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8-19-83
Vol. 48 No. 162
Pages 37603-37920

federal register

Friday
August 19, 1983

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Environmental Protection Agency

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Food and Drug Administration

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FEDERAL REGISTER Published daily, Monday through Friday, (not published on Saturdays, Sundays, or on official holidays), by the Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408, under the Federal Register Act (49 Stat. 500, as amended; 44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

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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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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

Agricultural Stabilization and Conservation Service

7 CFR Part 724

[Amdt. 4]

Tobacco Allotment and Marketing Quota Regulations

AGENCY: Agricultural Stabilization and Conservation Service, USDA.

ACTION: Interim rule.

SUMMARY: This interim rule amends the regulations at 7 CFR Part 724 to implement the provisions of the No Net Cost Tobacco Program Act of 1982 (Pub. L. 97-218, 96 Stat. 197, approved July 20, 1982) with respect to the dark air-cured and fire-cured, Virginia sun-cured, cigar-binder (types 51 and 52), cigar-filler and binder (types 42, 43, 44, 53, 54, and 55) tobacco marketing quota program. This interim rule also provides for restrictions with respect to the marketing of tobacco by producers, warehousemen and dealers.

DATES: Effective August 19, 1983. Comments must be received before September 19, 1983 in order to be assured of consideration.

ADDRESS: Send comments to the Director, Tobacco and Peanuts Division, ASCS, Department of Agriculture, P.O. Box 2415, Washington, D.C. 20013. All written submissions made pursuant to this notice will be made available for public inspection in room 5750-South Building, USDA, between the hours of 8:15 a.m. and 4:45 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Thomas R. Burgess, Tobacco and Peanuts Division, ASCS, USDA, P.O. Box 2415, Washington, D.C. 20013, (202) 447-2715. The Final Regulatory Impact Analysis will be available upon request from Thomas R. Burgess.

SUPPLEMENTARY INFORMATION:

Paperwork Reduction Act

Information collection requirements contained in this regulation (7 CFR Part 724) have been approved by the Office of Management and Budget in accordance with the provisions of 44 U.S.C. Ch. 35 and have been assigned OMB #0560-0117.

This interim rule has been reviewed under USDA procedures established in accordance with Executive Order 12291, and Secretary's Memorandum No. 1512-1, and has been classified "not major." It has been determined that this rule will not result in: (1) An annual effect on the economy of $100 million or more; (2) major increases in costs or prices for consumers, individual industries, Federal, State or local government agencies, or a geographic region; or (3) significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

The title and number of the Federal Assistance Program to which this rule applies are: Title: Commodity Loan and Purchases; Number: 10.051, as set forth in the Catalog of Federal Domestic Assistance.

It has been determined that the Regulatory Flexibility Act is not applicable to this interim rule since the Agricultural Stabilization and Conservation Service (ASCS) is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of proposed rulemaking with respect to the subject matter of this rule.

This interim rule is necessary to implement the provisions of the No Net Cost Tobacco Program Act of 1982 (hereinafter referred to as the "Act"). Since producers, warehousemen, tobacco dealers and buying companies need to be informed of the provisions of this rule as soon as possible, it has been determined that this interim rule shall become effective upon the date of publication in the **Federal Register** without prior opportunity for public comment. However, the public is invited to comment on this interim rule for a period of 30 days after the date of publication in the **Federal Register**. A final document discussing comments received and any amendments to this interim rule which may be deemed necessary will be published in the **Federal Register** as soon as possible.

The Act amends the Agricultural Act of 1949 and the Agricultural Adjustment Act of 1938 to provide for the operation of the tobacco price support and production adjustment program in such a manner as to result in "no net cost" to taxpayers, except for administrative expenses common to the operation of all price support programs. The Act makes other changes to strengthen the operation of the program. The major provisions of this interim rule are as follows:

(1) *Limitation on the sale of tobacco floor sweepings.* Effective for the 1982 and subsequent crops of tobacco, section 314A of the 1938 Act limits the allowable floor sweepings of tobacco which may be marketed by warehousemen without penalty to 0.24 percent times the total producer first sales of tobacco at auction for the season for the warehouse involved. Previously a limit of 0.20 percent was provided by regulations. However, section 314A also provides that the marketing of floor sweepings in excess of the allowable amount will result in a penalty of 150 percent of the average market price for such kind of tobacco for the immediately preceding marketing year.

(2) *Lien for payment of penalty.* Section 314(c) of the 1938 Act provides for a statutory lien with respect to certain tobacco thus establishing a more efficient mechanism for collecting marketing penalties. If a marketing quota penalty is assessed, there shall be a lien in favor of the United States on the tobacco with respect to which the penalty is to be assessed and on any other tobacco subject to marketing quotas in which the person liable for payment has an interest until the penalty is paid. Currently, penalties which are reduced to a claim in favor of the United States are deductible only from the proceeds of tobacco which is pledged as collateral for a price support loan.

(3) *Penalties for marketing certain tobacco that is ineligible for price support.* Effective for any of the 1983 and subsequent crops of kinds of tobacco for which marketing quotas are in effect, producers shall be subject to a penalty with respect to any marketings

of such kind of tobacco produced on a farm which is ineligible for price support because the farm operator or other producer on the farm has not agreed to contribute to the No Net Cost Tobacco Fund or Account. The penalty per pound will be equal to 75 percent of the average market price per pound for such kind of tobacco for the immediately preceding marketing year.

(4) *Warehouseman's records and reports.* This interim rule provides for minor changes in the tobacco regulations with respect to the records and reports of warehousemen. The most significant change is the requirement that a notation of "No Price Support" must be entered by the warehouseman on the basket ticket for each lot of tobacco which is identified with a marketing card bearing the same notation.

(5) *Dealer's records and reports.* This interim rule also provides for minor changes in the tobacco regulations with respect to the records and reports of dealers. The dealer shall make deductions for producer contributions to the No Net Cost Tobacco Account or Fund in accordance with the provisions of 7 CFR Part 1464. The amount of the deduction which is applicable to such kind of tobacco marketed during each marketing year will be that amount per pound which is announced by the Secretary as the producer contribution to the No Net Cost Tobacco Account or Fund, as the case may be, for each marketing year.

(6) *Approval of transfers of quota by lease or sale.* This interim rule provides that if a claim for marketing quota penalty has been filed by ASCS against a lessor or seller, a lease or sale of quota by such lessor or seller will not be approved by the county committee until such time as the claim is satisfied or the proceeds from the lease or sale are applied against such claim.

List of Subjects in 7 CFR Part 724

Acreage allotment, Marketing quota, Penalties, Reporting and recordkeeping requirements, Tobacco.

Interim Rule

Accordingly, 7 CFR Part 724 is amended as follows:

1. The table of contents is amended by revising or adding the following:

* * * * *

Sec.
724.56 OMB Control Numbers assigned pursuant to the Paperwork Reduction Act.
724.93 [Reserved]
724.94 Lien for penalty.
* * * * *

2. The authority citation is revised to read:

Authority: Secs. 301, 313, 314, 314A, 316, 318, 319, 320, 363, 372–375, 377, 378, 52 Stat. 38, as amended, 47, as amended, 48, as amended, 96 Stat. 215, 75 Stat. 469, as amended, 81 Stat. 120, as amended, 52 Stat. 63, as amended, 65–66, as amended, 70 Stat. 206, as amended, 72 Stat. 995, as amended; 7 U.S.C. 1301, 1313, 1314, 1314–1, 1314b, 1314c, 1363, 1372–75, 1377, 1378, unless otherwise noted.

3. In § 724.51, the introductory paragraph is revised; paragraph (a–1), is added; and paragraphs (h), (k), and (l) are revised to read as follows:

§ 724.51 Definitions.

In determining the meaning of the provisions of this subpart, unless the context indicates otherwise, words importing the singular include and apply to several persons or things, words importing the plural include the singular, words importing the masculine gender include the feminine as well, and words used in the present tense include the future as well as the present. As used in this subpart and in all instructions, forms, and documents in connection therewith, the words and phrases defined in this section shall have the meanings herein assigned to them unless the context or subject matter otherwise requires. References contained herein to other parts of this title or chapter shall include current and later amendments to the referenced parts. Unless defined in this section the words or phrases defined in § 719.2 of this chapter shall have the same meaning when used in this part.

* * * * *

(a–1) *Allowable floor sweepings.* The quantity of floor sweepings determined by multiplying 0.0024 times the total producer first sales of the respective kind of tobacco at auction for the season for the warehouse involved.

* * * * *

(h) *Director.* The Director, or Acting Director, Tobacco and Peanuts Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture.

* * * * *

(k) *Floor sweepings.* The scraps or leaves of tobacco which accumulate on the warehouse floor in the regular course of business.

* * * * *

(l) *Leaf account tobacco.* The quantity of tobacco purchased or otherwise acquired by or for the account of a warehouse (except floor sweepings which accumulate on the warehouse floor), as adjusted by the debits and credits to the buyers corrections account, and including floor sweepings purchased from another warehouse or dealer.

* * * * *

4. Section 724.56 is added to read as follows:

§ 724.56 OMB control number assigned pursuant to Paperwork Reduction Act.

The information collection requirements contained in these regulations (7 CFR Part 724) have been approved by the Office of Management and Budget (OMB) in accordance with the provisions of 44 U.S.C. Ch. 35 and have been assigned OMB Control Number 0560–0117.

5. In § 724.69, a new paragraph (n) is added to read as follows:

§ 724.69 Lease and transfer of tobacco acreage allotment—cigar-binder (types 51 and 52) and cigar-filler and binder (types 42, 43, 44 and 53) tobacco.

* * * * *

(n) *Claim for tobacco marketing quota penalty.* A transfer of acreage allotment from a farm by lease or by the owner shall not be approved if a claim has been filed against the lessor for a tobacco marketing quota penalty and the claim remains unpaid: *Provided,* That this provision shall not apply if the claim is paid or the entire proceeds of the lease of the allotment are applied against the claim and the county committee determines that the amount paid for the lease represents a reasonable price for the acres of allotment being leased.

6. In § 724.70, a new paragraph (w) is added to read as follows:

§ 724.70 Transfer of fire-cured, dark air-cured, and Virginia sun-cured tobacco allotments by lease, sale, or by the owner under section 318 of the Act.

* * * * *

(w) *Claim for tobacco marketing quota penalty.* A transfer of acreage allotment from a farm by lease or by the owner shall not be approved if a claim has been filed against the lessor for a tobacco marketing quota penalty and the claim remains unpaid: *Provided,* That this provision shall not apply if the claim is paid or the entire proceeds of the lease of the allotment are applied against the claim and the county committee determines that the amount paid for the lease represents a reasonable price for the acres of allotment being leased.

7. In § 724.79, paragraph (c)(3) is amended by removing "and" at the end thereof; paragraph (c)(4) is amended by changing the period at the end thereof to a semi-colon and inserting "and"

thereafter; and a new paragraph (c)(5) is added to read as follows:

§ 724.79 Identification of kinds of tobacco.

* * * * *

(c)(5) Tobacco which is nonquota tobacco and produced in a quota area in which the total of the acreage allotments for quota tobacco established for farms is less than twenty acres. Notwithstanding the provisions of section 312(c) of the Act, producers of nonquota tobacco shall not be eligible to vote in the first referendum for such nonquota tobacco conducted by the Secretary after July 20, 1982.

8. In § 724.81, a new paragraph (f) is added to read as follows:

§ 724.81 Issuance of producer marketing cards.

* * * * *

(f) *No Price Support.* The notation "No Price Support" shall be entered on each marketing card issued for the use of:

(1) *Farm.* Any producer on the farm if the producers on the farm are ineligible for price support in accordance with the provisions of Part 1464 of this title.

(2) *Producer.* A producer on a farm if the producer is ineligible for price support in accordance with the provisions of Part 1464 of this title.

9. In § 724.83, paragraph (a) is revised to read as follows:

§ 724.83 Claim stamping and replacing marketing cards.

(a) *Claim stamping.* If a person is indebted to the United States and such indebtedness has been recorded on the county debt record, any marketing card issued for the farm on which the person has a producer interest shall bear the notation "U.S. Claim" followed by the amount of the indebtedness. The name of the debtor-producer, if different from the farm operator, shall be recorded directly under the claim notation. The notation "TMQ" indicating tobacco marketing quota as the type of indebtedness shall constitute notice to any buyer that until the amount of penalty is paid, the United States has a lien with respect to any crop of tobacco in which the debtor-producer has an interest. A claim notation other than "TMQ" shall constitute notice to any buyer that subject to prior liens, the net proceeds from any tobacco pledged as collateral for a price support loan shall be paid to the "Agricultural Stabilization and Conservation Service, USDA" to the extent of the indebtedness shown. The acceptance and use of a marketing card bearing a notation and information concerning an indebtedness to the United States shall not constitute a waiver by the debtor-producer of any right to contest the validity of such indebtedness by appropriate appeal. As claim collections are made, the amount of the claim shown on the card shall be revised to show the claim balance. If requested by the producer, the county executive director who issued the marketing card shall issue a claim-free marketing card when the claim has been paid.

* * * * *

10. In § 724.90, paragraph (d) is amended by removing the second sentence and adding a new paragraph (k) to read as follows:

§ 724.90 Penalties considered to be due from warehousemen, dealers, buyers, and others excluding producers.

* * * * *

(k) *Floor sweepings.* Effective for the 1982 and subsequent crops of tobacco, any person who markets floor sweepings in excess of allowable floor sweepings shall be subject to a civil penalty of 150 percent of the average market price, as specified in § 724.88, for the immediately preceding marketing year. The calculated penalty rate shall be rounded to the nearest whole cent. Any floor sweepings on hand more than 30 days after the warehouse closes for the auction season shall be considered as marketed. The floor sweepings on hand shall be weighed by the warehouseman and the weight shall be certified by the warehouseman, such weighing to be done in the presence of a representative of either the county committee or the State committee. Floor sweepings which are destroyed in the presence of a representative of the county committee within 30 days after the warehouse closes for the season shall not be considered as marketed when determining the quantity of floor sweepings marketed. If, after the warehouse has been closed for the auction season for more than 30 days, the county committee determines that the cumulative quantity of floor sweepings marketed and considered marketed in the current marketing year is in excess of the allowable floor sweepings, the person responsible for such marketings shall be given notice of the determination and shall be afforded an opportunity to request reconsideration of such determination in accordance with the provisions of Part 780 of this chapter. A determination that a civil penalty is due for marketing floor sweepings in excess of the allowable floor sweepings shall not become final and shall not be assessed until such person has been afforded an opportunity for a hearing and such person has exhausted the applicable administrative remedies. The notice of assessment shall require such person to pay the civil penalty to the "Agricultural Stabilization and Conservation Service, USDA" within 15 days after the date of mailing of the notice.

11. In § 724.91, a new paragraph (d) is added to read as follows:

§ 724.91 Producer penalties; false identification; failure to account; canceled allotments.

* * * * *

(d) *Ineligible for price support.* Effective for the 1983 and subsequent crops, a penalty at the basic rate as specified in § 724.88 for the current marketing year shall be assessed with respect to any marketings of such kind of tobacco by any producer on a farm if such producer is ineligible for price support because the farm operator or other producer on the farm has not agreed to make a contribution to the No Net Cost Account or Fund for such marketing year as required by Part 1464 of this title.

12. In § 724.92, a new paragraph (d) is added.

§ 724.92 Payment of penalty.

* * * * *

(d) *Request for return of payment.* Any producer of tobacco and any other person who paid any penalty after the marketing of all tobacco available for marketing from the farm may request the return of the amount of any such payment which is in excess of the amount required to be paid. Such request shall be filed on Form MQ–85, Farm Record and Account, with the county office within 2 years after the payment of the penalty. Approval of the return of any such payment to a producer shall be by the county committee, subject to the approval of the State executive director.

§ 724.93 [Reserved]

13. Section 724.93 is removed and reserved.

14. Section 724.94 is added to read as follows:

§ 724.94 Lien for penalty.

(a) *Lien on tobacco.* Until the amount of any penalty which is imposed in accordance with the provisions of section 314 of the Act (7 U.S.C. 1314) is paid, a lien shall exist in favor of the United States for the amount of the penalty on:

(1) The tobacco with respect to which such penalty is incurred.

(2) Any other tobacco subject to marketing quotas in which the person liable for payment of the penalty has an

interest and which is marketed in the same or a subsequent marketing year.

(b) *Lien precedence.* The lien on subsequent tobacco attaches at the time the debt is entered on a debt record in:

(1) *Indebted producers.* The county ASCS office for the county in which a subsequent crop of tobacco is grown.

(2) *Indebted warehouseman.* The State ASCS office for the State in which the warehouse is located.

(3) *Indebted dealer.* The State ASCS office for the State to which the dealer is required to file reports.

(c) *List of tobacco marketing penalty debts.* Each county and State ASCS office shall maintain a list of tobacco marketing penalty debts which have been entered on the claim record for the respective office. The list shall be available for examination upon written request by any interested person.

15. In § 724.96, a new paragraph (b)(4) is added to read as follows:

§ 724.96 Warehouseman's records and reports.

* * * * *

(b) * * *

(4) *Basket ticket.* At the time tobacco is weighed for marketing, the warehouseman shall record the weight of each basket of tobacco on the tobacco sale bill and on the basket ticket. If the marketing card which is presented to identify the tobacco at weigh-in bears the notation "No Price Support", the same notation shall be entered by the warehouseman on the basket ticket for each basket of tobacco which is identified with the same marketing card.

* * * * *

16. In § 724.97, paragraphs (b), (c), (d)(1) and (d)(2) are revised and a new paragraph (d)(3) is added to read as follows:

§ 724.97 Dealer's records and reports, excluding cigar tobacco buyers.

* * * * *

(b) *Record of marketings.* A dealer shall keep records which provide the following information for each lot of tobacco, including scrap tobacco, purchased or sold by the dealer:

(1) *Purchases.* (i) The name of:

(A) The warehouse through which the tobacco was purchased, if purchased at a warehouse auction; or

(B) The operator of the farm on which the tobacco was produced, if purchased from a producer as a nonauction purchase, and the name of the producer of the tobacco, if different from the operator; or

(C) The seller if purchased as a nonauction purchase from a warehouseman or dealer.

(ii) The identification number of the warehouse, farm, or dealer, as applicable, at/from which the tobacco was purchased.

(iii) The address and percentage share of the proceeds of the farm operator and any other producer from whom tobacco was purchased as a nonauction purchase.

(iv) The date of purchase.

(v) The pounds of tobacco purchased.

(vi) The gross purchase price.

(vii) The amount of penalty.

(viii) The amount deducted for the "No Net Cost Tobacco Account".

(ix) The quantity of tobacco purchased from a prior crop and carried over for marketing in a subsequent crop year.

(2) *Sales.* (i) The name and identification number of:

(A) The warehouse through which the tobacco was sold, if sold at a warehouse auction, or

(B)(i) The buyer if the tobacco was sold at a nonauction sale.

(ii) The date of sale.

(iii) The pounds of tobacco sold.

(iv) The gross sale price.

(c) *Nonauction purchase.* (1) Each purchase of tobacco from a producer from a quota producing area shall be identified by a marketing card, issued for the farm, in accordance with § 724.81, on which the tobacco was produced unless an AMS inspection is obtained prior to purchase which shows that the tobacco being offered for sale is a kind not subject to marketing quotas. When a Form MQ–77 marketing card is used to identify a nonauction sale, the producer's signature shall be obtained on the reverse side of a sale memo which is a part of the Form MQ–77. A nonauction sale not identified by a marketing card shall be identified by a Form MQ–82 executed by a marketing recorder or other representative of the State committee. The dealer shall record each nonauction purchase of tobacco on Form MQ–79, Dealer's Record.

(2) The dealer shall make deductions for producer contributions to the No Net Cost Tobacco Account or Fund as provided for in Part 1464 of this title. For nonauction purchases during the 1982–83 marketing year, the dealer shall deduct the producer contributions from the price paid to the producer for the tobacco, except for a purchase which is identified with a marketing card bearing the notation "No Price Support". For nonauction purchases which are made by the dealer from producers during the 1983–84 and subsequent marketing years, the dealer shall make a deduction in accordance with Part 1464 of this title from the price paid to the producer for the tobacco. However, a deduction shall not be made if the marketing card used to identify a kind of tobacco shows a converted penalty rate of 100 percent. The amount of the deduction which is applicable to such kind of tobacco marketed during each marketing year will be that amount per pound which is approved and announced by the Secretary as the producer contribution to the No Net Cost Tobacco Account or Fund for each such marketing year.

(d) *Record and report of purchases and resales.* (1) Each dealer shall keep a record and make reports on Form MQ–79 showing all purchases and resales of tobacco made by or for the dealer and, in the event of a purchase or resale of tobacco which is purchased by the dealer from a crop of tobacco produced prior to the current crop, the fact that such tobacco was so purchased and carried over from a crop produced prior to the current crop.

(2) Form MQ–79 shall be prepared and copy forwarded to the State ASCS office no later than the end of the calendar week in which such tobacco was purchased or resold including the original copy of any spoiled reports. However, if tobacco is purchased prior to the opening of the local auction market, a Form MQ–79 shall be prepared and a copy shall be forwarded to the State ASCS office not later than the end of the calendar week which would include the first sale date of the local auction markets. In addition, if tobacco is resold in a State other than where the tobacco is produced and the auction markets at such location open earlier than the auction market where the tobacco normally would be sold at auction by farmers, reports for all nonauction purchases shall be prepared and forwarded to the State ASCS office not later than the end of the calendar week which would include the first sale day of the local auction market where the resale takes place.

(3) In addition to Form MQ–79, a Form MQ–79 (Supplemental) shall be executed to record information relating to each purchase of tobacco for which a contribution to the No Net Cost Tobacco Account or Fund is deducted from the price paid to the producer for the tobacco. The Form MQ–79 (Supplemental) shall be forwarded to the State ASCS office at the time of forwarding the Form MQ–79 on which the purchase is recorded. A check, draft, or money order in the amount of the deduction recorded on Form MQ–79 (Supplemental) and drawn payable to Commodity Credit Corporation shall be forwarded to the State ASCS office at

the same time as Form MQ–79 and MQ–79 (Supplemental).

* * * * *

§ 724.98 [Amended]

17. Section 724.98 is amended by removing the words "Program Operation Division".

18. In § 724.99, paragraph (e) is removed, paragraph (b) is revised; and paragraph (d)(3) is added to read as follows:

§ 724.99 Cigar tobacco buyer's records and reports.

* * * * *

(b) *Record of marketings.* A buyer shall keep records which provide the following information for each lot of each kind of tobacco purchased or sold by the buyer, including tobacco obtained from grading tobacco for producers or furnishing curing space, or stripping space.

(1) *Purchases.* (i) The name of:

(A) The operator of the farm on which the tobacco was produced; or

(B) The name and address of the seller, in the case of a sale by a person other than the farm operator.

