Room, 6th Floor, Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE

INFORMATION: Mr. Marshall (202-377-6679).

CHANGES IN THE MEETING: The following item has been withdrawn from the Bank Board meeting scheduled for Thursday, October 15, 1981, and will be added to the Bank Board meeting of Tuesday, October 20, 1981.

Amortization Periods for Premiums, Charges and Credit; Treatment of Gains and Losses on Sale of Real Estate.

No. 547, October 15, 1981.

[S-1572-81 Filed 10-15-81; 9:48 am]

BILLING CODE 6720-01-M

2

FEDERAL HOME LOAN BANK BOARD

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: Vol. No. 46, Issue No. 198, Page No. 50658, Date Published Wednesday, October 14, 1981.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., Thursday, October 15, 1981.

PLACE: 1700 G Street NW., Board Room, 6th Floor, Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE

INFORMATION: Mr. Marshall (202-377-6679).

CHANGES IN THE MEETING: The following item has been withdrawn from the Bank Board meeting scheduled Thursday, October 15, 1981.

Application for Authority to Incur Debt and Application for Approval to Acquire Control of—Colonial Savings and Loan Association Lewisville, Texas AND Northwest Savings and Loan Association, Austin, Texas BY Colonial Financial Corporation, Fort Worth, Texas.

No. 548, October 15, 1981.

[S-1574-81 Filed 10-15-81; 2:05 pm]

BILLING CODE 6720-01-M

3

NATIONAL SCIENCE FOUNDATION:

National Science Board.

DATE AND TIME:

October 15, 1981

9:00 a.m., Open Session.
3:00 p.m., Closed Session.

October 16, 1981

8:30 a.m., Open Session.
10:00 a.m., Closed Session.

PLACE: National Science Foundation, Room 540, 1800 G Street NW., Washington, D.C.

*STATUS: Change to previously published announcement.

A closed Session has been scheduled Thursday, October 15, at 3:00 p.m. to cover the following previously announced Closed Session agenda items:

- A. Minutes—Closed Session—229th Meeting.
- B. Grants, Contracts, and Programs.
- C. Alan T. Waterman Award Committee.

The previously announced Closed Session will convene at 10:00 a.m. on Friday, October 16, to cover the remaining agenda items.

CONTACT PERSON FOR MORE

INFORMATION: Miss Margaret Windus, Acting Executive Officer, (202) 357-9582.

[S-1573-81 Filed 10-15-81; 10:21 am]

BILLING CODE 7555-01-M

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The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday).

This is a voluntary program. (See OFR NOTICE 41 FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
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DOT/NHTSA	HHS/FDA		DOT/NHTSA	HHS/FDA
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Documents normally scheduled for publication 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.

*Note: The Soil Conservation Service will begin Tues/Fri. publication as of Nov. 3, 1981.

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Last Listing, October 14, 1981.

This is a continuing list of public bills from the current session of Congress which have become Federal laws. The text of laws is not published in the *Federal Register* but may be ordered in individual pamphlet form (referred to as "slip laws") from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 (telephone 202-275-3030).

S. 1181/Pub. L. 97-60 Uniformed Services Pay Act of 1981. (Oct. 14, 1981; 95 Stat. 989) Price: \$2.00.

S. 1712/Pub. L. 97-62 To extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1982. (Oct. 14, 1981; 95 Stat. 1010) Price: \$1.50.

S.J. Res. 98/Pub. L. 97-61 To authorize and request the President to issue a proclamation designating October 16, 1981, as "World Food Day". (Oct. 14, 1981; 95 Stat. 1009) Price: \$1.50.

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