(ii) The identification number of the farm at/from which the tobacco was purchased

(iii) The date of purchase.

(iv) The pounds of tobacco purchased.

(v) The gross purchase price.

(vi) The amount of penalty.

(vii) The amount deducted for the "No Net Cost Tobacco Account or Fund."

(2) *Sale.* Each buyer shall maintain records which will show, by kind of tobacco, the disposition of tobacco purchased under paragraph (b)(1) of this section.

(3) The buyer shall make deductions for producer contributions to the No Net Cost Tobacco Account or Fund as provided for in Part 1464 of this title. For nonauction purchases during 1982–83 marketing year, the buyer shall deduct the producer contributions, from the price paid to the producer for the tobacco, except for a purchase which is identified with a marketing card bearing the notation "No Price Support." For nonauction purchases which are made by the dealer from producers during the 1983–84 and subsequent marketing year, the buyer shall make a deduction in accordance with Part 1464 of this title from the price paid to the producer for the tobacco. However, a deduction shall not be made if the marketing card used to identify the tobacco shows a converted penalty rate of 100 percent. The amount of the deduction which is applicable to such kind of tobacco marketed during each marketing year will be that amount per pound which is approved and announced by the Secretary as the producer contribution to the No Net Cost Tobacco Account or Fund for each such marketing year.

* * * * *

(d) * * *

(3) In addition to Form MQ–79 a Form MQ–79 (Supplemental) shall be executed to record information relating to each purchase of tobacco for which a contribution to the No Net Cost Tobacco Account or Fund is deducted from the price paid to the producer for the tobacco. The Form MQ–79 (Supplemental) shall be forwarded to the State ASCS office at the time of forwarding the Form MQ–79 on which the purchase is recorded. A check, draft, or money order in the amont of the deduction recorded on Form MQ–79 (Supplemental) and drawn payable to Commodity Credit Corporation shall be forwarded to the State ASCS Office at the same time as Form MQ–79 and MQ–79 (Supplemental). However, buyers who purchase cigar-binder (type 54) will make such check, draft, or money order payable to "Wisconsin Cooperative Tobacco Growers Association Fund."

§ 724.104 [Amended]

19. Section 724.104 is amended by removing, in paragraph (a), the wording "Program Operations Division."

20. Section 724.106 is revised to read as follows:

§ 724.106 Information confidential.

All data reported to or acquired by the Secretary pursuant to the provisions of this subpart shall be kept confidential by all officers and employees of the U.S. Department of Agriculture, by all members of county and community committees, and all county office employees. Only such data so reported or acquired as the Deputy Administrator deems relevant shall be disclosed by them, and then only in a suit or administrative hearing under title III of the Act. The provisions of this section shall not be deemed to prohibit the issuance of general statements based upon the report of a number of parties which statements do not identify the information furnished by any person.

Signed at Washington, D.C. on August 16, 1983.

Everett Rank,

Administrator, Agricultural Stabilization and Conservation Service.

[FR Doc. 83–22830 Filed 8–18–83; 8:45 am]

BILLING CODE 3410–05–M

Agricultural Marketing Service

7 CFR Part 910

[Lemon Reg. 425]

Lemons Grown in California and Arizona; Limitation of Handling

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation establishes the quantity of fresh California-Arizona lemons that may be shipped to market at 246,200 cartons during the period August 21–27, 1983. Such action is needed to provide for orderly marketing of fresh lemons for the period due to the marketing situation confronting the lemon industry.

EFFECTIVE DATE: August 21, 1983.

FOR FURTHER INFORMATION CONTACT: William J. Doyle, Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202–447–5975.

SUPPLEMENTARY INFORMATION: This final rule has been reviewed under Secretary's Memorandum 1512–1 and Executive Order 12291, and has been designated a "non-major" rule. William T. Manley, Deputy Administrator, Agricultural Marketing Service, has certified that this action will not have a significant economic impact on a substantial number of small entities. This action is designed to promote orderly marketing of the California-Arizona lemon crop for the benefit of producers, and will not substantially affect costs for the directly regulated handlers.

This final rule is issued under Marketing Order No. 910, as amended (7 CFR Part 910) regulating the handling of lemons grown in California and Arizona. The order is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The action is based upon recommendations and information submitted by the Lemon Administrative Committee and upon other available information. It is hereby found that this action will tend to effectuate the declared policy of the Act.

This action is consistent with the marketing policy currently in effect. The committee met publicly on August 16, 1983, at Los Angeles, California, to consider the current and prospective conditions of supply and demand and recommended a quantity of lemons deemed advisable to be handled during the specified week. The committee reports the demand for lemons is

generally good on larger sizes and weaker on smaller sizes.

It is further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking, and postpone the effective date until 30 days after publication in the **Federal Register** (5 U.S.C 553), because of insufficient time between the date when information became available upon which this regulation is based and the effective date necessary to effectuate the declared purposes of the Act. Interested persons were given an opportunity to submit information and views on the regulation at an open meeting. It is necessary to effectuate the declared purposes of the Act to make these regulatory provisions effective as specified, and handlers have been apprised of such provisions and the effective time.

List of Subjects in 7 CFR Part 910

Marketing agreements and orders, California, Arizona, Lemons.

Section 910.725 is added as follows:

§ 910.725 Lemon regulation 425.

The quantity of lemons grown in California and Arizona which may be handled during the period August 21, 1983, through August 27, 1983, is established at 246,200 cartons.

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

Dated: August 18, 1983.

Charles R. Brader,

Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 83-23054 Filed 8-18-83; 11:55 am]

BILLING CODE 3410-02-M

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

8 CFR Parts 212 and 235

Documentary Requirements; Nonimmigrants; Waivers; Admission of Certain Inadmissible Aliens; Parole; Inspection of Persons Applying for Admission; Revised Processing Procedures

Correction

In FR Doc. 83–21190 beginning on page 35349 in the issue of Thursday, August 4, 1983, make the following correction:

On page 35349, third column, under **List of Subjects**, "*7 CFR*" should have read "*8 CFR*".

BILLING CODE 1505-01-M

CIVIL AERONAUTICS BOARD

14 CFR Part 389

Fees and Charges for Special Services

AGENCY: Civil Aeronautics Board.

ACTION: Waiver of Filing-Fee Requirements.

SUMMARY: Following requests on behalf of certain foreign carriers, the Director, Bureau of International Aviation, acting under delegated authority, has waived the requirements of Part 389 of the Board's Organization Regulations to the extent necessary to relieve the carriers of Denmark, Greece, Kuwait, Norway, and Sweden (by letter dated 6/7/83), Colombia (by letter dated 6/7/83), Lebanon (by letter dated 6/22/83), Mali (by letter dated 6/8/83), Jamaica (by letter dated 7/1/83), Western Samoa (by letter dated 7/15/83), Ireland (by letter dated 7/20/83, Saudi Arabia (by letter dated 7/20/83), Yugoslavia (by letter dated 7/21/83), Pakistan (by letter dated 8/2/83), and South Africa (by letter dated 8/10/83), from paying the filing fees set forth in § 389.25.

EFFECTIVE DATE: Each action was effective immediately on the date of the letter and the filing of a petition for review will not alter its effectiveness.

FOR FURTHER INFORMATION CONTACT: Allen Brown, Regulatory Affairs Division, Bureau of International Aviation, Civil Aeronautics Board; (202) 673–5134.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-22702 Filed 8-18-83; 8:45 am]

BILLING CODE 6320-01-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

14 CFR Part 1204

Administrative Authority and Policy

AGENCY: National Aeronautics and Space Administration.

ACTION: Final rule.

SUMMARY: NASA is amending its inspection of persons and personal effects on NASA property, 14 CFR Part 1204 Subpart 10, to conform with its current organization. Since this action is administrative and editorial in nature, notice and public procedure are not required.

EFFECTIVE DATE: August 19, 1983.

ADDRESS: NASA Security Office, Code NIS, NASA Headquarters, Washington, D.C. 20546.

FOR FURTHER INFORMATION CONTACT: Erwin V. Minter, NASA Security Office, Telephone (202) 755–3400.

List of Subjects in 14 CFR Part 1204

Airports, Authority delegations (Government agencies), Federal buildings, Facilities and real estate, Government contracts, Government employees, Government procurement, Grant programs, science and technology, Intergovernmental relations, Labor unions, Security measures, Small businesses.

PART 1204—ADMINISTRATIVE AUTHORITY AND POLICY

For the reason set out in the Preamble, 14 CFR Part 1204 Subpart 10 is revised to read as follows:

Subpart 10—Inspection of Persons and Personal Effects on NASA Property

Sec.

1204.1000 Scope of subpart.
1204.1001 Policy.
1204.1002 Responsibility.
1204.1003 Procedures.

Authority: 42 U.S.C. 2455(a).

Subpart 10—Inspection of Persons and Personal Effects on NASA Property

§ 1204.1000 Scope of subpart.

This subpart establishes NASA policy and prescribes certain minimum procedures concerning the inspection of persons and property in their possession on NASA installations.

§ 1204.1001 Policy.

In the interest of national security, NASA will provide appropriate and adequate protection or security for facilities, property, and information in its possession or custody. In furtherance of this policy, NASA reserves the right to conduct an inspection of any person, including any property in the person's possession or control, as a condition of admission to or continued presence on any NASA installation.

§ 1204.1002 Responsibility.

The Director for each Field Installation and the Director, Headquarters Administration Division, for Headquarters, is responsible for implementing the provisions of this subpart when it is determined that such action is necessary because of bomb threats, unexplained loss of Government property, or other unusual situations, for the protection or security of the installation and the personnel and property therein. In the local implementation of this subpart, the Directors of NASA Installations (and

component installations) located on Federal property under the control of other agencies will coordinate their action with appropriate officials of the other agencies concerned.

§1204.1003 Procedures.

(a) All entrances to NASA installations will be conspicuously posted with the following notice:

PURSUANT TO NASA REGULATIONS THE ENTRANCE OF INDIVIDUALS TO, OR THEIR CONTINUED PRESENCE ON, THIS INSTALLATION IS CONDITIONED UPON THEIR CONSENT TO INSPECTION OF THEIR PERSONS, AND OF PROPERTY IN THEIR POSSESSION OR CONTROL.

(b) Inspection pursuant to this subpart will be conducted only by NASA security personnel or members of the installation security patrol or guard force. Such inspections will be conducted in accordance with guidelines established by the Chief, NASA Security Office, NASA Headquarters.

(c) If an individual does not consent to an inspection, it will not be carried out, and the individual will be denied admission to, or be escorted from, the installation.

(d) If, during an inspection, an individual is found to be in unauthorized possession of items believed to represent a threat to the safety or security of the installation, the individual will be denied admission to, or be escorted from, the installation and appropriate law enforcement authorities will be notified immediately.

(e) If, during an inspection conducted pursuant to this subpart, an individual is in possession of U.S. Government property without proper authorization, that person will be required to relinquish the property to the security representative conducting the inspection pending proper authorization for the possession of the property or its removal from the installation. The individual relinquishing the property will be given a receipt therefor.

James M. Beggs,
Administrator.

[FR Doc. 83-22791 Filed 8-18-83; 8:45 am]
BILLING CODE 7510-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Parts 210, 229, 231 and 241

[Release Nos. 33-6478; 34-20068; FR-13; File S7-970]

Revision of Industry Guide Disclosures for Bank Holding Companies

AGENCY: Securities and Exchange Commission.

ACTION: Final amendments.

SUMMARY: The Commission authorizes final amendments to its guidelines concerning disclosure by bank holding companies with respect to information about nonaccrual, past due and restructured loans, potential problem loans, foreign outstandings and loan concentrations. The amendments revise the current guidelines dealing with nonperforming loans to focus more broadly on the various risk elements involved in lending activities.

EFFECTIVE DATE: The revisions adopted herein are applicable to filings containing financial statements for fiscal years ending on or after December 31, 1983. Early adoption of these guidelines is encouraged. Upon adoption, the information called for by Item III.C.3. need not be provided for any reported periods ending prior to December 31, 1983 if it is impracticable to do so. Also, the information called for by Item III.C.1. may be presented in accordance with the previous guidelines in Item III.C. for reported periods ending prior to December 31, 1983.

FOR FURTHER INFORMATION CONTACT: Edmund Coulson or Michael P. McLaughlin (202-272-2130), Office of the Chief Accountant, or Howard P. Hodges, Jr. or Henry J. Velsor (202-272-2553), Division of Corporation Finance, Securities and Exchange Commission, Washington, D.C. 20549.

SUPPLEMENTARY INFORMATION:

Executive Summary

This release amends the existing Item III.C., "Nonperforming Loans," of the Industry Disclosure Guides for Bank Holding Companies ("Guide 3") to establish a new section—"Risk Elements."[1] The terminology "nonperforming loans" is no longer utilized in Guide 3. This risk elements section calls for four categories of disclosure:

- Nonaccrual, past due and restructured loans.
- Potential problem loans.
- Foreign outstandings.
- Loan concentrations.

The above information does not have to be set forth in a single table.

The first of the four risk categories contains three of the four classifications of loans which are designated as nonperforming loans in the current Item III.C. of Guide 3, except that the Commission's existing criterion for determining a restructured loan is being replaced by the criteria of Statement of Financial Accounting Standards No. 15 ("FAS 15")[2] for troubled debt restructurings. A significant change in the amended guidelines for disclosure of nonaccrual, past due and restructured loans is the exclusion of certain instructions present in the current Guide which allowed for the use of different criteria, and permitted exclusion of certain loans. This change has the effect of enhancing comparability of disclosures among registrants. Users of this information, particularly financial analysts, have stressed the importance of comparability in this area.

The second category, potential problem loans, is currently the fourth existing criterion for classification of loans as nonperforming (i.e., "serious doubts" loans). These are loans which are not disclosed as part of the first category described above, but where information known by management indicates that the borrower may not be able to comply with present payment terms.

The third category calls for "foreign outstandings" disclosures. This new category is a codification of the substance of the alternative table disclosures of Staff Accounting Bulletin No. 49 ("SAB 49"), "Disclosures by Bank Holding Companies about Certain Foreign Loans" [47 FR 49627, November 2, 1982]. The threshold for disclosure provided in SAB 49, however, has been changed and certain additional disclosures are called for. Certain implementation guidance has also been provided.

The fourth category calls for disclosure of "loan concentrations" which are defined as amounts loaned to a multiple number of borrowers engaged in similar activities which would cause them to be similarly impacted by economic or other conditions. A disclosure threshold of 10% of total loans has been provided.

The Commission believes that these revised guidelines will improve the utility of disclosures by bank holding companies by focusing more broadly on the various risk elements involved in lending activities. Since they require more uniformity in the preparation of the disclosures, the revisions should improve comparability of disclosures among registrants, a factor important to analysts and other users of the data in assessing risk.

[1] The Commission solicited public comments on the proposed revision of Guide 3 in Release No. 33-6462 (April 15, 1983) [48 FR 18826, April 26, 1983]. Forty-nine comment letters were received in response to this proposal.

[2] Financial Accounting Standards Board Statement of Financial Accounting Standards No. 15 "Accounting by Debtors and Creditors for Troubled Debt Restructurings" (June 1977).

As a result of a coordinated effort by the Commission and the Federal banking agencies, the amended guidelines pertaining to "nonaccrual, past due and restructured loans" as well as "foreign outstanding" are consistent with the present and planned disclosure requirements of the Federal banking agencies. Uniformity in the bases for presenting information by bank holding companies in Commission filings and by banks in supplementary disclosures for bank regulatory purposes will reduce compliance burdens and enhance the usefulness of the disclosure reports by investors and the public.

Risk Elements Disclosure

The final guidelines contain a revised format for "Risk Element" disclosures which includes four categories: (1) Non-accrual, past due and restructured loans; (2) potential problem loans; (3) foreign outstandings; and (4) loan concentrations.

A majority of the commentators expressed concerns about the perceived requirement for a tabular format. They were concerned that investors might add all of the amounts disclosed in such a presentation and equate the total to the previously reported "nonperforming loan" amount, and conclude that the risk had increased. The Commission did not intend that the proposed disclosures necessarily be presented in a single tabular format. Registrants may present this data in a manner deemed appropriate to their facts and circumstances provided that such presentation is not misleading.

Rather than adopting the proposal that would have required a breakdown of each of the risk element disclosures by type of loan as set forth in Item III.A. of Guide 3 (loan categories), the final guidelines call for separate disclosure of aggregate foreign and domestic loan amounts only. The proposed display was intended to provide information for assessing relative risks based on the classification of the loan and on the nature of the borrower. This change was made in response to commentators' concerns that such detailed disclosure would be burdensome and complex. However, as discussed later under "Foreign Outstandings," the final amendments call for disclosure of foreign outstandings by type of borrower.

The Commission has adopted a provision for disclosure of potential problem loans which are not reported as "nonaccrual, past due or restructured," but where known information causes management to have serious doubts as to the ability of the borrowers to comply with the present loan repayment terms. "Potential problem loan" information is only required to be presented for the latest reported period. Some commentators asserted that this provision was unnecessary because many such loans may already be reported as nonaccrual in accordance with the registrant's policies. While the Commission understands that the amounts of potential problem loans may not be significant for most registrants because they may place such loans on nonaccrual status, it recognizes there may be difficult judgments as to classification of certain loans and believes that potential problem loans represent material information to investors.

These final amendments add the "foreign outstandings" disclosures to the matters encompassed in the risk elements section in the proposing release. The Commission determined that it is appropriate to include foreign outstandings in the risk elements section in order to embody all risk related disclosure guidelines in one section of the Guide and to emphasize the risks present in cross-border lending activities.

In response to commentators' concerns, the final amendments include a disclosure provision, as an instruction to the "foreign outstandings" category, concerning foreign borrowers whose economic and political conditions are expected to have a material impact on the timely payment of interest or principal. The proposal would have required that "any loans to private and public sector borrowers in foreign countries experiencing economic and political conditions which have created liquidity problems which may have a material impact on the timing of interest or principal payments" be included in the "serious doubts" category. The majority of respondents to the proposal expressed concern that including liquidity-impaired foreign loans in a category of loans which typically comprises credit-impaired loans may be misleading because of the dissimilarity of respective risks. These respondents asserted that any discussion of foreign loans where borrowers may be adversely affected by liquidity problems are best made in the context of disclosures about foreign lending activities.

Many respondents did not concur with the Commission's characterization of industry loan concentrations as a "risk element" because they believed it was inappropriate to present loan concentrations with nonaccrual, past due and restructured loans and other loans as to which there are serious doubts about the ability of the borrower to comply with loan repayment terms. As noted above, loan concentration data would not necessarily have to be presented together with data called for by the other categories of risk elements. The Commission recognizes that the nature of the risks associated with each of the four categories may vary but believes that this can be effectively communicated in registrant filings.

Determination of Certain Risk Elements

The final amendments do not include the substance of certain instructions in the existing Item III.C. which allowed registrants to use different criteria and exclude certain loans in the classification of loans as "nonperforming." The Commission has determined that uniformity in the presentation of this data, and thus comparability among registrants, is important to investors.

Many respondents urged the Commission to retain the substance of the existing Instruction 5 to Item III.C. which provides that "the registrant may use different criteria and may present quantitative information in a different manner than described above if such presentation more effectively identifies and communicates the present risk elements in the loan portfolio.[3] Some respondents urged the Commission to include a similar instruction to provide necessary flexibility in communicating the diversity of lending risks.

Many respondents also urged the Commission to retain the current Instruction 1 to Item III.C. for presentation of past due, nonaccrual and restructured loans. That instruction provided that installment loans to individuals and lease financing amounts may be excluded if the total amount of such loans does not exceed 10% of total loans. These respondents contended that the specific 10% materiality threshold for exclusion should be retained and that data on delinquent consumer loans, if material, should be presented and analyzed separately from data on troubled commercial loans. These persons asserted that consumer delinquencies are not indicative of the same sort of risks as commercial loans because of the nature of the loans and the fact that the accounting convention of automatic charge-off when installment loans reach a certain

[3] The genesis of Instruction 5 to Section III.C. was the initial adoption in 1976 of Guide 3. The intent of this instruction was to provide flexibility in reporting what was then new information about risk elements in the loan portfolio. This instruction was provided since there were varying opinions as to the most appropriate method of determining such elements and the disclosures were in a sense experimental.

delinquency mitigates much of the uncertainty, and therefore risk, normally associated wtih commerical loans.

The Commission is concerned that there has been disparity of practice among registrants in disclosing non-performing loans thereby impacting the comparability of that data. Users who responded to the proposal indicated that risk elements were important indicators and that comparability among registrants is essential. Because the Commission agrees that consistency will enhance the utility of this information to investors, analysts and other users, the substance of Instruction 5 has not been included in the final admendments, and an instruction has been added to the revised Item III.C.1. to specifically prohibit any exclusions. Varying risk elements associated with the types of loans included in the past due, nonaccrual and restructured loan categories may be described in narrative discussions setting forth the reasons for and impact of such factors.

Foregone Interest on Certain Loans

The final guidelines reflect the proposed amendment to include disclosure of interest income that would have been earned under the original loan terms for nonaccrual and restructured loans, and the amounts actually recognized. The proposing release indicated that the amount of interest earned and the amount actually recognized on troubled debt restructurings is an existing financial statement disclosure requirement of FAS 15. The additional disclosure of such amounts related to nonaccrual loans should supplement the disclosures required under generally accepted accounting principles ("GAAP").

Over half of the respondents addressing this point agreed with the proposed disclosures and financial analysts stated that this disclosure was particularly important. Other commentators raised various conceptual objections to any presentation of information representing hypothetical interest that would have been earned by the registrant if the loan had been current. This amendment was adopted because it communicates an element of the cost of carrying certain problem loans, provides supplemental data for nonaccrual loans similar to information already required under GAAP and is an important factor in the estimation of current and potential earning power. Registrants may supplement these disclosures by appropriate textual discussions to the extent they believe necessary to explain the impact of such loans on their operations.

Foreign Outstandings

The Commission has codified the substance of SAB 49's alternative table disclosure for foreign outstandings. Information about foreign outstandings is required for a three-year period rather than the proposed five-year period.

A majority of the commentators responding to the proposal to disclose outstandings to foreign countries in excess of 1% of consolidated outstandings urged retention of the alternatives provided by SAB 49. SAB 49 allows either a tabular presentation of foreign outstandings exceeding 1% or identification of outstandings to foreign countries in excess of 1% where economic or political conditions may impact the timely payment of principal or interest. Many commentators believed that it is not appropriate to require disclosure of outstandings in each country where outstandings exceed 1% of total outstandings because the reader of financial statements could inappropriately interpret this total amount as an unusual risk. Although these commentators generally agreed that there is an additional risk that a foreign government may impose restrictions on funds leaving the country or that foreign exchange may not be available to make timely payments of interest or principal, they did not believe that these risks warranted the type of disclosure proposed by the Commission.

The Commission has carefully considered the views of commentators and has concluded that the proposed table disclosure approach is preferable to one that focuses only on certain countries that are currently experiencing liquidity problems. The amendments adopted herein identify the registrant's significant cross-border exposures in foreign countries and allow investors to arrive at their own conclusions as to any potential or actual transfer risks involved.

The final guidelines call for certain additional disclosures when a foreign country is experiencing liquidity problems because of economic or political conditions which *are expected to have* a material impact on timely payment. This standard implies a greater degree of certainty in determining the impact of such conditions than that of the proposal, viz. when such conditions *may have* an impact on timely payment. The adopted standard should result in greater consistency of disclosures among registrants.

The revised guidelines utilize a disclosure threshold based on total assets. In response to the Commission's inquiry with respect to the propriety of the proposed disclosure threshold of 1% of outstandings, approximately half the respondents stated that the Commission should retain the "consolidated outstandings" threshold measurement for disclosure; slightly less than half of the respondents felt the measurement should be based on consolidated assets; and the remainder believed that the threshold should be based on a percentage of registrants' equity.

The Commission has determined that the use of a threshold based on 1% of total assets has the merit of simplicity of calculation since the total assets amount is readily obtainable from a registrant's balance sheet. In contrast, outstandings typically can not be computed unless supplemental data is furnished. Also, disclosures using a 1% of total assets threshold will be similar to disclosures made pursuant to SAB 49. Finally, in addition to disclosures about individual countries whose outstandings exceed 1% of total assets, the final guidelines (Instruction 7 to Item III.C.3.) call for aggregate disclosures for countries where outstandings are between .75% and 1% of total assets. This disclosure format is consistent with that proposed in the Federal banking agencies' Country Exposure Report.[4]

The proposed separate disclosure of private and public-sector cross-border outstandings has been revised to call for disclosure of outstandings by the types of borrowers specified in Item III.A., i.e., governments and official institutions, banks and other financial institutions, commercial and industrial, and other. Registrants have presented breakdowns similar to that adopted, and users have commented that this level of disclosure is important in assessing a registrant's exposure in certain countries.

The final amendments call for disclosure of outstandings which are repayable in dollars or other non-local currency; they do not require that gross amounts repayable in *local* currency be disclosed. Many commentators asserted that most loans repayable in local currency are substantially funded by local operations and that any net unfunded amounts normally do not reflect significant transfer risk since they generally are not material. The revised guide provides that any material amounts of local currency outstandings which are not hedged or are not funded by local currency borrowings should be reflected in cross-border outstandings.

[4] The Federal banking agencies have announced their intention to provide for increased and more timely disclosures about banks' country exposures. These disclosures would be based on the information called for by the revised Item III.C. of Guide 3 and would be available to the public upon request.

An instruction to Item III.C.3. allows any legally enforceable written guarantees of principal or interest by domestic or other non-local third parties to be netted against the amounts of foreign outstandings presented. The Commission agrees with those respondents who asserted that, when the source of repayment of outstandings is assured by third parties, and the registrant is clearly not exposed to transfer risk because of this recourse, presentation of amounts net of such guarantees more appropriately reflects the registrant's exposure to transfer risks. The amendments also allow collateral values to be netted against the cross-border outstandings of a foreign country in certain limited circumstances.

Several commentators queried whether commitments to lend additional dollar amounts, such as through irrevocable letter of credit agreements, should be included in the determination of "outstandings." Under the revised guide, such commitments would not be included in outstandings, but they would be separately disclosed if material.

In the proposing release, the Commission requested specific comment as to whether a loan to a foreign branch of a foreign bank was or should be reflected as a loan to the foreign country in which the parent bank is located. A substantial majority of those commenting stated that such interbank loans should be reflected as a loan of the parent of the foreign branch. Accordingly, the final amendments include an instruction which indicates that loans made to a branch of a foreign bank located outside the foreign bank's home country should be classified based on the parent's geographic location.

Loan Concentrations

The Commission believes that information about loan concentrations is material information to investors. Accordingly, the final amendments include a requirement to disclose, as of the most recent reported period, any concentration of loans exceeding 10% of total loans. The substance of the concentration disclosure requirement was transferred from the instructions to Item III.A. which calls for disclosure of the categories of loans in the registrant's portfolio. However, concentration disclosures do not have to be made pursuant to the amended Item III.C. if the substance of such disclosures is otherwise made pursuant to Item III.A.

While not intended to indicate levels of prudent lending, the 10% threshold for disclosure of concentrations is intended to provide useful information to investors in evaluating lending portfolios. A 10% threshold has been utilized in other areas in Guide 3 and in Article 9 of Regulation S-X [17 CFR 210.9] for purposes of specifying materiality levels for disclosure purposes.[5]

General guidance is provided in a definition of loan concentrations which states that concentrations are considered to exist when there are amounts loaned to a multiple number of borrowers engaged in similar activities which would cause them to be similarly impacted by economic or other conditions. The definition reflects the objective of this category, i.e., to highlight potential risks when economic or other conditions may result in an adverse impact on the financial condition of the registrant due to concentrated levels of lending activities to borrowers with common characteristics.

As with the other revised guidelines, the Commission staff will monitor disclosures in this area and assess whether additional guidance of a different threshold is appropriate.

Other Matters

The final amendments implement a new Item III.D., which calls for the disclosure of any material amounts of other interest bearing assets (interest bearing deposits with other banks, municipal bonds, etc.) which would be required to be disclosed as past due, nonaccrual or restructured loans, or potential problem loans, if such interest bearing assets were loans.

The final amendments make conforming amendments to Article 9 of Regulation S-X 17 CFR Part 210 and Item 404 of Regulation S-K [17 CFR 229.404] to replace references to "nonperforming" loans with references to those loans described in Item III.C.1. or 2. of Guide 3.

Codification Update

The "Codification of Financial Reporting Policies" announced in Financial Reporting Release No. 1 (April 15, 1982) [47 FR 21028, May 17, 1982] is updated to:

1. Add a new Section 401.08 entitled "Risk Elements Involved in Lending Activities."

2. Include in Section 401.08 the sections of this release entitled "Executive Summary," "Risk Elements Disclosure," "Determination of Certain Risk Elements," "Forgone Interest on Certain Loans," "Foreign Outstandings" and "Loan Concentrations" numbered as specified below:

a. Executive Summary.

b. Risk Elements Disclosure.

c. Determination of Certain Risk Elements.

d. Forgone Interest on Certain Loans.

e. Foreign Outstandings.

f. Loan Concentrations.

This codification is a separate publication issued by the Commission. It will not be published in the **Federal Register**/Code of Federal Regulations System.

List of Subjects in 17 CFR Parts 210, 229, 231 and 241

Accounting, Reporting and recordkeeping requirements, Securities.

The Commission hereby amends 17 CFR Chapter II as follows:

PART 210—FORM AND CONTENT OF AND REQUIREMENTS FOR FINANCIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935, INVESTMENT COMPANY ACT OF 1940, AND ENERGY POLICY AND CONSERVATION ACT OF 1975

1. By revising paragraph 7(e)(2) of § 210.9-03 to read as follows:

§ 210.9-03 Balance sheets.

* * * * *

7. Loans. * * *

(e) * * *

(2) If a significant portion of the aggregate amount of loans outstanding at the end of the fiscal year disclosed pursuant to (e)(1)(i) above relates to loans which are disclosed as nonaccrual, past due, restructured or potential problems (see Item III.C. 1. or 2. of Industry Guide 3, Statistical Disclosure by Bank Holding Companies), so state and disclose the aggregate amounts of such loans along with such other information necessary to an understanding of the effects of the transactions on the financial statements.

* * * * *

PART 229—STANDARD INSTRUCTIONS FOR FILING UNDER SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934 AND ENERGY POLICY AND CONSERVATION ACT OF 1975—REGULATION S-K

2. By revising Instruction 3 to paragraph (c) of § 229.404 as follows:

§ 229.404 Item 404. Certain relationships and related transactions.

* * * * *

Instructions to Paragraph (c) of Item 404

* * * * *

3. If the lender is a bank, savings and loan association, or broker-dealer extending credit under Federal Reserve Regulation T [12 CFR Part 220] and the loans are not disclosed as

[5] E.g., see 210.9-05(c)(3), Items III.C. and V.A. of Guide 3.

nonaccrual, past due, restructured or potential problems (see Item III.C. 1. and 2. of Industry Guide 3, Statistical Disclosure by Bank Holding Companies), disclosure may consist of a statement, if such is the case, that the loans to such persons (A) were made in the ordinary course of business, (B) were made on substantially the same terms, including interest rates and collateral, as those prevailing at the time for comparable transactions with other persons, and (C) did not involve more than the normal risk of collectibility or present other unfavorable features.

* * * * *

PART 231—INTERPRETIVE RELEASES RELATING TO THE SECURITIES ACT OF 1933 AND GENERAL RULES AND REGULATIONS THEREUNDER

3. By revising Securities Act Industry Guide 3 [Statistical Disclosure by Bank Holding Companies] of Part 231 by revising the requirements and instructions of Items III.A. and III.C., and by adding new Item III.D.

* * * * *

III. Loan Portfolio.

* * * * *

A. *Types of Loans.*

* * * * *

Instructions. A series of categories other than those specified above may be used to present details of loans if considered a more appropriate presentation.

* * * * *

B. *Maturities and Sensitivities of Loans to Changes in Interest Rates.*

* * * * *

C. *Risk Elements.*

1. *Nonaccrual, Past Due and Restructured Loans.* As of the end of each reported period, state separately the aggregate amount of loans in each of the following categories:

(a) Loans accounted for on a nonaccrual basis;

(b) Accruing loans which are contractually past due 90 days or more as to principal *or* interest payments; and,

(c) Loans not included above which are "troubled debt restructurings" as defined in Statement of Financial Accounting Standards No. 15 ("FAS 15"), "Accounting by Debtors and Creditors for Troubled Debt Restructurings."

Instructions. (1) The information required by this Item should be provided separately for domestic and for foreign loans for each reported period.

(2) As of the most recent reported period, state separately as to foreign and domestic loans included in (a) and (c) above the following information: (i) the gross interest income that would have been recorded in the period then ended if the loans had been current in accordance with their original terms and had been outstanding throughout the period or since origination, if held for part of the period; and (ii) the amount of interest income on those loans that was included in net income for the period.

(3) A discussion of the registrant's policy for placing loans on nonaccrual status should be provided.

(4) No loans shall be excluded from the amounts presented. Supplemental disclosures may be made to facilitate understanding of the aggregate amounts reported. These disclosures may include, for example, information as to the nature of the loans, any guarantees, the extent of collateral, or amounts in process of collection.

2. *Potential Problem Loans.* As of the end of the most recent reported period, describe the nature and extent of any loans which are not now disclosed pursuant to Item III.C.1. above, but where known information about possible credit problems of borrowers (which are not related to transfer risk inherent in cross-border lending activities) causes management to have serious doubts as to the ability of such borrowers to comply with the present loan repayment terms and which may result in disclosure of such loans pursuant to Item III.C.1.

3. *Foreign Outstandings.* As of the end of each of the last three reported periods, state the name of the country and aggregate amount of cross-border outstandings to borrowers in each foreign country where such outstandings exceed 1% of total assets.

Instructions. (1) Cross-border outstandings are defined as loans (including accrued interest), acceptances, interest-bearing deposits with other banks, other interest-bearing investments and any other monetary assets which are denominated in dollars or other non-local currency. To the extent that material local currency outstandings are not hedged or are not funded by local currency borrowings, such amounts should be included in cross-border outstandings. Commitments such as irrevocable letters of credit should not be included in outstandings; however, where such items are material, the amounts should be separately disclosed.

(2) Disclose separately the amounts of cross-border outstandings by type of foreign borrower as set forth in Item III.A. above.

(3) If a material amount of the outstandings to any foreign country disclosed herein is included in the amounts disclosed pursuant to Item III.C.1. or 2. identify each such country and the related amounts disclosed pursuant to those Items.

(4) Amounts of any legally enforceable, written guarantees of principal or interest by domestic or other non-local third parties may be netted against cross-border outstandings of a country. If such a guarantee is made by a foreign guarantor, the guarantee amount shall be reflected as an outstanding of such guarantor. The value of any tangible, liquid collateral may also be netted against cross-border outstandings of a country if it is held and realizable by the lender outside of the borrower's country.

(5) For purposes of determining the amount of outstandings to be reported, loans made to, or deposits placed with, a branch of a foreign bank located outside the foreign bank's home country should be considered as loans to, or deposits with, the foreign bank.

(6) Where current conditions in a foreign country give rise to liquidity problems which are expected to have a material impact on the timely payment of interest or principal on that country's private or public sector debt, disclosure of the nature and impact of such developments should be made.

(7) For countries whose outstandings are between .75% and 1% of total assets, disclose the names of the countries and the aggregate amount of outstandings attributable to all such countries.

(8) The disclosure threshold set forth in this Item is for disclosure guidance and is not intended as an indicator of a prudent level of lending to any one country by an individual bank.

4. *Loan Concentrations.* As of the end of the most recent reported period, describe any concentration of loans exceeding 10% of total loans which are not otherwise disclosed as a category of loans pursuant to Item III.A. of this Guide. Loan concentrations are considered to exist when there are amounts loaned to a multiple number of borrowers engaged in similar activities which would cause them to be similarly impacted by economic or other conditions. *Instructions.* (1) If a material amount of the loan concentrations disclosed herein or pursuant to Item III.3A. is included in the amounts disclosed pursuant to Item III.C.1. or 2., that fact should be discussed.

(2) The disclosure threshold in this Item is for disclosure guidance and is not intended as an indicator of a prudent level of lending.

D. *Other Interest Bearing Assets.* As of the end of the most recent reported period, disclose the nature and amounts of any other interest bearing assets that would be required to be disclosed under Item III.C.1. or 2. if such assets were loans.

4. By amending Part 231 by adding this release number to the list of interpretive releases set forth thereunder.

PART 241—INTERPRETIVE RELEASES RELATING TO THE SECURITIES EXCHANGE ACT OF 1934 AND GENERAL RULES AND REGULATIONS THEREUNDER

5. By conforming Exchange Act Industry Guide 3 [Statistical Disclosure by Bank Holding Companies] to the amendments for Securities Act Industry Guide 3.

6. By amending Part 241 by adding this release number to the list of interpretive releases set forth thereunder.

Authority: These rules are being adopted pursuant to the authority in Sections 7, 19a, and Schedule A (25) and (26) of the Securities Act of 1933, 15 U.S.C. 77g, 77s(a), 77nn (25) and (26); and Sections 12, 13, 14, 15(d), and 23(a) of the Securities Exchange Act of 1934, 15 U.S.C. 78*l*, 78m, 78n, 78o(d), 78w(a).

By the Commission.

Dated: August 11, 1983.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-22768 Filed 8-18-83; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 173

[Docket No. 81F-0197]

Secondary Direct Food Additives Permitted in Food for Human Consumption; Dimethylamine-Epichlorohydrin Copolymer

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the use of dimethylamine-epichlorohydrin copolymer for use as a flocculant and/or decolorizer in the clarification of refinery sugar liquors and juices. This action is in response to a petition filed by American Cyanamid Co.

DATES: Effective August 19, 1983; objections by September 19, 1983. The Director of the **Federal Register** approves the incorporation by reference of certain publications at 21 CFR 173.60, effective on August 19, 1983.

ADDRESS: Written objections to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Andrew D. Laumbach, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-245-5690.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of July 21, 1981 (46 FR 37565), FDA announced that a petition (FAP OA3500) had been filed by American Cyanamid Co., Wayne, NJ 07470, proposing that Part 173 (21 CFR Part 173) be amended in Subpart A—Polymer Substances for Food Treatment—to provide for safe use of dimethylamine-epichlorohydrin copolymer for use as a flocculant and/or decolorizer in clarifying refinery-sugar liquors and juices.

FDA has evaluated the data in the petition and other relevant material and concludes that the proposed food additive use is safe and that the regulations should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Bureau of Foods (address above) by appointment with the information contact person listed above. As provided in 21 CFR 171.1(h)(2), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action and has concluded that the action will not have a significant impact on the human environment and that an environmental impact statement therefore will not be prepared. The agency's finding of no significant impact and the evidence supporting this finding may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 173

Food additives, Food processing aids.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 72 Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), Part 173 is amended in Subpart A by adding new § 173.60, to read as follows:

PART 173—SECONDARY DIRECT FOOD ADDITIVES PERMITTED IN FOOD FOR HUMAN CONSUMPTION

§ 173.60 Dimethylamine-epichlorohydrin copolymer.

Dimethylamine-epichlorohydrin copolymer (CAS Reg. No. 25988-97-0) may be safely used in food in accordance with the following prescribed conditions:

(a) The food additive is produced by copolymerization of dimethylamine and epichlorohydrin in which not more than 5 mole-percent of dimethylamine may be replaced by an equimolar amount of ethylenediamine, and in which the mole ratio of total amine to epichlorohydrin is approximately 1:1.

(b) The additive meets the following specifications:

(1) The nitrogen content of the copolymer is 9.4 to 10.8 weight percent on a dry basis.

(2) A 50-percent-by-weight aqueous solution of the copolymer has a minimum viscosity of 175 centipoises at 25° C as determined by LVT-series Brookfield viscometer using a No. 2 spindle at 60 RPM (or by another equivalent method).

(3) The additive contains not more than 1,000 parts per million of 1,3-dichloro-2-propanol and not more than 10 parts per million epichlorohydrin. The epichlorohydrin and 1,3-dichloro-2-propanol content is determined by an analytical method entitled "The Determination of Epichlorohydrin and 1,3-Dichloro-2-Propanol in Dimethylamine-Epichlorohydrin Copolymer," which is incorporated by reference. Copies are available from the Division of Food and Color Additives, Bureau of Foods (HFF-330), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, or available for inspection at the Office of the Federal Register, 1100 L St. NW., Washington, DC 20408.

(4) Heavy metals (as Pb), 2 parts per million maximum.

(5) Arsenic (as As), 2 parts per million maximum.

(c) The food additive is used as a decolorizing agent and/or flocculant in the clarification of refinery sugar liquors and juices. It is added only at the defecation/clarification stage of sugar liquor refining at a concentration not to exceed 150 parts per million of copolymer by weight of sugar solids.

(d) To assure safe use of the additive, the label and labeling of the additive shall bear, in addition to other information required by the act, adequate directions to assure use in compliance with paragraph (c) of this section.

Any person who will be adversely affected by the foregoing regulation may at any time on or before September 19, 1983, submit to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857, written objections thereto and may make a written request for a public hearing on the stated objections. Each objection shall be separately numbered and each numbered objection shall specify with particularity the provision of the regulation to which objection is made. Each numbered objection on which a hearing is requested shall specifically so state; failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held; failure to include such a description and anslysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this regulation. Received objections may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Effective date. This regulation shall become effective August 19, 1983.

(Secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348))

Dated: August 13, 1983.

Mark Novitch,

Deputy Commissioner of Food and Drugs.

[FR Doc. 83-22775 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

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21 CFR Part 175 and 178

[Docket No. 82F-0055]

Indirect Food Additives; Adhesive Coatings and Components; Adjuvants, Production Aids, and Sanitizers

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of 2,2'- oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxyphenyl)-propionate] as an antioxidant and/or stabilizer in polystyrene, rubber-modified polystyrene, olefin polymers, and as a component in adhesive formulations. Uniroyal Chemical Co. petitioned for this use.

DATES: Effective August 19, 1983; objections by September 19, 1983.

ADDRESS: Written objections to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Garnett R. Higginbotham, Bureau of Foods, Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–472–5690.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of March 30, 1982 (47 FR 13413), FDA announced that a petition (FAP 2B3592) had been filed by Uniroyal Chemical, Naugatuck, CT 06770, proposing that the food additive regulations be amended to provide for the safe use of 2,2'-oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxphenyl)- propionate] as an antioxidant and/or stabilizer in polystyrene, rubber-modified polystyrene, olefin polymers, and as a component in adhesive formulations.

Although the food additive has not, itself, been found to induce cancer, it may contain trace amounts of a carcinogenic compound, which is used in the manufacture of the additive. Residual amounts of reactants and manufacturing aids are commonly found as contaminants in all chemical products, even in highly purified reagent grade chemicals, including many food additives.

Under section 409(c)(3)(A) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 348(c)(3)(A)), the so-called "general safety clause" of the statute, a food additive cannot be approved for a particular use unless the data presented to FDA establish that the additive is safe for that use. The concept of safety embodied in the Food Additives Amendment of 1958 was explained in the legislative history of that provision. "Safety requires proof of a reasonable certainty that no harm will result from the proposed use of an additive. It does not—and cannot—require proof beyond any possible doubt that no harm will result under any conceivable circumstances." H. R. Rep. No. 2284, 85th Cong., 2d Sess. 1 (1958). This definition of safety has been incorporated into FDA's food additive regulations (21 CFR 170.3(i)). The anticancer or Delaney clause of the food additives amendment (section 409(c)(3)(A) of the act (21 U.S.C. 348(c)(3)(A))) provides further that no food additive shall be deemed to be safe if it is found to induce cancer when ingested by man or animal.

In the past, FDA has generally interpreted the food additive provisions to ban the use of any additive that contained or was suspected of containing minor amounts of a carcinogenic chemical, even if the additive as a whole had not been shown to cause cancer. The agency now believes, however, that developments in scientific technology and experience with risk assessment procedures make it possible for FDA validly to distinguish between carcinogenic additives and those that contain a carcinogenic chemical, but that have not themselves been shown to cause cancer. Buttressing that scientific conclusion is the 1979 decision in *Monsanto* v. *Kennedy*, 613 F.2d 947 (D.C. Cir. 1979) in which the court expressed the view that the Commissioner of Food and Drugs has some discretion, inherent in the statute, to disregard low-level migration into food of substances in indirect food additives because the migration of the substance presents no public health concern. *Id.* at 955.

In the preamble to the final rule permanently listing D&C Green No. 6 published in the **Federal Register** of April 2, 1982 (47 FR 14138), FDA applied that interpretation of the statute and approved the use of a color additive that had not been shown to cause cancer, even though it contains a carcinogenic constituent. Since that decision, FDA has approved the use of 3 such color additives, D&C Green No. 5 (47 FR 24278; June 4, 1982) and D&C Red No. 6 and D&C Red No. 7 (47 FR 57681; December 28, 1982). FDA fully explained the scientific, legal, and policy underpinning for such decisions in the policy for regulating carcinogenic chemicals in food and color additives advance notice of proposed rulemaking (ANPR) published in the **Federal Register** of April 2, 1982 (47 FR 14464). In brief, the agency now believes that the Delaney or anti-cancer clause is not triggered unless the food additive as a whole is found to cause cancer. An additive that has not been shown to cause cancer but that contains a carcinogenic constituent may properly be evaluted under the general safety clause of the statute, using risk assessment procedures to determine whether there is a reasonable certainty that no harm will result from the proposed use of the additive. Because 2,2'-oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxyphenyl)propionate] has not been shown to cause cancer, the anti-cancer clause does not apply. FDA has evaluated the safety of this additive under the general safety clause, using risk assessment procedures to estimate the upper bound limit risk presented by the carcinogenic chemical present as an impurity in the additive, and has concluded that the additive is safe under the proposed conditions of use.

This final rule approves the use of the additive and discusses the safety assessment of the additive and its constituent. The identity of the constituent, however, is confidential under section 301(j) of the act (21 U.S.C. 331(j) and 21 CFR 171.1(h)(2)) because it is a trade secret. Accordingly, although the agency has performed a full risk assessment of the type discussed in the ANPR (47 FR at 14468–14469), this document will discuss that assessment only in general terms so as to avoid divulging information that is protected from disclosure under 21 U.S.C. 331(j) and 21 CFR 20.61.

In this case, the agency has used risk assessment procedures similar to the methods used to examine the risk associated with the presence of minor carcinogenic impurities in D&C Green No. 6 (47 FR 14138; April 2, 1982), D&C Green No. 5 (47 FR 24278; June 4, 1982), and D&C Red No. 6 and D&C Red No. 7 (47 FR 57681; December 28, 1982).

This risk evaluation of the carcinogenic constituent consists of two parts: (1) Assessment of the probable exposure to the constituent from the proposed use of the additive, and (2) extrapolation of the risk observed in the animal bioassays to the conditions of probable exposure to humans.

FDA estimated the probable exposure to the constituent from extraction studies, taking into account what fraction of the daily diet might be packaged in materials containing the additive. FDA has used data from carcinogenicity bioassays in which the constituent at issue was administered in the diet of rats and mice to estimate the upper level of human risk from exposure to it stemming from the proposed use of 2,2'-oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxyphenyl)propionate]. The results of the bioassay of the constituent indicated compound-related increases in the incidence of certain tumors in male and female mice (the rat study was negative).

The agency used a quantitative risk assessment procedure (linear proportional model) to extrapolate from the dose in the animal experiment to the very low doses of possible human exposure. This procedure is not likely to underestimate the actual risk from very low doses. In fact, the estimate of the risk may be exaggerated because the extrapolation models used are designed to estimate the maximum risk consistent with the data. For this reason, the estimate can be used with confidence to determine to a reasonable certainty whether any harm will result from the use of this food additive. Under this procedure, the upper limit individual lifetime risk from exposure to the constituent at the level calculated to be the estimated daily intake is 7×10^{-8} or less than 1 in 10 million. Because of numerous conservatisms in the exposure estimate, lifetime-averaged individual exposure is expected to be substantially less than the estimated daily intake. Thus, the agency concludes that there is a reasonable certainty of no harm from the exposure to the constituent that results from the use of 2,2'-oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxyphenyl) propionate].

The petitioner has submitted the results of several studies to demonstrate that there is a reasonable certainty of no harm from the intended use of the additive. These studies include acute oral toxicity studies (LD_{50} in rats and a 14-day maximum tolerated dose study in dogs), an Ames-type mutagenicity test, and 90-day (subchronic) feeding studies in rats and dogs. The LD_{50} in rats is greater than 10 grams per kilogram. The mutagenicity test was negative. No tissue abnormalities or other compound-related adverse effects were observed in either the dog or rat feeding studies over the range of doses tested. Based on these studies and using a safety factor of 1,000, considered appropriate by the agency for subchronic studies, the agency has established an acceptable daily intake of 0.5 milligram per kilogram of body weight per day or 30 milligrams per day for a 60 kilogram person.

The agency has calculated an estimated daily intake based on considerations such as migration of the additive under maximum intended use conditions into food simulants and estimates of the probable fraction of the daily diet that packaging containing the subject additive may contact. The estimated daily intake for 2,2'-oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxyphenyl) propionate] under the intended use conditions is 0.6 milligram per day for a 60 kilogram person. This is 50 times less than the acceptable daily intake.

The agency has considered whether a specification is necessary to control the amount of the constituent that might migrate to food. The agency finds that a specification is not necessary for the following reasons: (1) The upper limit lifetime risk from exposure to the constituent is very low; (2) use of the additive is limited to 0.5 percent or less of a formulation, except for use of the additive in adhesives, where migration to food is expected to be much less than migration from the regulated polymeric food-contact surfaces; and (3) when used in accordance with current good manufacturing practice, it is unlikely that significantly higher amounts of the constituent would be used in the manufacture of this additive.

Based upon the available toxicity data, the agency's exposure calculation for the additive, and the very low risk from the potential carcinogenic impurity, FDA finds that the food additive 2,2'-oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxyphenyl) propionate] is safe and that the regulations should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents including the risk assessment that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Bureau of Foods (address above) by appointment with the information contact person listed above. As provided in § 171.1(h)(2), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action and has concluded that the action will not have a significant impact on the human environment and that an environmental impact statement therefore will not be prepared. The agency's finding of no significant impact and the evidence supporting this finding, contained in an environmental assessment (pursuant to 21 CFR 25.31, proposed December 11, 1979; 44 FR 71742,) may be seen in the Dockets Management Branch (address above), between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects

21 CFR Part 175

Adhesives, Food additives, Food packaging.

21 CFR Part 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), Parts 175 and 178 are amended as follows:

PART 175—INDIRECT FOOD ADDITIVES: ADHESIVE COATINGS AND COMPONENTS

1. Part 175 is amended in § 175.105(c)(5) by alphabetically inserting a new item in the list of substances, to read as follows:

§ 175.105 Adhesives.

* * * * *

(c) * * *

(5) * * *

Substances	Limitations
* * * * *	
2,2'-Oxamidobis[ethyl 3-(3,5-di-*tert*-butyl-4-hydroxyphenyl)propionate] (CAS Reg. No. 70331-94-1).	
* * * * *	

* * * * *

PART 178—INDIRECT FOOD ADDITIVES: ADJUVANTS, PRODUCTION AIDS, AND SANITIZERS

2. Part 178 is amended in § 178.2010(b) by alphabetically inserting a new item in the list of substances, to read as follows:

§ 178.2010 Antioxidants and/or stabilizers for polymers.

* * * * *

(b) * * *

Substances	Limitations
* * * * *	
2,2'-Oxamidobis[ethyl 3-(3,5-di-tert-butyl-4-hydroxyphenyl)propionate] (CAS Reg. No. 70331-94-1).	For use only: 1. At levels not to exceed 0.5 percent by weight of polystyrene and rubber-modified polystyrene complying with § 177.1640 of this chapter. 2. At levels not to exceed 0.5 percent by weight of olefin polymers complying with § 177.1520(c) of this chapter, items 1.1, 1.2, and 1.3. 3. At levels not to exceed 0.5 percent by weight of olefin polymers complying with § 177.1520(c) of this chapter, items 2.1, 2.2, 2.3, 3.1, 3.2, 3.3, 3.4, 3.5, and 4.0 that contact food types I, II, IV-B, VI, VII-B and VIII described in Table 1 of § 176.170(c) of this chapter. 4. At levels not to exceed 0.1 percent by weight of olefin polymers complying with § 177.1520(c) of this chapter, items 2.1, 2.2, 2.3, 3.1, 3.2, 3.3, and 4.0 that contact food types III, IV-A, V, VII-A, and IX described in Table 1 of § 176.170(c) of this chapter; except that olefin copolymers complying with items 3.1 and 3.2 where the majority of polymer units are derived from propylene may contain the additive at levels not to exceed 0.5 percent. 5. At levels not to exceed 0.1 percent by weight of olefin polymers complying with item 3.4 of § 177.1520(c) of this chapter, that contact food types III, VII-A, and IX described in Table 1 of § 176.170(c) of this chapter; except that olefin copolymers complying with item 3.4 where the majority of the polymer units are derived from polypropylene may contain the additive at levels not to exceed 0.5 percent.
* * * * *	

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Any person who will be adversely affected by the foregoing regulation may at any time on or before September 19, 1983, submit to the Dockets Management Branch (address above), written objections thereto and may make a written request for a public hearing on the stated objections. Each objection shall be separately numbered and each numbered objection shall specify with particularity the provision of the regulation to which objection is made. Each numbered objection on which a hearing is requested shall specifically so state; failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held; failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this regulation. Received objections may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Effective date. This regulation becomes effective August 19, 1983.

(Secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348))

Dated: August 13, 1983.

Mark Novitch,

Acting Commissioner of Food and Drugs.

[FR Doc. 83-22778 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Part 176

[Docket No. 82F-0087]

Indirect Food Additives; Paper and Paperboard Components; Components of Paper and Paperboard in Contact With Aqueous and Fatty Foods

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regualtions by removing the upper viscosity limit of a currently regulated retention aid. The retention aid is polyamide-epichlorohydrin water-soluble thermosetting resins prepared by reacting adipic acid with diethylenetriamine to form a basic polyamide and further reacting the polyamide with an epichlorohydrin and dimethylamine mixture. This action responds to a petition filed by Sandoz Colors and Chemicals.

DATES: Effective August 19, 1983; objections by September 19, 1983.

ADDRESS: Written objections to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: John L. Herrman, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of April 9, 1982 (47 FR 15411), FDA announced that a petition (FAP 2B3622) had been filed by Sandox Colors and Chemicals, East Hanover, NJ 07936, proposing that § 176.170 *Components of paper and paperboard in contact with aqueous and fatty foods* (21 CFR 176.170) be amended by removing the upper viscosity limit of a currently regulated retention aid. The retention aid is polyamide-epichlorohydrin water-soluble thermosetting resins prepared by reacting adipic acid with diethylenetriamine to form a basic polyamide and further reacting the polyamide with an epichlorohydrin and dimethylamine mixture.

FDA has evaluated data in the petition and other relevant material and concludes that the proposed removal of the upper viscosity limit will not affect the safety of the currently regulated product and that the regulation should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Bureau of Foods (address above) by appointment with the information contact person listed above. As provided in § 171.1(h)(2) (21 CFR 171.1(h)(2)), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has previously considered the potential environmental effects of this regulation as announced in the notice of filing published in the **Federal Register.** No new information or comments have been received that would alter the agency's previous determination that there is no significant impact on the human environment and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting this finding may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 176

Food additives, Food packaging, Paper and paperboard.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), Part 176 is amended in § 176.170(a)(5) by revising the entry for "Polyamide-epichlorohydrin water-soluble thermosetting resins prepared by reacting adipic acid with diethylenetriamine", to read as follows:

PART 176—INDIRECT FOOD ADDITIVES: PAPER AND PAPERBOARD COMPONENTS

§ 176.170 Components of paper and paperboard in contact with aqueous and fatty foods.

* * * * *

(a) * * *

(5) * * *

List of substances	Limitations
* * * * *	
Polyamide-epichlorohydrin water-soluble thermosetting resins [CAS Reg. No. 68583-79-9] prepared by reacting adipic acid with diethylenetriamine to form a basic polyamide and further reacting the polyamide with an epichlorohydrin and dimethylamine mixture such that the finished resins have a nitrogen content of 17.0 to 18.0 percent of a dry basis, and that a 30-percent-by-weight aqueous solution has a minimum viscosity of 350 centipoises at 20° C, as determined by a Brookfield viscometer using a No. 3 spindle at 30 r.p.m. (or equivalent method).	For use only under the following conditions: 1. As a retention aid employed prior to the sheet-forming operation in the manufacture of paper and paperboard and limited to use at a level not to exceed 0.12 percent by weight of dry paper or paperboard. 2. The finished paper or paperboard will be used in contact with food only of the types identified in paragraph (c) of this section, table 1, under types I and IV–B and under conditions of use described in paragraph (c) of this section, table 2, conditions of use F and G.
* * * * *	

* * * * *

Any person who will be adversely affected by the foregoing regulation may at any time on or before September 19, 1983 submit to the Dockets Management Branch (address above), written objections thereto and may make a written request for a public hearing on the stated objections. Each objection shall be separately numbered and each numbered objection shall specify with particularity the provision of the regulation to which objection is made. Each numbered objection on which a hearing is requested shall specifically so state; failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requesed shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held; failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this regulation. Received objections may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Effective date. This regulation shall become effective August 19, 1983.

(Secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C.) 321(s), 348))

Dated: August 13, 1983.

Mark Novitch,

Deputy Commissioner of Food and Drugs.

[FR Doc. 83-22777 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Part 177

[Docket No. 82F-0144]

Indirect Food Additives; Polymers; Polyester Resins, Cross-Linked

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of triglycidyl isocyanurate as a component of coatings intended for storing bulk quantities of dry foods. Cook Paint and Varnish Co. petitioned FDA for this use.

DATES: Effective August 19, 1983; objections by September 19, 1983.

ADDRESS: Written objections to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: John L. Herrman, Bureau of Foods (HFF–344), Food and Drug Administration, 200 C St. SW., Washington, D.C. 20204, 202–472–5690.

SUPPLEMENTARY INFORMATION: In a notice in the **Federal Register** of May 25, 1982 (47 FR 22599), FDA announced that a petition (FAP 1B3580) had been filed by Cook Paint and Varnish Co., P.O. Box 389, Kansas City, MO 64141, proposing to amend § 177.2420 *Polyester resins, cross-linked* (21 CFR 177.2420) to provide for the safe use of triglycidyl isocyanurate as a component of coatings for storage tanks containing dry foods.

FDA has evaluated data in the petition and other relevant material and concludes that the proposed use of the food additive is safe and that the regulations should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Bureau of Foods (address above) by appointment with the information contact person listed above. As provided in § 171.1(h)(2) (21 CFR 171.1(h)(2)), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action and has concluded that the action will not have a significant impact on the human environment and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting this finding may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 177

Food additives, Polymeric food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), Part 177 is amended in § 177.2420(a)(3) by alphabetically adding a new item, to read as follows:

PART 177—INDIRECT FOOD ADDITIVES: POLYMERS

§ 177.2420 Polyester resins, cross-linked.

* * * * *

(a) * * *

(3) * * *

* * * * *	
Triglycidyl isocyanurate (CAS Reg. No. 2451-62-9), for use only in coatings contacting bulk quantities of dry food of the type identified in § 176.170(c) of this chapter, table 1, under type VIII.	
* * * * *	

Any person who will be adversely affected by the foregoing regulation may at any time on or before September 19, 1983 submit to the Dockets Management Branch (address above) written objections thereto and may make a written request for a public hearing on the stated objections. Each objection shall be separately numbered and each numbered objection shall specify with particularity the provision of the regulation to which objection is made. Each numbered objection on which a hearing is requested shall specifically so state; failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held; failure to include such a description and analysis for any particular objection shall constitute a

waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this regulation. Received objections may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Effective date. This regulation shall become effective August 19, 1983.

(Secs. 201(s), 409, 72 Stat. 1784–1788 as amended (21 U.S.C. 321(s), 348))

Dated: August 13, 1983.

Mark Novitch,

Deputy Commissioner of Food and Drugs.

[FR Doc. 83-22779 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

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21 CFR Part 201

[Docket No. 80P-0437]

Requirements for Designating a Manufacturer's Name on a Drug Product Label

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the regulation setting forth requirements for designating a manufacturer's name on a drug product label to permit a firm to claim to have made a product actually made by a corporately related firm under common ownership and control. This action responds to a petition pointing out various marketing and labeling problems that the current regulation poses for certain diversified corporate structures. The amended regulation permits any member of a diversified corporate "family" to claim to have made a product made within the "family."

EFFECTIVE DATE: September 19, 1983.

FOR FURTHER INFORMATION CONTACT: Howard P. Muller, National Center for Drugs and Biologics (HFN–7), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–5220.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of June 8, 1982 (47 FR 24736), FDA proposed to amend the regulation (21 CFR 201.1) setting forth requirements for designating a manufacturer's name on a drug product label to state that "person", when it identifies a corporation, includes the parent, subsidiary, or affiliate company where the related companies are under common ownership and control.

1. The agency received 10 comments on the proposal. Eight comments supported the proposal, stating that there was no benefit in retaining the distinction on product labels between a parent company and separately incorporated subsidiaries, and that there would be considerable benefit in adopting the proposed rule.

2. One of the eight comments in favor of the proposal asked whether § 201.1 would apply "* * * when a drug product also happens to be a cosmetic by reason of cosmetic claims that are made for it."

The agency advises that § 201.1 of the regulations applies to drugs as defined in section 201(g) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 321(g)). Therefore, if a product meets the definition of "drug", even if it also is a cosmetic, § 201.1 of the regulations applies.

3. Another comment, while not disagreeing with the proposal, suggested that the scope of the amendment be broadened to permit any division of a corporation to be listed alone as the manufacturer on a product label. The comment said that this would further increase a manufacturer's flexibility without adding any additional risk of confusion in the marketplace. The comment also said that permitting divisions to be listed alone would be a logical extension of the proposal to permit subsidiary or affiliate listing. Although divisions are not separate legal entities, the comment said "manufacturer," as required to be listed on the label by section 502 of the act, could be defined by FDA to include a division of a company as well as any subsidiary of affiliate. The comment said that the same element of corporate responsibility exists for divisions of a corporation.

The agency does not agree that the regulation should be broadened to apply to divisions of corporations. Unlike corporate subsidiaries or affiliates, a division of a corporation is not a separate corporate entity. The regulation permits the label to bear the name of any corporate entity related to the actual manufacturer, packer, or distributor and under common ownership and control. Section 201(e) of the act (21 U.S.C. 321(e)) defines "person" to include "individual, partnership, corporation, and association." The agency does not believe that "person," when referring to a corporation, can be interpreted to indicate a division of that corporation. Wholly-owned subsidiaries and affiliates are deemed separate "persons," whereas divisions are not. If a particular division is listed on the label, the regulation requires that it be preceded or followed by the corporate name.

4. One of the 10 comments disagreed with the proposal. The comment contended that a separately incorporated subsidiary should be required to use its actual corporate name on the drug product label and should not be permitted to use the name of its parent company. Under the proposal, the comment stated, "* * * an acquired company manufacturing under contract to its parent and a third party have to have its status disclosed in one case but not in another." The comment also said that if a parent corporation supplements its existing production through the acquisition of a subsidiary manufacturing facility which has a poor record of compliance with current good manufacturing practice, identification of the parent corporation alone, as permitted by the proposal, would be misleading. The comment noted that the drug industry is becoming increasingly involved in the generic drug market through the acquisition of smaller, generic companies and specialized manufacturing facilities. The comment said that in practice it has found higher-priced brand-name drug products which were from the same source of supply as less expensive generic products. Finally, the comment said the proposed amendment, without more specific guidelines, does not adequately define when a subsidiary corporation is covered or excluded from the regulation.

The agency agrees that permitting a commonly owned or controlled member of a corporate family to be listed on the drug product label may in some cases fail to reveal which member actually made, packed, or distributed a product, and that in general disclosure of the particular subsidiary or affiliate responsible for making a product is to be preferred. As stated in the preamble to the proposal, however, FDA believes that the potential benefits to be gained in giving labelers greater flexibility in making the statutorily required disclosure of the name and place of business of the manufacturer, packer, or distributor justifies this policy. In response to the last part of the comment, the agency does not agree that guidelines are necessary to understand that either a parent, subsidiary, or affiliate company, where the related companies are under common ownership and control, may be listed on the product label.

In the **Federal Register** of January 13, 1981 (46 FR 2977), FDA announced a stay of those parts of the final rule that would prevent a firm from claiming to have made a product actually made by a corporately related firm. Because this action removes those provisions which were stayed, the stay is no longer in effect.

The agency has examined the economic impact of this rule and has determined that it does not require either a regulatory impact analysis, as specified in Executive Order 12291, or a regulatory flexibility analysis, as defined in the Regulatory Flexibility Act (Pub. L. 96-354). Specifically, the agency has determined that because the effect of this final rule is to remove sections of a regulation which have never become effective and have been stayed, no economic impact will result. Therefore, the agency concludes that this rule is not a major rule as defined in Executive Order 12291. Further, the agency certifies that the final rule will not have a significant economic impact on a substantial number of small entities.

List of Subjects in 21 CFR Part 201

Drugs, Labeling.

PART 201—LABELING

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 502, 701(a), 52 Stat. 1050-1051 as amended, 1055 (21 U.S.C. 352, 371(a)) and under 21 CFR 5.11 as revised (see 47 FR 16010; April 14, 1982), Part 201 is amended in § 201.1 by revising paragraphs (c)(4), (e)(3), (f), and (g) to read as follows:

§ 201.1 Drugs; name and place of business of manufacturer, packer, or distributor.

* * * * *

(c) * * *

(4) If the person performs all applicable operations listed in paragraph (b) of this section except for those operations listed in paragraph (d) of this section. For purposes of this paragraph, person, when it identifies a corporation, includes a parent, subsidiary, or affiliate company where the related companies are under common ownership and control.

* * * * *

(e) * * *

(3) On equipment that is continuously owned or leased by the person. As used in this paragraph, person, when it identifies a corportion, includes a parent, subsidiary, or affiliate company where the related companies are under common ownership and control.

(f) The name of the person represented as manufacturer under paragraph (b) or (c) of this section must be the same as either (1) the name of the establishment (as defined in § 207.3(b) of this chapter) under which that person is registered at the time the labeled product is produced or (2) the registered establishment name of a parent, subsidiary, or affiliate company where the related companies are under common ownership and control. In addition, the name shall meet the requirements of paragraph (g) of this section.

(g) The requirement for declaration of the name of the manufacturer, packer, or distributor shall be deemed to be satisfied, in the case of a corporate person, only by the actual corporate name, except that the corporate name may be the name of a parent, subsidiary, or affiliate company where the related companies are under common ownership and control. The corporate name may be preceded or followed by the name of the particular division of the corporation. "Company," "Incorporated," etc., may be abbreviated or omitted and "The" may be omitted. In the case of an individual, partnership, or association, the name under which the business is conducted shall be used.

Effective date: September 19, 1983.

(Secs. 502, 701(a), 52 Stat. 1050-1051 as amended, 1055 (21 U.S.C. 352, 371(a)))

Dated: July 29, 1983.

Arthur Hull Hayes, Jr.,

Commissioner of Food and Drugs.

Margaret M. Heckler,

Secretary of Health and Human Services.

[FR Doc. 83-22467 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

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21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Tylosin

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed for Growmark, Inc., providing for the manufacture of a 40-gram-per-pound tylosin premix. The premix is used to make complete feeds for swine, beef cattle, and chickens.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Benjamin A. Puyot, Bureau of Veterinary Medicine (HFV-130), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-4913.

SUPPLEMENTARY INFORMATION: Growmark, Inc., 1701 Towanda Ave., Bloomington, IL 61701, is the sponsor of a supplement to NADA 99-098 submitted on its behalf by Elanco Products Co. This supplement provides for the manufacture of 40-gram-per-pound premixes subsequently used to make complete feeds for swine, beef cattle, and chickens for use as in 21 CFR 558.625(f)(1)(i) through (vi). The basis for approval of this supplement is discussed in the freedom of information (FOI) summary. Based on the data and information submitted, the supplement is approved and the regulations are amended to reflect the approval.

In accordance with the freedom of information provisions of Part 20 (21 CFR Part 20) and § 514.11(e)(2)(ii) (21 CFR 514.11(e)(2)(ii)), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857, from 9 a.m. to 4 p.m., Monday through Friday.

The Bureau of Veterinary Medicine has determined pursuant to 21 CFR 25.24(d)(1)(i) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), § 558.625 is amended by revising paragraph (b)(27) to read as follows:

§ 558.625 Tylosin.

* * * * *

(b) * * *

(27) To 020275: 8 and 10 grams per pound, paragraph (f)(1)(i), (iii), (iv), and (vi) of this section; 40 grams per pound, paragraph (f)(1)(i) through (vi) of this section.

* * * * *

Effective date. August 19, 1983.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360(i)))

Dated: August 11, 1983.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 83-22579 Filed 8-18-83 8:45 am]

BILLING CODE 4160-01-M

21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Tylosin

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed for Ag-Mark, Inc., providing for the manufacture of a 40-gram-per-pound tylosin premix. The premix is used to make complete feeds for swine, beef cattle, and chicken.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Benjamin A. Puyot, Bureau of Veterinary Medicine (HFV–130), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–4913.

SUPPLEMENTARY INFORMATION: Ag-Mark, Inc., P.O. Box 127, Teachey, NC 28464, is the sponsor of a supplement to NADA 121–147 submitted on its behalf by Elanco Products Co. This supplement provides for the manufacture of 40-gram-per-pound premixes subsequently used to make complete feeds for swine, beef cattle, and chickens for use as in 21 CFR 558.625(f)(1)(i) through (vi). The basis for approval of this supplement is discussed in the freedom of information (FOI) summary. Based on the data and information submitted, the supplement is approved and the regulations are amended to reflect the approval.

In accordance with the freedom of information provisions of Part 20 (21 CFR Part 20) and § 514.11(e)(2)(ii) (21 CFR 514.11(e)(2)(ii)), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857, from 9 a.m. to 4 p.m., Monday through Friday.

The Bureau of Veterinary Medicine has determined pursuant to 21 CFR 25.24(d)(1)(i) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects in 21 Part 558

Animal drugs, Animal feeds.

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), § 558.625 is amended by revising paragraph (b)(66) to read as follows:

§ 558.625 Tylosin

* * * * *

(b) * * *

(66) To 024174: 10 grams per pound, paragraph (f)(2)(vi)(*a*) of this section; 40 grams per pound, paragraph (f)(1)(i) through (vi) of this section.

* * * * *

Effective date. August 19, 1983.

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

Dated: August 11, 1983.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 83-22560 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Tylosin

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed for Webel Feeds, Inc., providing for the manufacture of a 40-gram-per-pound tylosin premix. The premix is used to make complete feeds for swine, beef cattle, and chickens.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Benjamin A. Puyot, Bureau of Veterinary Medicine (HFV–130), Food and Drug Administration, 5600 Fisher Lane, Rockville, MD 20857, 301–443–4913.

SUPPLEMENTARY INFORMATION: Webel Feeds, Inc., R.R. 3, Pittsfield, IL 62363, is the sponsor of a supplement to NADA 116–196 submitted on its behalf by Elanco Products Co. This supplement provides for the manufacture of a 40-gram-per-pound premix subsequently used to make complete feeds for swine, beer cattle, and chickens for use as in 21 CFR 558.625(f)(1)(i) through (vi). The supplement is approved and the regulations are amended accordingly. The basis for approval of this supplement is discussed in the freedom of information (FOI) summary.

In accordance with the freedom of information provisions of Part 20 (21 CFR Part 20) and § 514.11(e)(2)(ii) (21 CFR 514.11(e)(2)(ii)), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857, from 9 a.m. to 4 p.m., Monday through Friday.

The Bureau of Veterinary Medicine has determined pursuant to 21 CFR 25.24(d)(1)(i) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

Therefore, under the Federal Foods, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), § 558.625 is amended by revising paragraph (b)(73) to read as follows:

§ 558.625 Tylosin.

* * * * *

(b) * * *

(73) To 035096: 0.33 and 0.67 gram per pound, paragraph (f)(1)(vi) (*a*) of this section; 0.8, 1, 2, and 10 grams per pound, paragraph (f)(1)(i) and (vi) (*a*), (*b*) and (*d*) of this section; 40 grams per pound, paragraph (f)(1)(i) through (vi) of this section.

* * * * *

Effective date. August 19, 1983.

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

Dated: August 11, 1983.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 83-22577 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Tylosin

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the

animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed for Seeco, Inc., providing for the manufacture of a 40-gram-per-pound tylosin premix. The premix is used to make complete feeds for swine, beef cattle, and chickens.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Benjamin A. Puyot, Bureau of Veterinary Medicine (HFV–130), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–4913.

SUPPLEMENTARY INFORMATION: Seeco, Inc., Box 1014, North Highway 71, Willmar, MN 56201, is the sponsor of a supplement to NADA 100–352 submitted on its behalf by Elanco Products Co. This supplement provides for the manufacture of 40-gram-per-pound premixes subsequently used to make complete feeds for swine, beef cattle, and chickens for use as in 21 CFR 558.625(f)(1) (i) through (vi). The basis for approval of this supplement is discussed in the freedom of information (FOI) summary. Based on the data and information submitted, the supplement is approved and the regulations are amended to reflect the approval.

In accordance with the freedom of information provisions of Part 20 (21 CFR Part 20) and § 514.11(e)(2)(ii) (21 CFR 514.11(e)(2)(ii)), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857, from 9 a.m. to 4 p.m., Monday through Friday.

The Bureau of Veterinary Medicine has determined pursuant to 21 CFR 25.24(d)(1)(i) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), § 558.625 is amended by revising paragraph (b) (38) to read as follows:

§ 558.625 Tylosin.

* * * * *

(b) * * *

(38) To 011749: 1 and 10 grams per pound, paragraph (f)(1)(vi)(*a*) of this section; 40 grams per pound, paragraph (f)(1) (i) through (vi) of this section.

* * * * *

Effective date. August 19, 1983.

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

Dated: August 11, 1983.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 83-22578 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

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21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Tylosin

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed for I.M.S., Inc., providing for the manufacture of a 40-gram-per-pound tylosin premix. The premix is used to make complete feeds for swine, beef cattle, and chickens.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Benjamin A. Puyot, Bureau of Veterinary Medicine (HFV–130), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–4913.

SUPPLEMENTARY INFORMATION: I.M.S., Inc., 13619 Industrial Rd., Omaha, NE 68137, is the sponsor of a supplement to NADA 127–195 submitted on its behalf by Elanco Products Co. This supplement provides for the manufacture of a 40-gram-per-pound premix subsequently used to make complete feeds for swine, beef cattle, and chickens for use as in 21 CFR 558.625(f)(1)(i) through (vi). The supplement is approved and the regulations are amended accordingly. The basis for approval of this supplement is discussed in the freedom of information (FOI) summary.

In accordance with the freedom of information provisions of Part 20 (21 CFR Part 20) and § 514.11(e)(2)(ii) (21 CFR 514.11 (e)(2)(ii)), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857, from 9 a.m. to 4 p.m., Monday through Friday.

The Bureau of Veterinary Medicine has determined pursuant to 21 CFR 25.24(d)(1)(i) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

§ 558.625 Tylosin.

* * * * *

(b) * * *

(77) To 050639: 10 grams per pound, paragraph (f)(1)(vi)(*a*) of this section; 40 grams per pound, paragraph (f)(1)(i) through (vi) of this section.

* * * * *

Effective date. August 19, 1983.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360(i)))

Dated: August 11, 1983.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 83-22576 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

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21 CFR Part 558

New Animal Drugs for Use in Animal Feeds; Tylosin

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) submitted by Ralston-Purina Co. providing for use of a 40-gram-per-pound tylosin premix. The premix is used to make complete feeds for chickens.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Benjamin A. Puyot, Bureau of Veterinary Medicine (HFV–130), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–4913.

SUPPLEMENTARY INFORMATION: Ralston Purina Co., Checkerboard Square, St. Louis, MO 63199, has submitted a supplement to its previously approved NADA 43–387 for tylosin premix. The supplement provides for the use of a 40-gram-per-pound tylosin premix for making complete chicken, layer, broiler, and replacement chicken feed. The chicken feed is used for increased rate

of weight gain and improved feed efficiency, the layer feed for improved feed efficiency, and the broiler and replacement chicken feed for control of chronic respiratory disease. The supplement is approved and the regulations are amended accordingly. The basis for approval is discussed in the freedom of information (FOI) summary.

In accordance with the freedom of information provisions of Part 20 (21 CFR Part 20) and § 514.11(e)(2)(ii) (21 CFR 514.11(e)(2)(ii)), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857, from 9 a.m. to 4 p.m., Monday through Friday.

The Bureau of Veterinary Medicine has determined pursuant to 21 CFR 25.24(d)(1)(i) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360(i))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), § 558.625 is amended by revising paragraph (b)(5) to read as follows:

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

§ 558.625 Tylosin.

* * * * *

(b) * * *

(5) To 017800: 0.4, 0.8, 1, and 8 grams per pound, paragraph (f)(1)(vi)(*a*) of this section; 10 grams per pound, paragraph (f)(1)(i) and (vi)(*a*) of this section; 40 grams per pound, paragraph (f)(1)(i) through (vi) of this section.

* * * * *

Effective date: August 19, 1983.

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

Dated: August 15, 1983.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 83-22796 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Part 555

Chloramphenicol Drugs for Animal Use; Chloramphenicol Oral Solution

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed by Philips Roxane, Inc., et al., providing for a change of pH specifications for chloramphenicol oral solution for treating bacterial pulmonary and urinary tract infections, enteritis, and infections associated with canine distemper.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Patricia N. Cushing, Bureau of Veterinary Medicine (HFV-143), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-1788.

SUPPLEMENTARY INFORMATION: Philips Roxane, Inc., 2621 North Belt Highway, St. Joseph, MO 64502, filed a supplement to NADA 65-477 providing for a change of pH specifications for chloramphenicol oral solution (100 and 250 milligrams per milliliter) from pH 6.5 to 8.5 to pH 5.0 to 8.5. The product is used for treating bacterial pulmonary and urinary tract infections, enteritis, and infections associated with canine distemper. The Bureau of Veterinary Medicine (BVM) evaluted finished product specifications for chloramphenicol oral solution in § 555.110c(a) (21 CFR 555.110c(a)) and reviewed the pH specifications of various chloramphenicol products in 21 CFR Parts 455 and 555. Those products reviewed were:

Human drug product	21 CFR reference (section)	pH specifications
Bulk	455.10(a)(1)(iii)	4.5-7.5
Bulk sterile	455.10a(a)(1)(vi)	4.5-7.5
Sterile sodium succinate.	45512a(a)(1)(vii)	6.4-7.0
Palmitate oral suspension.	455.111(a)(1)	4.5-7.0
Injection	455.210(a)(1)	4.7-5.0
Ophthalmic solution	455.310a(a)(1)	3.0-6.0
Ophthalmic	455.310b(a)(1)	7.1-7.5
Otic	455.410(a)(1)	4.0-8.0

Animal drug product	21 CFR reference (section)	pH specifications
Oral solution	555.110c(a)(1)	6.5-8.5
Palmitate oral suspension.	555.111(a)(1)	4.5-7.0
Injection	555.210(a)(1)	6.5-8.5
Ophthalmic	555.310a(a)(1)	7.1-7.5
	455.310b(a)(1) (cross reference).	
Topical	555.310b(a)(1)	4.0-8.0
	455.410(a)(1) (cross reference).	
Ophthalmic solution	555.310d(a)(1)	3.0-6.0
Otic	555.410	4.0-8.0
	455.410(a)(1) (cross reference).	

Although potency is the primary indicator of a product's stability, a product's pH is also an indicator of its stability. Based on a BVM review of pH specifications and product potency and on stability data submitted by Philips Roxane, the Bureau has concluded that the pH of chloramphenicol oral solution in 21 CFR 555.110c(a) should be 5.0 to 8.5. Accordingly, the regulation is amended to reflect that conclusion. Those other firms holding NADA's whose approval is reflected in § 555.110c have filed supplemental NADA's to reflect the change. The firms and NADA's affected are:

Sponsor	NADA
John D. Copanos & Co., Inc	65-364
International Multifoods Corp. (formerly Tevcon)	55-003
Medico Industries, Inc. (A Tech-America Co.)	65-487
Michael Gordon, Inc	65-484
Philips Roxane, Inc	65-477
Pfizer, Inc	65-464

The Bureau of Veterinary Medicine has determined pursuant to 21 CFR 25.24(d)(1)(i) (proposed December 11, 1979; 44 FR 71742) that this action is of a type that does not individually or cumulatively have a significant impact on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

List of Subjects in 21 CFR Part 555

Animal drugs, Antibiotics, chloramphenicol.

PART 555—CHLORAMPHENICOL DRUGS FOR ANIMAL USE

§ 555.110c [Amended]

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512 (i) and (n), 82 Stat. 347, 350-351 (21 U.S.C. 360b (i) and (n))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Bureau of Veterinary Medicine (21 CFR 5.83), § 555.110c *Chloramphenicol oral solution* is amended by revising the fourth sentence in paragraph (a)(1) to read "The pH is 5.0 to 8.5."

Effective date. August 19, 1983.

(Sec. 512 (i) and (n), 82 Stat. 347, 350-351 (21 U.S.C. 360b (i) and (n)))

Dated: August 15, 1983.

Robert A. Baldwin,

Associate Director for Scientific Evaluation.

[FR Doc. 83-22767 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

21 CFR Parts 211, 700, and 800

[Docket Nos. 82N-0330 and 82N-0332]

Tamper-Resistant Packaging Requirements for Certain Over-the-Counter Human Drug and Cosmetic Products and Contact Lens Solutions and Tablets; Stay of Effective Date

AGENCY: Food and Drug Administration.

ACTION: Final rule; stay of effective date.

SUMMARY: The Food and Drug Administration (FDA) announces that, in response to a citizen petition, the provision of the tamper-resistant packaging regulations that requires a specific label reference to any identifying characteristic that is incorporated into the tamper-resistant feature of a particular product is stayed until February 6, 1984. Elsewhere in this issue of the **Federal Register**, the agency announces the availability of the advisory opinion, issued in response to the citizen petition, and also advises that as part of its Tamper-Resistant Packaging Compliance Program, it plans to maintain a current list of acceptable technologies and those packaging technologies that the agency believes are unacceptable and have problems.

DATE: The amendments are effective August 19, 1983. The provisions in §§ 211.132(c), 700.25(c), and 800.12(c) that require that a label reference any identifying characteristic that is incorporated into the tamper-resistant feature are stayed until February 6, 1984.

FOR FURTHER INFORMATION CONTACT: Paul O. Fehnel, National Center for Drugs and Biologics (HFN-7), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-6490.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of November 5, 1982 (47 FR 50442), FDA published regulations establishing tamper-resistant packaging and labeling requirements for certain over-the-counter (OTC) human drug and cosmetic products. In the same issue of the **Federal Register** (47 FR 50452), the agency also published tamper-resistant regulations for contact lens solutions and tablets. In the **Federal Register** of April 19, 1983 (48 FR 16658), the agency amended its tamper-resistant packaging and labeling regulations for OTC drug and cosmetic products to clarify certain sections of the preamble and to specify in the regulations those products that the agency had exempted from those regulations. In the same issue of the **Federal Register** (48 FR 16665), the agency made similar clarifying amendments for contact lens solutions and tablets. One of the clarifying labeling amendments added by the April 19, 1983 rule was the statement, "If the tamper-resistant feature chosen to meet the requirement in paragraph (b) of this section is one that uses an identifying characteristic, that characteristic is required to be referred to in the labeling statement."

The agency received a petition from The Proprietary Association (PA) requesting a stay of the effective date of a portion of the tamper-resistant packaging and labeling regulations. Specifically, PA sought a stay of that provision of the regulations that requires a specific label reference to any identifying characteristic that is incorporated into the tamper-resistant feature of a particular product. For OTC drugs, this statement is required by 21 CFR 211.132(c); and for cosmetic products and contact lens solutions and tablets, 21 CFR 700.25(c) and 800.12(c), respectively, as amended April 19, 1983.

The agency agreed with the petitioner that additional time should be provided to comply with the requirement that any identifying characteristic of the tamper-resistant feature be specifically referred to in the labeling and stayed the effective date for this requirement until February 6, 1984. The petition response was made an advisory opinion. Elsewhere in this issue of the **Federal Register**, FDA is announcing the availability of the advisory opinion and also of information on packaging technologies.

List of Subjects

21 CFR Part 211

Drugs, manufacturing, Labeling, Laboratories, Packaging and containers, Warehouses.

21 CFR Part 700

Cosmetics, Definitions, Prohibited cosmetic ingredients.

21 CFR Part 800

Administrative detention, Administrative practice and procedure, Medical devices.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(n), 501, 502, 505, 506, 507, 601, 602, 701, 52 Stat. 1041 as amended, 1049-1056 as amended, 55 Stat. 851, 59 Stat. 463 as amended (21 U.S.C. 321(n), 351, 352, 355, 356, 357, 361, 362, 371)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), Parts 211, 700, and 800 are amended as follows:

PART 211—CURRENT GOOD MANUFACTURING PRACTICE FOR FINISHED PHARMACEUTICALS

1. Part 211 is amended in § 211.132 by revising paragraph (g)(2), to read as follows:

§ 211.132 Tamper-resistant packaging requirements for over-the-counter human drug products.

* * * * *

(g) * * *

(2) *Initial effective date for labeling requirements.* The requirement in paragraph (b) of this section that the indicator or barrier to entry be distinctive by design and the requirement in paragraph (c) of this section for a labeling statement are effective on May 5, 1983 for each affected OTC drug product packaged for retail sale on or after that date, except that the requirement for a specific label reference to any identifying characteristic is effective on February 6, 1984 for each affected OTC drug product packaged for retail sale on or after that date.

* * * * *

PART 700—GENERAL

2. Part 700 is amended in § 700.25 by revising paragraph (e)(2), to read as follows:

§ 700.25 Tamper-resistant packaging requirements for cosmetic products.

* * * * *

(e) * * *

(2) *Initial effective date for labeling requirements.* The requirement in paragraph (b) of this section that the indicator or barrier to entry be distinctive by design and the requirement in paragraph (c) of this section for a labeling statement are effective on May 5, 1983 for each affected cosmetic product packaged for retail sale on or after that date, except that the requirement for a specific label reference to any identifying characteristic is effective on February 6, 1984 for each affected cosmetic product packaged for retail sale on or after that date.

* * * * *

PART 800—GENERAL

3. Part 800 is amended in § 800.12 by revising paragraph (f)(2), to read as follows:

§ 800.12 **Contact lens solutions and tablets; tamper-resistant packaging.**

* * * * *

(f) * * *

(2) *Initial effective date for labeling requirements.* The requirement in paragraph (b) of this section that the indicator or barrier to entry be distinctive by design and the requirement in paragraph (c) of this section for a labeling statement are effective on May 5, 1983 for each product subject to this section packaged for retail sale on or after that date, except that the requirement for a specific label reference to any identifying characteristic is effective on February 6, 1984 for each affected product subject to this section packaged for retail sale on or after that date.

* * * * *

Effective date. August 19, 1983.

(Secs. 201(n), 501, 502, 505, 506, 507, 601, 602, 701, 52 Stat. 1041 as amended, 1049–1056 as amended, 55 Stat. 851, 59 Stat. 463 as amended (21 U.S.C. 321(n), 351, 352, 355, 356, 357, 361, 362, 371))

Dated: August 11, 1983.

Joseph P. Hile,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-22581 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 913

Extension of Deadline for Satisfaction of Conditions of Approval of the Illinois Permanent Regulatory Program

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Final rule.

SUMMARY: OSM is announcing its decision to extend the deadline for Illinois to meet two conditions of approval of its State permanent regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The conditions concern sediment ponds and covering coal seams with water.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. James Fulton, Field Office Director, Springfield Field Office, 600 E. Monroe Street, Room 20, Springfield, Illinois 62701; Telephone: (217) 492–4495.

SUPPLEMENTARY INFORMATION: The Illinois program was conditionally approved June 1, 1982 (47 FR 23858). In that document, the Secretary published a schedule for the State to meet each of the five conditions on the State program.

On May 23, 1983, Illinois requested an extension of the deadline to satisfy conditions (b) and (c), as listed at 30 CFR 913.11 (b) and (c), from June 1, 1983 to December 1, 1983.

The State noted, in its May 23, 1983 request, that the Illinois Department of Mines and Minerals (IDMM) had filed a notice of proposed rulemaking in the Illinois Register to amend its permanent program rules to meet the two conditions due June 1, 1983. However, the IDMM received little public comment on the proposed rulemaking. In order to stimulate the fullest public participation in the rulemaking process, the IDMM wishes, by direct mailing to interested persons, to give further notice of the proposed rulemaking. Under Illinois administrative procedures, this process should be complete within six months.

Therefore, the State requested a six-month extension of the June 1, 1983 deadline. As the State noted in its letter, since Illinois agreed to operate its program in conformance with the terms of the conditions until such time as its rules are amended, there will be no substantive difference in the field.

On June 2, 1983, OSM published a notice in the **Federal Register** (48 FR 24741) to propose an extension of the deadline to meet conditions (b) and (c) to December 1, 1983. Comment on the proposal was solicited for 30 days, ending July 5, 1983.

Public Comment

1. The Illinois South Project, Inc. (ISP), objected that OSM should have requested comment on the proposed extension of the June 1, 1982 deadline well in advance of that date rather than on June 2, and asked OSM to explain how this action is consistent with the Administrative Procedure Act (APA).

OSM did not receive the extension request from the IDMM until May 23, 1983. OSM acted promptly to prepare and publish the **Federal Register** notice on June 2, only six working days later.

Section 553 of the APA requires an agency to give notice and an opportunity to be heard on any proposed action by publishing a notice in the **Federal Register.** OSM has provided both notice and the opportunity to be heard in accordance with the APA.

2. ISP commented that, according to the Secretary's decision on the Illinois program, the program should have terminated on June 2, because OSM's rules at 30 CFR 913.11 (b) and (c) state that "The approval found in § 913.10 will terminate unless Illinois submits to the Secretary by June 1, 1983" the required changes. Termination of a State program is not automatic. The Secretary's regulations at 30 CFR 732.13(j) provide that the Director has a number of options if the State fails to correct the deficiencies by the deadline. However, Illinois' good faith request for an extension of the deadline is not equivalent to a failure to meet its deadline. Illinois requested, prior to that deadline, that an extension be granted. The Secretary has determined that an extension is warranted and will not result in any substantive difference in the environmental protection standards of the Illinois program.

3. ISP commented that soliciting additional public participation on this matter is unnecessary since the Illinois program has already gone through two years of development and public comment. In addition, ISP noted that Illinois went through its standard rulemaking procedures on these conditions and questions whether this procedure is adequate, whether it will work in the future, and whether it will be biased in favor of industry rather than citizens. ISM believes the Illinois rulemaking procedure is adequate. If Illinois believes additional public involvement is necessary on these critical issues and granting the extension would not lessen environmental protection, OSM does not believe that the request for an extension is unreasonable. The Illinois rulemaking procedure requires careful consideration of all comments, from whatever viewpoint.

4. ISP asked for assurances that the extension is not merely an attempt by the State and OSM to obtain additional time to work out an out-of-court settlement in *Illinois Department of Mines and Mineral* v. *Watt* (C.A. No. 82–3152), since the two conditions for which the extension is being sought are the subject of that suit by the State. The fact that these conditions are the subject of litigation has no bearing on the extension of the deadline. There is another condition on the Illinois program that is subject to the same litigation but Illinois did not seek an extension of the deadline for meeting that condition.

Secretary's Determination

The Secretary has determined that an extension of the deadline for Illinois to satisfy conditions (b) and (c) is warranted. As noted above, since Illinois has agreed to operate its program in accordance with the terms of the conditions until such time as its

rules are amended, there will be no substantive effect in the field.

Procedural Matters

1. *Compliance with the National Environmental Policy Act:* The Secretary has determined that, pursuant to Section 702(d) of SMCRA, 30 U.S.C. 1292(d), no environmental impact statement need be prepared on this rulemaking.

2. *Executive Order No. 12291 and the Regulatory Flexibility Act:* On August 28, 1981, the Office of Management and Budget (OMB) granted OSM an exemption from Sections 3, 4, 7, and 8 of Executive Order 12291 for actions directly related to approval or conditional approval of State regulatory programs. Therefore, this action is exempt from preparation of a Regulatory Impact Analysis and regulatory review by OMB.

The Department of the Interior has determined that this rule will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibilitiy Act (5 U.S.C. 601 *et seq.*). This rule will not impose any new requirements; rather, it will ensure that existing requirements established by SMCRA and the Federal rules will be met by the State.

3. *Paperwork Reduction Act:* This rule does not contain information collection requirements which require approval by the Office of Management and Budget under 44 U.S.C. 3507.

List of Subjects in 30 CFR Part 913

Coal mining, Intergovernmental relations, Surface mining, Underground mining.

Accordingly, Part 913 of Title 30 is amended as set forth herein.

Dated: August 12, 1983.

W. L. Dare,

Acting Deputy Assistant Secretary for Energy and Minerals.

PART 913—ILLINOIS

§ 913.11 [Amended]

1. Section 913.11 is amended in paragraphs (b) and (c) by substituting "December 1, 1983" for "June 1, 1983" each time it appears.

(Pub. L. 95–87, 30 U.S.C. 1201 *et seq.*)

[FR Doc. 83–22867 Filed 8–18–83; 8:45 am]
BILLING CODE 4310–05–M

30 CFR Part 914

Approval and Disapproval of Permanent Program Amendments From the State of Indiana Under the Surface Mining Control and Reclamation Act of 1977

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Final rule.

SUMMARY: OSM is announcing the approval and disapproval of certain amendments to the Indiana permanent regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). In addition, the remaining conditions of the Secretary of the Interior's approval of the Indiana program are being removed.

On April 19, 1983, OSM received a set of regulation amendments from the Indiana Department of Natural Resources (IDNR). Also, on April 28, 1983, OSM received a set of statutory amendments from IDNR. Both sets of amendments were intended, in part, to meet the conditions of the Secretary's approval of the Indiana permanent program. The conditions of approval concern (1) design criteria for stream channel diversions, (2) requirements for each permit application to contain a list of all other licenses and permits needed by the applicant to conduct the proposed surface or underground mining activities, (3) requirements that a petitioner would only have to present evidence which would tend to establish allegations of fact in a petition to designate lands as unsuitable for mining, (4) the award of attorney and expert witness fees in surface mining related common law damage actions, and (5) administrative review of a permit or any final decision of the regulatory authority.

In addition to meeting the remaining conditions of approval, both sets of amendments proposed modifications to other provisions of the Indiana law and rules. Details of these modifications are discussed below under "Supplementary Information".

After providing opportunity for public comment and conducting a thorough review of the program amendments, the Secretary has determined that the modifications to the Indiana program satisfy the remaining conditions of approval, and that, except as noted under "Secretary's Findings" below, the additional modifications meet the requirements of SMCRA and the Federal permanent program regulations. Accordingly, the Secretary is removing the remaining conditions of approval of the Indiana program, is approving the additional modifications that meet the requirements of SMCRA and the Federal rules, and is advising the State of his disapproval of one proposed modification that does not meet the requirements of SMCRA or the Federal rules.

The Federal rules codifying Secretarial decisions concerning the Indiana permanent program are being amended to implement these actions.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. Richard D. McNabb, Director, Indianapolis Field Office, Office of Surface Mining, Federal Building and U.S. Courthouse, Room 522, 46 East Ohio Street, Indianapolis, Indiana 46204. Telephone: (317) 269–2600.

SUPPLEMENTARY INFORMATION:

I. Background on the Indiana State Program

Information regarding the general background on the Indiana State program, including the Secretary's Findings, the disposition of comments and a detailed explanation of the conditions of approval of the Indiana program, can be found in the July 26, 1982, **Federal Register** (47 32071–32108).

At the time of the Secretary's conditional approval, Indiana agreed to meet nine minor conditions, many of which contained several parts. Most of the conditions and their parts have been removed through the approval of amendments to the Indiana program. For additional information on the prior removal of conditions, see the December 17, 1982, **Federal Register** at 47 FR 56493, and the March 4, 1983, **Federal Register** at 48 FR 9248.

The remaining conditions on the Indiana program are as follows:

Condition (a)(2) requires Indiana to develop design criteria for stream channel diversions as required by 30 CFR 816.44 and 817.44.

Condition (b)(3) requires Indiana to provide that each permit application contain a list of all other licenses and permits needed by the applicant to conduct the proposed surface or underground mining activities indicating all the information required by 30 CFR 782.19

The deadline for Indiana to address two conditions was July 1, 1983.

Condition (g)(1) requires Indiana to amend its statute to provide that a petitioner would only have to present evidence which would tend to establish allegations of fact in a petition to designate lands as unsuitable for mining in accordance with the provisions of

Section 522(c) of SMCRA and in a manner no less effective than the requirements of 30 CFR 764.13(b)(2).

Condition (h)(1) requires Indiana to amend its statute to provide for the award of attorney and expert witness fees in surface mining related common law damage actions in accordance with the provisions of Section 510(f) of SMCRA.

Condition (h)(2) requires Indiana to amend its statute to provide for administrative review of a permit or any final decision of the regulatory authority in accordance with the provisions of Section 514(c) of SMCRA and in a manner no less effective than the requirements of 30 CFR 787.

Indiana was not required to address these latter conditions until September 1, 1983.

II. Discussion of the Amendments

On April 19, 1983, OSM received a set of regulation amendments (IN-0323) from the IDNR intended, in part, to meet conditions (a)(2) and (b)(3). Indiana has proposed changes to its rules at 310 IAC 12-5-19 and 12-5-85 to meet condition (a)(2), and at 12-3-63 to meet conditions (b)(3).

In addition, Indiana proposed changes to other State rules that are unrelated to the conditions. These rules are: 310 IAC 12-1-3, 12-3-12, 12-3-39, 12-3-76, 13-3-112, 12-3-118, 12-4-3, 12-4-4, 12-4-7, 12-4-17, 12-5-36, 12-5-41, 12-5-71.5, 12-5-101, 12-5-105, 12-5-139.5, 12-6-1, 12-6-4, 12-6-5, 12-6-6.5, 12-6-9, 12-6-15, and 12-6-16.

The details surrounding the changes to these rules are discussed under Section III. B. (Findings on other amendments) of this notice.

OSM published a notice in the **Federal Register** on May 9, 1983, announcing receipt of the amendment and inviting public comment on whether the proposed program modifications corrected the deficiencies (48 FR 20763). OSM's notice also requested comments on the other proposed amendments to Indiana's rules. The public comment period ended on June 8, 1983. A public hearing scheduled for June 3, 1983, was not held because no one expressed a desire to present testimony.

On April 28, 1983, OSM received a set of statutory amendments (IN-0325) from the IDNR intended, in part, to meet conditions (g)(1), (h)(1) and (h)(2). Indiana proposed changes to its statute at IC 13-4.1-14-2(a) to meet condition (g)(1), added a new Section (i) to IC 13-4.1-11-11 to meet condition (h)(1), and proposed changes to IC 13-4.1-4-5(c) to meet condition (h)(2).

In addition, Indiana proposed changes to other statutory sections that are unrelated to the conditions. These provisions are:

1. IC 13-4.1-2-3 to provide an exception to the conflict of interest rules for appointees to the Indiana Natural Resources Commission (a multi-interest board established by State law); and

2. IC 13-4.1-7-5 to provide that persons engaging in coal exploration that substantially disturbs the natural land surface are subject to the inspection and civil penalty provisions of State law at IC 13-4.1-11 and IC 13-4.1-12.

The details surrounding the changes to these rules are discussed under Section III. B. (Findings on other amendments) of this notice.

OSM published a notice in the **Federal Register** on May 17, 1983, announcing receipt of the amendment and inviting public comment on whether the proposed program modifications corrected the deficiencies (48 FR 22169). OSM's notice also requested comments on the other proposed amendments to Indiana's statute. The public comment period ended on June 16, 1983. A public hearing scheduled for June 13, 1983, was not held because no one expressed a desire to present testimony.

On July 27, 1983, the Administrator of the Environmental Protection Agency gave his written concurrence on the April 19, 1983, amendments to the Indiana program. Concurrence on the April 28, 1983, statutory amendments was not required because none of the proposed modifications concerned air or water quality standards.

III. Secretary's Findings

The Secretary finds, in accordance with SMCRA and 30 CFR 732.17 and 732.15, that the program amendments submitted by Indiana on April 19 and 28, 1983, meet the requirements of SMCRA and 30 CFR Chapter VII, except as noted below under Finding B.14.

A. Findings on Conditions

1. Condition (a)(2)

The Secretary found that in the Indiana program conditionally approved on July 26, 1982, the Indiana rules omitted the design criteria for diversions (Finding 13.9, 47 FR 32075). On March 4, 1983, the Secretary approved Indiana's amended rules at 310 IAC 12-5-18 and 12-5-84 which contain design criteria for diversions in a manner no less effective than 30 CFR 816.43 and 817.43 *See* the Secretary's Finding on Condition (a)(2), 48 FR 9249. The Secretary's March 4, 1983, finding also noted that Indiana rules 310 IAC 12-5-19 and 12-5-85 should also be amended to require design criteria for stream channel diversions. Indiana has amended its rules at 310 IAC 12-5-19 and 12-5-85 to include design criteria for stream channel diversions. The Secretary notes that Indiana's design criteria is based on a 6-hour precipitation event (310 IAC 12-5-19(b)(2) and 12-5-85(b)(2)) rather than a 24-hour precipitation event stipulated by 30 CFR 816.44(b)(2) and 817.44(b)(2). However, the Secretary finds that the Indiana provisions are not less effective than the Federal rules. In approving the Indiana provisions, the Secretary notes that the storm design event Indiana has adopted is consistent with the criteria of the Mine Safety and Health Administration (MSHA) published as "Design Guidelines for Coal Refuse Piles and Water, Sediment, or Slurry Impoundments and Impoundment Structures" (IR 1109). The Secretary recognizes that for some basins, depending on location, the 24-hour duration storm may result in a runoff volume somewhat higher than the 6-hour storm for the same area (44 FR 15207). However, for most mining situations, a 6-hour event is more likely to result in a higher peak flow. For a given storm frequency, the time of concentration and watershed shape can be more influential in determining the peak flow than the storm duration. Therefore, in most cases the difference in any increased volume of peak flow will be minor from a practical design and construction standpoint. Any computed increase in peak flow volume would most likely not result in any signficant change in flow depth or flow velocities, and correspondingly, any alternation in drainage channel design. For these reasons, the Secretary finds Indiana's amended rules at 310 IAC 12-5-19 and 12-5-85 to be no less effective than 30 CFR 816.44 and 817.44.

2. Condition (b)(3)

The Secretary found that in the Indiana program conditionally approved on July 26, 1982, the Indiana rules omitted a requirement that each permit application contain a list of all other licenses and permits needed by the applicant to conduct the proposed surface or underground mining activities including all the information required by 30 CFR 788.19 and 782.19 (See Finding 14.23, 47 FR 32079). On March 4, 1983, the Secretary approved Indiana's amended surface mining permit application rule at 310 IAC 12-3-25 which met the requirements of 30 CFR 778.19. (See the Secretary's Finding on condition (b)(3), 48 FR 9250.) The Secretary's March 4, 1983, findings noted

that Indiana did not amend the State's underground mining permit application rule a 310 IAC 12-3-63 to meet the requirements of 30 CFR 782.19. The Secretary now finds that Indiana has amended its underground mining permit application requirements at 310 IAC 12-3-63 to require that each permit application contain a list of all other licenses and permits needed by the applicant to conduct the proposed underground mining activities. The amended Indiana rule is now no less effective than 30 CFR 782.19.

3. Condition (g)(1)

The Secretary found that in the Indiana program conditionally approved on July 26, 1982, the Indiana statute did not provide that a petitioner would only have to present evidence which would tend to establish allegations of fact in a petition to designate lands as unsuitable for mining (See Finding 21.2, 47 FR 32085). The Secretary now finds that Indiana has amended its statute at IC 13-4.1-14-2(a) to require that an unsuitability petition contain allegations of fact with supporting evidence that tends to establish those allegations. The amended statutory provision is now consistent with the provisions of Section 522(c) of SMCRA and no less effective than 30 CFR 764.13(b)(2).

4. Condition (h)(1)

The Secretary found that in the Indiana program conditionally approved on July 27, 1982, the Indiana statute did not provide for the award of attorney and expert witness fees in surface mining related common law damage actions (Finding 22.9, paragraph (5), 47 FR 32087). The Secretary now finds that Indiana has amended its statute by adding a new paragraph (i) to IC 13-4.1-11-11 to provide for the award of attorney and expert witness fees in surface mining related common law damage actions and that the Indiana provision is now consistent with Section 520(f) of SMCRA.

5. Condition (h)(2)

The Secretary found that in the Indiana program conditionally approved on July 26, 1982, the Indiana statute and rules did not provide for the administrative review of a permit or any other decision of the regulatory authority. Instead, the Indiana provisions provided for a hearing only when a permit had been denied. *See* Finding 22.12, 47 Fr 32087. The Secretary now finds that Indiana has amended its statute at IC 13-4.1-4-5(c) to provide for administrative review of regulatory authority decisions in a manner consistent with Section 514(c) of SMCRA. While Indiana rule 310 IAC 12-3-118 has not been amended to specifically provide for administrative review of a decision to approve a permit, the State rule, when read in light of the amended Indiana statute, is no less effective than 30 CFR 787.11. The Secretary notes that Indiana has recently submitted draft changes to its rules that would amend 310 IAC 12-3-118 to specifically provide for administrative review whenever a permit application is approved or denied. OSM is presently working with the State to review its proposed changes.

B. Findings on other Amendments

1. The Indiana statute at IC 13-4.1-2-3 has been amended to remove the special conflict of interest requirements as they apply to members of the Indiana Natural Resources Commission. The Secretary notes that employes of the Indiana Department of Natural Resources are still barred from having any direct or indirect financial interest in any surface coal mining operation. Indiana's amended statutory provision also requires that a member of the Natural Resources Commission who has such an interest shall file annually with the State's Ethics and Conflicts of Interest Commission a disclosure statement of that interest. The Secretary has previously determined that the Indiana Natural Resources Commisison is a multi-interest board under 30 CFR 705.5. *See* the Secretary's response to public comments for Comment II.13 at 47 FR 32091. Under that regulation, members of multi-interest boards, such as Indiana's, are exempt from the conflict of interest rule. The Indiana program is consistent with 30 CFR 705.5.

2. The Indiana statute at IC 13-4.1-7 has been amended by adding a new section 5 which provides that persons engaging in coal exploration that substantially disturbs the natural land surface are subject to the inspection and civil penalty provisions of IC 13-4.1-11 and IC 13-4.1-12. The amendment addresses Finding 15.1 of the Secretary's July 20, 1982, conditional approval of the Indiana program whereby Indiana by policy statement agreed that no exploration in excess of 250 tons will be permitted until a statutory change is made to make Indiana's statute consistent with Sections 512(c) and 518 of SMCRA (47 FR 32080). The Secretary now finds the amended Indiana statutory provisions of IC 13-4.1-7-5 consistent with Sections 512(c) and 518 of SMCRA. Therefore, the amendment is acceptable and the State may now allow coal exploration activities in excess of 250 tons to be conducted in accordance with the provisions of the Indiana program.

3. The Indiana statute at IC 13-4.1-14-2(b) has been amended to provide that the hearing on a petition to designate lands as unsuitable for mining or to terminate an unsuitability determination will no longer be an adjudicatory type hearing. The Secretary finds this revision consistent with Section 522(c) of SMCRA, and no less effective than 30 CFR 764.17(a) which provides for a legislative type hearing.

4. Indiana rule 310 IAC 12-1-3 has been amended to clarify the definition of best technology currently available (BTCA). The amended definition now includes equipment, devices, systems, methods or techniques which are currently available anywhere as determined by the Director, IDNR, even if not in routine use. The amended rule codifies into the Indiana rules what the State had previously agreed to do by policy statement (see Finding 13.6, 47 FR 32075). The Secretary finds Indiana's amended definition of BTCA to be no less effective than the Federal definition found under 30 CFR 701.5.

5. Indiana rules 310 IAC 12-3-12 (b)(3) and (c)(2) concerning coal exploration application and notification requirements have been amended. Paragraph (b)(3) now requires a quarter-quarter section of the Section, Township, Range and County of the coal exploration area be included in an application to conduct coal exploration by methods other than core drilling or the drilling of boreholes. The Federal rules at 30 CFR 776.11(b)(3), as suspended in part, require a description of the area to be explored but do not require a map (45 FR 51548). Thus, the amended State rule, while more specific, is no less effective than 30 CFR 776.11(b)(3).

Paragraph (c)(2) of 310 IAC 12-3-12 has been amended by requiring any person desiring to drill an exploration hole to include in the person's notification to the Director, IDNR, the name, address, and telephone number of the representative of the person who will be present and responsible for conducting the exploration activities. The Secretary finds the amended provision no less effective than the Federal requirements for an application for coal exploration found at 30 CFR 776.12(a)(2).

6. Indiana rules 310 IAC 12-3-39 and 12-3-76 have been amended by inserting a new paragraph (1) requiring permit applications for surface or underground mining to include cross sections, maps and plans showing elevations and locations of monitoring stations used to

gather data on fish and wildlife and air quality, if required, in preparation of the application. Existing paragraph (l) has been redesignated as paragraph (m). The Secretary finds the amended provisions no less effective than the Federal rules at 30 CFR 779.25(b) and 783.25(b).

7. Indiana rules 310 IAC 12–4–3(e) and 12–4–17(a) have been amended to provide for mandatory, rather than discretionary, land forfeiture actions by the IDNR in cases where all attempts to ensure completion of the reclamation plan by the operator have failed. The amended rule codifies into the Indiana rules what the State had previously agreed to do by a policy statement (see Finding 18.2, 47 FR 32082). The Secretary finds the amended provisions to be no less effective than the provisions of 30 CFR 800.13(f) and 808.11–12.

8. Indiana rule 310 IAC 12–4–4(2) has been amended to clarify that total collateral bonds in the form of certificates of deposit at the certifying institution must not exceed $100,000 or the maximum insurable amount as determined by F.D.I.C. or F.S.L.I.C. The Secretary finds the amended rule no less effective than the requirements of 30 CFR 806.12(f)(4).

9. The Indiana rules at 310 IAC 12–4–7(c) have been amended to specify the criteria used to determine whether extended liability should apply to a portion of the original bond area in situations where separate bonding is allowed for areas requiring extended liability. The Secretary finds the amended Indiana rule no less effective than 30 CFR 805.13(c) (1) and (2).

10. The Indiana rules at 310 IAC 12–4–17(d) have been amended to require, in the event a determination to forfeit bond is made and an appeal is filed, that IDNR defend the action. The Secretary finds the amended Indiana rule no less effective than 30 CFR 808.12(a)(4).

11. The Indiana rules at 310 IAC 12–5–36(e)(4) and 12–5–101(e)(4) concerning blasting have been amended. The amended provisions state that the Director, IDNR, may require airblast measurements of any or all blasts and may specify the location of such measurements. Furthermore, the Director, IDNR, shall require or perform airblast measurements at a specified location for a specified period of time before imposing additional restrictions on the blasting operation. The Secretary finds the amended Indiana rules to be no less effective than 30 CFR 816.65(e)(4) and 817.65(e)(4) which provide discretionary authority for the regulatory authority to require airblast measurements of blasts and to specify the locations of such measurements. While the Federal rules do not specifically provide for airblast measurements to be used for the placement of additional restrictions, the Federal rules do not prohibit the State from doing so.

12. The Indiana rules at 310 IAC 12–5–41(b) and 12–5–105(b) concerning the disposal of coal processing wastes from outside the permit area into the permit area have been amended. The amended rules provide that such disposal of coal processing wastes can only be made if approved by the Director, IDNR. Furthermore, the Director's approval shall be based on a showing by the person who conducts surface or underground mining activities in the permit area, using hydrologic, geologic, geotechnical, physical, and chemical analyses, that disposal of such materials does not: (1) Adversely affect water quality, water flow, or regulation; (2) create public health hazards; or (3) cause instability in the disposal areas. The amended rules codify what the Director, IDNR, previously agreed to do under a policy statement (Finding 13.10, 47 FR 32075). The Secretary finds the amended rules no less effective than the provisions of 30 CFR 816.61(b) and 817.81(b).

13. Indiana has added certain performance standards to its rules that are not found in the Federal rules. New Indiana rules at 310 IAC 12–5–71.5 and 12–5–139.5 require any person who conducts surface or underground coal mining activities, prior to the release of any portion of the applicable performance bond, to ensure that all surveyor corner markers disturbed by such activities are replaced to the same location as found prior to the disturbance. The Secretary finds that these additional State requirements do not conflict with any provisions of SMCRA or 30 CFR Chapter VII.

14. The Indiana rules at 310 IAC 12–6–1 concerning performance of State inspections have been amended. Paragraph (a)(1) has been revised to reflect similar changes made to the Federal rules at 30 CFR 840.11 (a) and (b). The revised State rule requires IDNR to conduct not less than one partial inspection per month of each active surface coal mining and reclamation operation and such partial inspections of each inactive surface coal mining and reclamation operations as are necessary to ensure effective enforcement. Paragraph (a)(1) also requires one complete inspection per calendar quarter for each active and inactive site. The Secretary finds amended rule 310 IAC 12–6–1(a)(1) to be no less effective than the provisions of 30 CFR 840.11 (a) and (b).

Paragraph (b) of 310 IAC 12–6–1 has been amended to provide for aerial inspections to be used by the IDNR in lieu of an on-site partial or complete inspection. The Secretary finds that the amended rule is no less effective than 30 CFR 840.11(a) insofar as aerial inspections in lieu of on-site partial inspections are concerned. However, the Secretary finds that amended rule 310 IAC 12–6–1(b) is less effective than 30 CFR 840.11(b) because under the Federal rule a complete inspection must be conducted on-site. In a June 10, 1983, letter from the IDNR to OSM, IDNR requested an opinion whether it would be permissible to conduct those portions of a complete inspection that could be conducted from the air via an aerial inspection. See IN–0339. While the Secretary encourages the use of aerial inspections to supplement on-site inspections, such a scheme would be inconsistent with the provisions of 30 CFR 840.11(b).

Paragraph (c) of 310 IAC 12–6–1 has been amended to meet the requirements of revised 30 CFR 840.11(c) concerning inspection of coal exploration operations. The Secretary finds the amended Indiana rule no less effective than the provisions of 30 CFR 840.11(c).

310 IAC 12–6–1 has been amended by adding new paragraphs (d) and (e) which define an inactive surface coal mining and reclamation operation and provide the criteria to be used in documenting site conditions and citing violations observed during an aerial inspection. The amended provisions are intended to meet the requirements and take advantage of the additional flexibility offered by revisions to the Federal rules. The Secretary finds amended Indiana rule 310 IAC 12–6–1(d) to be as stringent as 30 CFR 842.11(c)(2)(iii), and amended Indiana rule 310 IAC 12–6–1(e) to provide the same procedures as found under 30 CFR 842.11(c)(1)(i).

15. Indiana has amended its rules at 310 IAC 12–6–4 concerning availability of inspection records. The amended rule states that such records must be made available commencing upon issuance until 5 years after all bonds have been released for the related permitted operation. The Secretary finds the amended rule no less effective than the provisions of 30 CFR 840.14.

16. Indiana has added a new paragraph (a)(2) to 310 IAC 12–6–5 which provides that an authorized representative of the Director, IDNR, shall immediately issue a cessation order to any person who does not hold a valid permit to conduct their operations. Existing paragraph (2) has been

redesignated as paragraph (3). The Secretary finds the amended provision provides similar procedures to those provided under 30 CFR 843.11(a)(2).

17. Indiana has amended its rules at 310 IAC 12–6–6.5(a)(3) and (g) concerning requirements for the issuance of show cause orders in the event the Director, IDNR, determines a pattern of violations exists by a permittee. The Secretary finds the amended rule to be as stringent, and the State's procedures to be the same, as the provisions of 30 CFR 843.14(a)(1) and (d).

18. Indiana has amended its rules at 310 IAC 12–6–9 to provide the same requirements for the formal review of citations and for the applicant's right to seek temporary relief pending completion of a review hearing as provided under 30 CFR 843.17 and Section 525(c) of SMCRA, respectively. The Secretary finds that the amended Indiana provisions are as stringent as the provisions of Section 525(c) of SMCRA and 30 CFR 843.17.

19. The Indiana rules at 310 IAC 12–6–15(a) have been amended to allow an operator to submit information to be considered by the Director, IDNR, in determining the amount of a civil penalty. The Secretary finds the provisions of Indiana's amended rule to be as stringent as, and the procedures to be similar to, the provisions of 30 CFR 845.17(a).

Paragraph (b) of 310 IAC 12–6–15 has been amended to state that failure by the IDNR to serve any proposed assessment within 30 days shall not be grounds for dismissal unless actual prejudice has been proven or a timely objection to the delay has been made by the person concerned.

The Secretary finds these changes to 310 IAC 12–6–15(a) and (b)(2) to be as stringent as the provisions of 30 CFR 845.17.

20. The Indiana rules to 310 IAC 12–6–16(b) have been amended to provide that any failure by IDNR to hold an assessment conference within 60 days from the date of issuance of the proposed assessment or the end of the abatement period shall not be grounds for dismissal of all or part of the assessment unless actual prejudice is proven. Furthermore, paragraph (b)(4) has been added which provides that any increase or reduction of a proposed penalty assessment of more then 25% and more than $500 by a conference officer shall not be final and binding on the Director, IDNR, until approved by the Director, IDNR, or his designee. The Secretary finds the amended provisions to be as stringent as the provisions of 30 CFR 845.18(b).

C. Non-substantive Corrections to Indiana's Regulations

Indiana has revised certain parts of its rules to make non-substantive, primarily typographical, changes. The Secretary finds the corrections consistent with SMCRA and 30 CFR Chapter VII.

IV. Public Comments

The response to public comments received are set forth below.

1. The Environmental Policy Institute (EPI) objected to certain procedural matters contained in OSM's notices of proposed rulemaking on the Indiana amendments being considered in this notice. The Director, OSM, responsed to EPI's allegations. Copies of both the EPI comment and the Director's response have been placed in the administrative record. *See* IN–0341 and 0342.

2. EPI, the Indiana Division of the Izaak Walton League, National Audubon Society, Save Our Irreplaceable Land, and the Indiana Wildlife Federation (EPI, et al.) commented that the amendment to IC 13–4.1–2–3 concerning the exemption of conflict of interest requirements for members of the Indiana Natural Resouces Commission should not be approved because such an exemption violates the conflict of interest provisions of Section 517(g) of SMCRA. The Secretary disagrees with the commenters for the reasons stated above under Finding B.1.

3. Several comments were received which expressed support for the approval of Indiana's program amendments. Additionally, acknowledgements were received from the following government agencies.

Department of Agriculture

Agricultural Research Service.

Department of the Interior

Bureau of Land Management, Bureau of Mines, Fish and Wildlife Service, National Park Service.

Department of Labor

Mine Safety and Health Administration.

Council on Environmental Quality

The disclosure of government agency comments is made pursuant to Section 503(b)(1) of SMCRA and 30 CFR 732.17(h)(10)(i).

V. Secretary's Decision

Except as noted above under Finding B.14, the Secretary, based on the above findings, is approving the April 19 and 28, 1983, amendments to the Indiana program and is removing the remaining conditions of approval. The conditions being removed by this notice are (a)(2), (b)(3), (g)(1) and (h).

The Secretary is disapproving the proposed amendment to Indiana rule 310 IAC 12–6–1(b) insofar as it would allow all or part of a complete inspection to not be conducted on-site. The Secretary notes that Section 27 of the April 19, 1982, proposed amendments provides that the proposed amendments will take effect upon IDNR receiving notice of approval from OSM and upon IDNR's notification to the public in the *Indiana Register*. Under the provisions of 30 CFR 732.17(g), no change to State laws or regulations shall take effect for purposes of a State program until approved as an amendment. Since the Secretary cannot approve the proposed amendment to Indiana's definition of a complete inspection, the applicable existing language of rule 310 IAC 12–6–1(b) will remain in effect. The Secretary is approving the other changes being made to that rule. To be clear, the amended rule as approved by the Secretary reads as follows:

310 IAC 12–6–1–(b)

A partial inspection is an on-site or aerial review of a person's compliance with some of the permit conditions and requirements imposed under IC 13–4.1 and 310 IAC 12. A complete inspection is an on-site review of a person's compliance with all permit conditions and requirements imposed under IC 13–4.1 and 310 IAC 12, within the entire area disturbed or affected by surface coal mining and reclamation operations.

The Secretary is amending Part 914 of 30 CFR Chapter VII to reflect approval of the above State program modifications. Also, 30 CFR Part 914 is being reorganized and expanded to reflect all final actions to date pertaining to State program amendments submitted by Indiana. This reorganization should afford the reader a clearer indication of the Secretary's approval or disapproval of Indiana's State program amendments.

VI. Procedural Matters

1. Compliance with the National Environmental Policy Act: The Secretary has determined that, pursuant to Section 702(d) of SMCRA, 30 U.S.C. 1292(d), no environmental document need be prepared on this rulemaking.

2. Executive Order No. 12291 and the Regulatory Flexibility Act: On August 28, 1981, the Office of Management and Budget (OMB) granted OSM an exemption from Sections 3, 4, 7, and 8 of Executive Order 12291 for actions directly related to approval or conditional approval of State regulatory programs. Therefore, this action is

exempt from preparation of a Regulatory Impact Analysis and regulatory review by OMB.

The Department of the Interior has determined that this rule will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.). This rule will not impose any new requirements; rather, it will ensure that existing requirements established by SMCRA and the Federal rules will be met by the State.

3. Paperwork Reduction Act: This rule does not contain information collection requirements which require approval by the Office of Management and Budget under 44 U.S.C. 3507.

List of Subjects in 30 CFR Part 914

Coal mining, Intergovernmental relations, Surface mining, Underground mining.

Therefore, Part 946 of 30 CFR Chapter VII is amended as set forth herein.

Dated: August 12, 1983.

W. L. Dare,

Acting Deputy Assistant Secretary for Energy and Minerals.

PART 914—INDIANA

1. 30 CFR 914.10 is revised to read:

§ 914.10 State regulatory program approval.

(a) The Indiana State Program, as submitted on March 3, 1980, as amended and clarified on June 4, 1980, as resubmitted on September 28, 1981, and clarified on December 8, 1981, April 8, 1982, May 18–19, 1982, and May 26, 1982, is conditionally approved, effective July 29, 1982. Beginning on that date, the Indiana Department of Natural Resources shall be deemed the regulatory authority in Indiana for all surface coal mining and reclamation operations and all coal exploration operations on non-Federal and non-Indian lands. Only surface coal mining and reclamation operations on non-Federal and non-Indian lands shall be subject to the provisions of the Indiana permanent regulatory program.

(b) Beginning on August 19, 1983 the Indiana program, as amended as set forth in 30 CFR 914.15, is fully approved.

(c) Copies of the approved program are available for review at:

Office of Surface Mining, 1100 L Street NW., Room 5315, Washington DC 20210
Office of Surface Mining, 46 East Ohio Street, Indianapolis, Indiana 46204
Indiana Department of Natural Resources, 309 W. Washington Street, Suite 202, Indianapolis, Indiana 46204.

§ 914.11 [Removed]

2. 30 CFR 914.11 is hereby removed.

3. A new section, 30 CFR 914.15 is added as set forth below.

§ 914.15 Approval of regulatory program amendments.

(a) The following amendment was approved effective December 17, 1982, to meet condition (b)(2): Indiana's revised permit application forms submitted on September 1, 1982, to require the applicant to certify that all reclamation fees due under 30 CFR 870.12 have been paid.

(b) The following amendments were approved effective March 4, 1983:

(1) Indiana revised regulations, submitted on December 9, 1982, to meet conditions (a)(1), (a)(2) in part, (a)(3)–(5), (b)(1), (b)(3) in part, (b)(4)–(6), (c), (d), (e), (f), (g)(2), and (i). These revisions were made to 310 IAC 12–2–7, 12–2–9, 12–3–12(c)(2), 12–3–25, 12–3–37(a), 12–3–47(b), 12–3–48, 12–3–74(a), 12–3–97, 12–4–5, 12–4–10(e)(1), 12–4–16, 12–5–3, 12–5–18, 12–5–51, 12–5–84, 12–5–115, 12–5–123(b), 12–5–149 (repealed), 12–5–152, 12–6–6 (d) and (f), 12–6–6.5, 12–6–16(b)(3)(ii), and 12–7–4(f).

(2) Other Indiana revised regulations, submitted on December 9, 1982, to revise 310 IAC 12–3–1, 12–3–21(b)(4), 12–3–59(b)(4), 12–3–81, 12–3–102(c), 12–5–24(f), and 12–5–90(f).

(c) The following amendments were approved effective August 19, 1983:

(1) Revisions to the Indiana statute submitted on April 28, 1983, to meet conditions (g)(1) and (h). These revisions were made to IC 13–4.1–14–2(a), 13–4.1–11–11(i), and 13–4.1–4–5(c).

(2) Other revisions to the Indiana statute submitted on April 28, 1983, at IC 13–4.1–2–3, and 13–4.1–7–5.

(3) Indiana revised regulations submitted on April 19, 1983, to meet conditions (a)(2) and (b)(3). These revisions were made to 310 IAC 12–3–63, 12–5–19 and 12–5–85.

(4) Other revisions to the Indiana regulations submitted on April 19, 1983. These revisions were made to 310 IAC 12–1–3, 12–3–12, 12–3–39, 12–3–76, 12–3–112, 12–3–118, 12–4–3, 12–4–4, 12–4–7, 12–4–17, 12–5–36, 12–5–41, 12–5–71.5, 12–5–101, 12–5–105, 12–5–139.5, 12–6–1 (except to the proposed modification to the definition of a complete inspection as contained in 12–6–1(b)), 12–6–4, 12–6–5, 12–6–6.5, 12–6–9, 12–6–15, and 12–6–16.

(Pub. L. 95–87, Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1201 et seq.))

[FR Doc. 83-22886 Filed 8-18-83; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF DEFENSE

Department of the Air Force

32 CFR Part 842

Administrative Claims; Personal Injury and Property Damage

AGENCY: Department of the Air Force, Department of Defense.

ACTION: Final rule.

SUMMARY: The Air Force is revising its regulations which govern the processing of administrative claims for personal injury and property damage both on behalf of and against the government. The passage of legislative amendments to federal claims statutes, reorganization of responsibilities within the Air Force and changes of Air Force claims policy make necessary a revision of these regulations. The purpose of this notice is to inform the public of these revised claims regulations.

EFFECTIVE DATE: August 1, 1983.

FOR FURTHER INFORMATION CONTACT: R. R. Semeta, Colonel, USAF, Chief, Claims and Tort Litigation Staff, Office of The Judge Advocate General, Department of the Air Force, Washington, D.C. 20324, telephone 202–693–0350.

SUPPLEMENTARY INFORMATION: Because this subpart implements a higher directive, it was not published as proposed for public comment. It is published as a final rule for information purposes. The Department of the Air Force has determined that this regulation is not a major rule as defined by Executive Order 12291; is not subject to the relevant provisions of the Regulatory Flexibility Act of 1980 (Pub. L. 96–354); and does not contain reporting or recordkeeping requirements under the criteria of the Paperwork Reduction Act of 1980 (Pub. L. 96–511). Part 842 is derived from Air Force Regulation (AFR) 112–1, Claims and Tort Litigation, 1 July 1983. This part implements DOD Directives 5100.3, 17 March 1980; 5160.10, 24 March 1967; 5515.3, 18 August 1965; 5515.6, 3 November 1956; 5515.8, 14 November 1974; 5515.9, 15 November 1961; 5515.10, 17 June 1965; and 7045.13, 8 July 1982.

List of Subjects in 32 CFR Part 842

Claims, Law, Foreign claims, Tort claims, Government property.

Accordingly, 32 CFR Part 842 is revised to read as follows:

PART 842—ADMINISTRATIVE CLAIMS

Sec.
842.0 Scope.

Subpart A—General Information

Sec.
842.1 Scope of subpart.
842.2 Definitions.
842.3 Claims authorities.
842.4 Where to file a claim.
842.5 Claims forms.
842.6 Signatures on claims forms.
842.7 Who may file a claim.
842.8 Insured claimants.
842.9 Splitting claims.

Subpart B—Functions and Responsibilities

842.10 Scope of subpart.
842.11 Air Force claims organization.
842.12 HQ USAF claims responsibility.
842.13 Staff Judge Advocates' responsibility.
842.14 Claims and Assistant Claims Officers.

Subpart C—Article 139 UCMJ Claims (10 U.S.C. 939)

842.15 Scope of subpart.
842.16 Definitions.
842.17 Claims payable.
842.18 Claims not payable.
842.19 Limiting provisions.
842.20 Filing a claim.

Subpart D—Personnel Claims (31 U.S.C. 3701, 3721)

842.21 Scope of subpart.
842.22 Definitions.
842.23 Delegations of authority.
842.24 Filing a claim.
842.25 Partial payments.
842.26 Statute of limitations.
842.27 Who may file a claim.
842.28 Who are proper claimants.
842.29 Who are not proper claimants.
842.30 General provisions.
842.31 Claims payable.
842.32 Claims not payable.
842.33 Reconsideration of a claim.
842.34 Right of subrogation, indemnity, and contribution.
842.35 Depreciation and maximum allowances.

Subpart E—Carrier Recovery Claims

842.36 Scope of subpart.
842.37 Definitions.
842.38 Delegations of authority.
842.39 Statute of limitations.

Subpart F—The Military Claims Act (10 U.S.C. 2733)

842.40 Scope of subpart.
842.41 Definitions.
842.42 Delegations of authority.
842.43 Filing a claim.
842.44 Advance payments.
842.45 Statute of limitations.
842.46 Who may file a claim.
842.47 Who are proper claimants.
842.48 Who are not proper claimants.
842.49 Claims payable.
842.50 Claims not payable.
842.51 Applicable law.
842.52 Appeal of final denials.
842.53 Right of subrogation, indemnity, and contribution.

Subpart G—Foreign Claims (10 U.S.C. 2734)

842.54 Scope of subpart.
842.55 Definitions.
842.56 Delegations of authority.
842.57 Filing a claim.
842.58 Advance payments.
842.59 Statute of limitations.
842.60 Who may file a claim.
842.61 Who are proper claimants.
842.62 Who are not proper claimants.
842.63 Payment criteria.
842.64 Claims not payable.
842.65 Applicable law.
842.66 Appeal of final denials.
842.67 Right of subrogation, indemnity, and contribution.

Subpart H—International Agreement Claims (10 U.S.C. 2734a; 2734b)

842.68 Scope of subpart.
842.69 Definitions.
842.70 Delegations of authority.
842.71 Filing a claim.

Subpart I—Use of Government Property Claims (10 U.S.C. 2737)

842.72 Scope of subpart.
842.73 Definitions.
842.74 Delegations of authority.
842.75 Filing a claim.
842.76 Statute of limitations.
842.77 Claims payable.
842.78 Claims not payable.
842.79 Appeals of final denials.
842.80 Settlement agreement.

Subpart J—Admiralty Claims (10 U.S.C. 9801-9804, 9806; 46 U.S.C. 740)

842.81 Scope of subpart.
842.82 Definitions.
842.83 Delegations of authority.
842.84 Reconsidering claims against the United States.

Subpart K—Claims Under the Federal Tort Claims Act (28 U.S.C. 1346(b), 2402, 2671, 2672, 2674-2680)

842.85 Scope of subpart.
842.86 Definitions.
842.87 Delegations of authority.
842.88 Statute of limitations.
842.89 Reconsideration of final denials.
842.90 Settlement agreements.

Subpart L—Property Damage Tort Claims in Favor of the United States (31 U.S.C. 71, 951-953)

842.91 Scope of subpart.
842.92 Delegations of authority.
842.93 Assertable claims.
842.94 Nonassertable claims.
842.95 Asserting the claim.
842.96 Referring a claim to the U.S. Attorney or the Department of Justice.
842.97 Statute of limitations.
842.98 Compromise, termination, and suspension of collection.

Subpart M—Claims Under the National Guard Claims Act (32 U.S.C. 715)

842.99 Scope of subpart.
842.100 Definitions.
842.101 Delegations of authority.
842.102 Filing a claim.
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842.105 Who may file a claim.
842.106 Who are proper claimants.
842.107 Who are not proper claimants.
842.108 Claims payable.
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842.110 Applicable law.
842.111 Appeal of final denials.
842.112 Government's right of subrogation, indemnity, and contribution.

Subpart N—Hospital Recovery Claims (42 U.S.C. 2651-2653)

842.113 Scope of subpart.
842.114 Definitions.
842.115 Delegations of authority.
842.116 Assertable claims.
842.117 Nonassertable claims.
842.118 Asserting the claim.
842.119 Referring a claim to the U.S. Attorney.
842.120 Statute of limitations.
842.121 Recovery rates in Government facilities.
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Subpart O—Nonappropriated Fund Claims

842.124 Scope of subpart.
842.125 Definitions.
842.126 Delegations of authority.
842.127 Settlement of NAFI claims.
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842.129 Tort and tort type claims.
842.130 Claims by NAFI employees.
842.131 Claims by customers, members, participants, or authorized users.
842.132 Tort claims in favor of the U.S.
842.133 Advance payments.
842.134 Claim payments and deposits.

Subpart P—Civil Air Patrol Claims (5 U.S.C. 8116(c), 8141; 10 U.S.C. 9441; 36 U.S.C. 201-208)

842.135 Scope of subpart.
842.136 Definitions.
842.137 Delegations of authority.
842.138 Proper claimants.
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842.140 Claims payable.
842.141 Claims not payable.

Subpart Q—Advance Payments (10 U.S.C. 2736)

842.142 Scope of subpart.
842.143 Delegation of authority.
842.144 Who may request.
842.145 When authorized.
842.146 When not authorized.
842.147 Separate advance payment claims.
842.148 Liability for repayment.
842.149 Advance payment agreement format.

Authority: Sec. 8012, 70A Stat. 488, as amended; 10 U.S.C. 8012, except as otherwise noted.

§ 842.0 Scope.

This part establishes standard procedures and uniform policies for administrative processing of claims, prescribes basic records and reports used to process claims arising out of Air Force activities and claims for which the Air Force has been assigned responsibility; tells how to present, process, and settle claims.

Subpart A—General Information

§ 842.1 Scope of subpart.

It explains terms used in this part. It also states basic Air Force claims policy and identifies proper claimants.

§ 842.2 Definitions.

(a) *Authorized agent.* Any person or corporation, including a legal representative, empowered to act on claimant's behalf.

(b) *Civilian personnel.* Civilian employees of the Air Force paid from appropriated and nonappropriated funds. It includes prisoners of war, interned enemy aliens performing paid labor, and volunteer workers except for claims under the Military Personnel and Civilian Employees' Claims Act.

(c) *Claim.* Any signed written demand on or by the Air Force for the payment of a sum certain, other than for obligations incurred in the regular procurement of services, supplies, equipment, or real estate. An oral demand under Article 139, Uniform Code of Military Justice (UCMJ) and under the Foreign Claims Act is sufficient.

(d) *Claimant.* An individual, partnership, association, corporation, country, state, territory, or their political subdivisions, and the District of Columbia. The U.S. Government or any of its instrumentalities may be a claimant in admiralty, tort and hospital recovery claims in favor of the U.S.

(e) *Geographic area of claims responsibility.* The base Staff Judge Advocate's (SJA's) jurisdiction for claims. CONUS and Alaska jurisdictional areas, except for subpart D claims, are designated by HQ USAF/JACC on maps distributed to the field. HQ PACAF and HQ USAFE SJAs designate these areas within their jurisdictions. DOD assigns areas of single service responsibility to each military department.

(f) *HQ USAF/JACC.* Claims and Tort Litigation Staff, Office of the Judge Advocate General, Headquarters, U.S. Air Force, 1900 Half Street, SW., Washington, D.C. 20324.

(g) *Owner.* Holder of legal title or an equitable interest in the property. Specific examples include:

(1) *For real property.* The mortgagor. Also the mortgagee if that individual can maintain a cause of action in the local courts involving a tort to that specific property.

(2) *For personal property.* A bailee, lessee, mortgagee and a conditional vendee. A mortgagee, conditional vendor or others having title for purposes of security only are not owners.

(h) *HQ PACAF.* Headquarters, Pacific Air Forces, Hickam Air Force Base, Hawaii 96853.

(i) *Personal Injury.* The term "personal injury" includes both bodily injury and death.

(j) *Property Damage.* Damage to, loss of, or destruction of real or personal property.

(k) *Settle.* Consider and pay or deny a claim in full or in part.

(l) *Single Base General Court-Martial Jurisdiction (GCM).* For claims purposes, a base legal office serving the commander exercising GCM authority only over that base and other bases.

(m) *Subrogation.* Assuming the legal rights of another after paying a claim or debt. Example, an insurance company (subrogee) paying its insured's (subrogor's) claim, thereby assuming the insured's right of recovery.

(n) *HQ USAFE.* Headquarters, U.S. Air Forces in Europe, Ramstein Air Base, Germany (APO New York 09012).

§ 842.3 Claims authorities.

(a) *Appellate authority.* The individual authorized to review the final decision of a settlement authority upon appeal.

(b) *Settlement authority.* The individual or foreign claims commission authorized to settle a claim upon its initial presentation.

§ 842.4 Where to file a claim.

File claims at the base legal office of the unit or installation at or nearest to where the accident or incident occurred. If the accident or incident occurred in a foreign country where no Air Force unit is located, file the claim with the Defense Attache (DATT), or Military Assistance Advisory Group (MAAG) personnel authorized to receive claims (DIAM 100–1 and AFR 400–45). In a foreign country where a claimant is unable to obtain adequate assistance in filing a claim, the claimant may contact the nearest Air Force Staff Judge Advocate (SJA). The SJA then advises HQ USAF/JACC of action taken and why the DATT or MAAG was unable to adequately assist the claimant.

§ 842.5 Claims forms.

Any signed written demand on the Air Force for a sum certain is sufficient to file a claim. However, request claimants use the following forms when filing claims:

(a) *Military personnel and Civilian Employees' Claims Act.* DD Forms 1842, Claim for Personal Property Against the United States, and 1845, Schedule of Property.

(b) *Claims processed under international agreements.* Any form specified by the host country.

(c) *All other claims.* Standard Form 95, Claim for Damage, Injury, or Death (SF 95).

§ 842.6 Signatures on claims forms.

The claimant signs the claim form in ink using the first name, middle initial and last name.

(a) *Claims filed by individuals.* (1) A married woman signs her name; for example, Mary A. Doe, rather than Mrs. John Doe.

(2) An authorized agent signing for a claimant shows, after the signature, the title or capacity and attaches evidence of authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian, or other representative; for example, John Doe by Richard Roe, Attorney in Fact. A copy of a current and valid power of attorney, court order, or other legal document is sufficient evidence.

(b) *Claim with joint interest.* Each joint owner must sign: (1) Where community property laws exist, both the husband and wife sign the claim form if the claim is for property damage. Exception: Only the military member or civilian employee signs the claim form for claims under the Military Personnel and Civilian Employees' Claims Act.

(2) Where a joint ownership or interest in real property exists, all joint owners must sign the claim form.

(c) *Claims filed by corporations.* (1) A corporate officer signing the form must show title or capacity and affix the corporate seal (if any) to the claim form.

(2) A person other than a corporate officer signing the claim form must attach a certification by a proper corporate officer that the individual is an agent of the corporation duly authorized to file and settle the claim and must affix the corporate seal (if any) to the certification.

(d) *Claims filed by partnerships.* A partner signs the form showing his or her title as partner and lists the full name of the partnership.

§ 842.7 Who may file a claim.

(a) *Property Damage.* (1) The owner of the property or authorized agent may file a claim for property damage.

(2) If more than one party has an interest in real or personal property, all must join in the claim. Exception: Only a military member or civilian employee, or an authorized agent of either may file a claim under the Military Personnel and Civilian Employees' Claims Act.

(b) Personal Injury or Death:

(1) The injured person or authorized agent may file a claim for personal injury.

(2) The executor or administrator of the decedent's estate or any other person legally entitled to do so under applicable local law may file a claim based on an individual's death.

(c) Subrogation. The subrogor (insured) and the subrogee (insurer) may file a claim jointly or individually. Pay a fully subrogated claim only to the subrogee. Joint claims must be asserted in the names of and signed by the real parties in interest. Pay by a joint check sent to the subrogee. If separate claims are filed, pay by check issued to each claimant to the extent of each undisputed interest.

§ 842.8 Insured claimants.

Have an insured claimant make a detailed disclosure of his insurance coverage by stating:

(a) Insurer's name and address.

(b) Kind and amount of insurance.

(c) Insurance policy number.

(d) Whether a claim has been presented to the insurer and, if so, in what amount.

(e) Whether the insurer has paid or is expected to pay the claim.

(f) Amount of any payment made or promised.

§ 842.9 Splitting claims.

(a) A claim includes all damages accruing to a claimant by reason of an accident or incident. For example, when the same claimant has a claim for property damage and personal injury arising out of the same incident, each of these represents only a part of a single claim or cause of action. Even if local law permits the filing of separate claims for property damage and personal injury, do not settle or pay such separate or split claims without the advance approval of HQ USAF/JACC.

(b) Filing for an advance payment, and subsequently filing a claim, does not constitute splitting a claim.

(c) Process claim of a subrogor (insured) and subrogee (insurer) for damages arising out of the same incident as a single claim where permitted. If either claim or the combined claim exceeds, or is expected to exceed, settlement limits, send it to the next higher settlement authority. Do not split subrogated claims to avoid settlement limits.

Subpart B—Functions and Responsibilities

§ 842.10 Scope of subpart.

It sets out the claims organization within the U.S. Air Force and describes the functions and responsibilities of the various claims offices.

§ 842.11 Air Force claims organization.

Air Force claims channels are:

(a) Continental United States (CONUS), Alaska, Guam, Azores, Panama and Iceland:

(1) Headquarters U.S. Air Force (HQ USAF).

(2) Staff Judge Advocates (SJAs) of bases, single base General Court-Martial (GCM) authorities, stations and fixed installations, and commanders responsible for investigation and settlement of claims.

(3) Air Force Judge Advocates designated by The Judge Advocate General (TJAG) to process maneuver and disaster claims.

(b) Pacific Air Forces (PACAF) and U.S. Air Forces, Europe (USAFE):

(1) HQ USAF.

(2) SJAs of PACAF and USAFE.

(3) SJAs of organizations exercising GCM authority.

(4) SJAs of bases, stations and fixed installations, and commanders responsible for investigation and settlement of claims.

(5) Air Force Judge Advocates designated by TJAG to process maneuver and disaster claims.

§ 842.12 HQ USAF claims responsibility.

(a) *TJAG, through the Claims and Tort Litigation Staff (HQ USAF/JACC).* (1) Establishes claims and tort litigation policies and supervises and inspects all Air Force claims activities.

(2) Trains claims officers and paralegals.

(3) Settles certain claims.

(4) Monitors tort litigation for and against the United States arising out of Air Force activities.

(b) *HQ USAF/JACC.* (1) Supervises and inspects claims and tort litigation activities through staff assistance visits, special audits and Claims Administrative Management Program (CAMP) reviews.

(2) Implements claims and tort litigation policies, issues instructions, and provides guidance and assistance to subordinate claims offices.

(3) Recommends settlement action on claims and tort litigation to TJAG, the Secretary of the Air Force, and the United States Attorney General.

(4) Maintains liaison with the Department of Defense (DOD), Department of Justice (DOJ), and other government agencies on claims and tort litigation.

(5) Settles certain claims.

(6) Establishes foreign claims commissions (FCCs).

(7) Certifies or reports claims to the General Accounting Office (GAO).

(8) Prepares budget estimates for Air Force claims activities.

(9) Monitors the collection, allocation, and expenditure of Air Force claims funds.

(10) Keeps permanent records on all claims and tort litigation for which TJAG is responsible.

(11) Conducts and supervises claims training activities.

(12) Establishes and maintains an Air Force Disaster Claims Team.

§ 842.13 Staff Judge Advocates' responsibility.

(a) *Major Command (MAJCOM).* (1) ALL MAJCOM SJAs, whether or not exercising claims settlement authority are responsible for the general supervision of claims activities within their commands, including:

(i) Conduct of periodic claims audits with a copy of each audit report sent to HQ USAF-JACC.

(ii) Support of claims teams. Members may be detailed from personnel assigned to the command to respond to natural disaster or serious incidents.

(iii) Apportion claims funds allocated by HQ USAF/JACC.

(2) SJAs of PACAF and USAF:

(i) Settle certain claims.

(ii) Supervise claims activities of their subordinate units and organizations assigned to them for claims purposes, at least, through staff assistance visits and audits. Send copies of these reports to HQ USAF/JACC.

(iii) Appoint members to foreign claims commissions.

(iv) Monitor international claims.

(v) Establish and designate geographic areas of claims responsibility within their commands, except for designated single service areas of responsibility.

(b) *GCMs:* (1) All GCM SJAs, whether or not exercising claims settlement authority, are responsible for the general supervision of claims activities within their subordinate units.

(2) All GCM SJAs exercising settlement authority:

(i) Settle certain claims.

(ii) Supervise directly the claims activities of their subordinate units. This includes at least staff assistance visits and audits for all but single base GCMs.

(c) *Base SJAs.* (1) Settle certain claims.

(2) Have primary investigative responsibility for incidents giving rise to claims that occur in their geographic area of responsibility.

(3) Notify HQ USAF/JACC if a base other than the one designated by area

could better investigate and process the claim.

§ 842.14 Claims and Assistant Claims Officers.

(a) *Function and Responsibilities.* (1) The claims officer, under the immediate supervision of the SJA, the commander, or other appointing authority, is responsible for all claims activity of the command, organization, or unit. This includes investigating and reporting accidents, incidents, and claims.

(2) The assistant claims officer performs claims duties under the supervision of the claims officer and in the absence of the claims officer.

(b) *Appointment of claims and assistant claims officers.* (1) The Commander of each Air Force base, station, fixed installation, or separate unit appoints a claims officer in writing.

(2) The SJA appoints an assistant claims officer in writing.

(c) *Qualifications of claims officers.* (1) Claims officers are commissioned officers, designated as judge advocates of the Air Force, or civilian attorneys employed by the United States in authorized attorney positions at the office of the SJA.

(2) A commissioned officer with legal training may be appointed as a claims officer, if the Air Force unit is not assigned a judge advocate or civilian attorney.

(d) *Qualfications of assistant claims officer.* The assistant claims officer may be an attorney, a senior noncommissioned officer (E–7 through E–9), or a Department of the Air Force civilian employee (GS–7 or above).

Supart C—Article 139 UCMJ Claims (10 U.S.C. 939)

§ 842.15 Scope of subpart.

It sets out the Air Force procedures for processing Article 139, UCMJ claims.

§ 842.16 Definitions.

(a) *Appointing commander.* Commander exercising special court-martial jurisdiction over the offender.

(b) *Board of officers.* One to three commissioned officers appointed to investigate a complaint of willful property damage or wrongful taking by Air Force personnel.

(c) *Willful damages.* Damage or destruction caused intentionally, knowingly, and purposely, without justifiable excuse.

(d) *Wrongful taking.* Any unauthorized taking or withholding of property with intent to deprive the owner or person in lawful possession either temporarily or permanently.

§ 842.17 Claims payable.

(a) Claims for property willfully damaged or wrongfully taken by Air Force military personnel. This includes property damage caused by riotous, violent, or disorderly conduct.

(b) Claims payable under other claims statutes for property damage caused by an act or omission of Air Force military personnel while acting outside the scope of their duty, when authorized by HQ USAF/JACC.

§ 842.18 Claims not payable.

(a) Claims resulting from simple negligence.

(b) Claims for personal injury or death.

(c) Claims resulting from acts or omissions of Air Force military personnel while acting within the scope of their duty.

(d) Claims of subrogees.

(e) Claims arising from private indebtedness.

§ 842.19 Limiting provisions.

(a) A complaint must be submitted within 90 days of the date of the incident unless the appointing commander finds good cause for the delay. Command determination of the absence of good cause is final.

(b) Assessment of damages in excess of $5,000 against an offender's pay for a single incident requires HQ USAF/JACC approval.

(c) Payment of indirect, remote, or consequential damages is not authorized.

§ 842.20 Filing a claim.

Claimant complains (orally or in writing) to the commander of a military organization or unit of the alleged offending member or members or to the commander of the nearest military installation. However, before final action is taken, the claimant or authorized agent must present a claim for a sum certain in writing.

Subpart D—Personnel Claims (31 U.S.C. 3701, 3721)

§ 842.21 Scope of subpart.

It tells how to settle and pay claims under the Military Personnel and Civilian Employees' Claims Act for incident to service loss and damage of personal property. Settle claims under this subpart even when another subpart may apply.

§ 842.22 Definitions.

(a) *Adjudication.* The process of evaluating claims under the applicable statutory and regulatory rules to determine whether it should be paid, and if so, in what amount.

(b) *Military installation.* A facility serving a military purpose and used or controlled by the Air Force or any other Department of Defense (DOD) element.

(c) *Other authorized places.* (1) Any place authorized, or apparently authorized, by the government to receive, hold, or store personal property. Examples: Offices, warehouses, baggage holding areas, and hospitals.

(2) Any area on a military installation designated for parking or storing vehicles.

(3) A recreation area or any real estate the Air Force or any other DOD element uses or controls.

(d) *Personal property.* Tangible property an individual owns, including but not limited to, household goods, unaccompanied baggage, privately owned vehicles (POVs), and mobile homes.

(e) *Quarters.* (1) Housing the government assigns or otherwise provides in kind to the claimant, including substandard housing and trailers, when the claimant pays the government a fixed rental while drawing basic allowance for quarters (BAQ).

(2) Privately owned mobile homes parked on base in spaces the government provides.

(3) Transient housing accommodations, wherever located, such as hotels, motels, guest houses, transient dormitories, or other lodgings the government furnishes or contracts for.

(4) Housing accommodations outside the U.S. the claimant occupies in accordance with local policies and procedures which the government did not assign or otherwise provide in kind.

(5) Garages, carports, driveways and parking lots adjacent to quarters the government assigns for the occupants of the quarters to use.

(6) Street parking:

(i) At quarters,

(ii) In the immediate vicinity of quarters or,

(iii) Reserved parking assigned to offbase housing accommodations overseas.

(7) The area immediately adjacent to quarters for items not commonly stored in living areas. Examples: Boats, motorcycles, motorbikes, bicycles, lawn mowers, garden equipment and outdoor furniture.

(f) *Reconsideration.* The original or a higher settlement authority's review of a prior settlement action.

(g) *Small claim.* A claim for $750 or less.

(h) *Unusual occurrence.* Something not expected to happen in the normal course of events. Examples are:

(1) Natural disasters.
(2) Structural defects in quarters.
(3) Negligent plumbing maintenance.
(4) Termite or rodent damage.
(5) Power surge and power outage.
(6) Hazardous health conditions due to government use of toxic chemicals.

§ 842.23 Delegation of authority.

(a) *Delegation of settlement authority.* (1) The following individuals have delegated authority to settle claims payable for $25,000 or less ($40,000 or less for evacuation claims) and deny claims in any amount:
(i) The Judge Advocate General.
(ii) The Deputy Judge Advocate General.
(iii) The Director of Civil Law.
(iv) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.
(2) The following individuals have delegated authority to settle claims payable, and deny claims filed, for $20,000 or less: The SJAs of PACAF and USAFE.
(3) The following individuals have delegated authority to settle claims payable, and deny claims filed, for $10,000 or less:
(i) The SJAs of GCMs within PACAF and USAFE.
(ii) The SJAs of single base GCMs.
(4) The following individuals have delegated authority to settle claims payable, and deny claims filed, for $7,500 or less: SJAs of each Air Force base, station and fixed installation.
(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney, in writing. Send a copy of the redelegation to HQ USAF/JACC.
(c) *Reconsideration authority.* A settlement authority has the same authority specified in § 842.23(a). However, no reconsideration authority below the Judge Advocate General may deny a claim on reconsideration it had previously denied.
(d) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:
(1) May reduce, withdraw, or restore delegated authority.
(2) Must notify HQ USAF/JACC of such action in writing.

§ 842.24 Filing a claim.

(a) *How and when filed.* A claim is filed when a federal military agency receives from a claimant or duly authorized agent a properly completed DD Form 1842 or other signed and written demand for a specified sum of money.
(b) *Amending a claim.* A claimant may amend a claim at any time prior to the expiration of the statute of limitations by submitting a signed amendment. The settlement authority adjudicates and settles or forwards the amended claim as appropriate.
(c) *Separate claims.* The claimant files a separate claim for each incident which caused a loss. For transportation claims, this means a separate claim for each shipment.

§ 842.25 Partial payments.

Settlement authorities may make partial payments in advance of final settlement when a claimant experiences personal hardship due to extensive property damage or loss. Make payments in the following manner:
(a) When a claim for only part of the loss is submitted and is readily provable:
(1) Pay it if the amount does not exceed the settlement authority. (The claimant may later amend the claim for the remainder of the loss.)
(2) Send the claim with recommendations through claims channels to the proper settlement authority if the total amount of the amended claim exceeds the payment limits of the settlement authority.
(b) When the total claim is submitted and the amount payable exceeds settlement authority:
(1) Make a partial payment within the limits of settlement authority if claimant requests.
(2) Send the claim with recommendations through claims channels to the proper settlement authority.

§ 842.26 Statute of limitations.

(a) The claimant must file the claim in writing within two years after it accrues. It accrues when the claimant discovers or reasonably should have discovered the full extent of the property damage or loss. For transportation losses the claim accrues on the date of delivery.
(b) In computing the statutory period, exclude the incident date and include the day the claim was filed.
(c) Consider a claim filed after the statute has run if:
(1) The U.S. is at war or in an armed conflict when the claim accrues, or
(2) The U.S. enters a war or armed conflict after the claim accrues, and
(3) Good cause is shown. No claimant may file a claim more than 2 years after the good cause ceases to exist or the war or armed conflict ends. Congress or the President establishes the beginning and end of war or armed conflict.

§ 842.27 Who may file a claim.

(a) Property owner.
(b) Authorized agent with a power of attorney.
(c) Executors or administrators of a decedent's estate. If there is no executor or administrator the property owner's survivors may file in this order:
(1) Spouse.
(2) Children.
(3) Father or mother, or both.
(4) Brothers or sisters, or both.

§ 842.28 Who are proper claimants.

(a) Active duty Air Force military personnel.
(b) Civilian employees of the Air Force who are paid from appropriated funds.
(c) School teachers and school administrative personnel of DOD schools located on Air Force installations anywhere in the world.
(d) Air Force Reserve (AFRES) and Air National Guard (ANG) personnel on active duty training under federal law. ANG technicians under 32 U.S.C. 709.
(e) Retired Air Force military personnel, for damage or loss resulting from the last storage or movement of personal property, and for claims accruing before retirement.
(f) AFROTC cadets while on active duty for summer training.
(g) USAF Academy cadets.

§ 842.29 Who are not proper claimants.

(a) Subrogees and assignees of proper claimants, including insurance companies.
(b) Conditional vendors and lienholders.
(c) Non-Air Force personnel, including American Red Cross personnel, USO performers, employees of government contractors, and Civil Air Patrol (CAP) members.
(d) AFROTC cadets not on active duty for summer training.
(e) Active duty military personnel and civilian employees of a military service other than the Air Force.
(f) DOD employees not assigned to the Air Force.
(g) Army and Air Force Exchange Service (AAFES) Employees and other employees whose salaries are paid from nonappropriated funds. See subpart O.
(h) Military personnel of foreign governments.

§ 842.30 General provisions.

Payable claims must be for:
(a) Personal property which is reasonable or useful under the circumstances of military service.
(b) Loss, damage, destruction, confiscation, or forced abandonment which is incident to service.
(c) Losses not collectable from any other source, including insurance and carriers.

(d) Property owned by the claimants, their immediate families, or borrowed for their use.

(e) Losses occurring without the claimants' negligence.

§ 842.31 Claims payable.

(a) *Transportation and storage losses.* (1) Pay for property damage or loss incident to:

(i) Transportation under orders, whether it was in the possession of the government, carrier, storage warehouse, or other government contractor.

(ii) Travel under orders, including temporary duty (TDY).

(iii) Travel on a space available basis on a military aircraft, vessel or vehicle.

(2) Pay for property essential to everyday use, if the claimant has replaced the items reported as missing. A settlement authority may pay for essential items, even if someone locates the property before the claimant files the claim.

(b) *Losses at quarters and other authorized places.* Pay for personal property damage or loss caused by government negligence, fire, explosion, theft, vandalism, Acts of God (lightning, flood, earthquake, tornado) and unusual occurrences.

(c) *Privately-owned vehicles (POVs).* Pay for damage or loss incident to:

(1) Theft of POVs or their contents, or vandalism to parked POVs:

(i) Anywhere on a military installation.

(ii) At off base quarters overseas.

(iii) At other authorized places.

(2) Hit and run damage to parked vehicles if there is clear and convincing evidence that the incident occurred on the installation.

(3) Government shipment:

(i) To or from oversea areas incident to PCS.

(ii) On a space available reimbursable basis.

(iii) As a replacement vehicle under the provisions of the Joint Travel Regulations (JTR).

(4) Authorized use for government duty other than PCS moves. The owner must have specific advance permission of the appropriate supervisor or official. Require adequate proof of the permission and of nonavailability of official transportation prior to paying such claims. Any deviation from the principal route or purpose of the travel removes the entire trip from consideration. Travel between quarters and place of duty, including parking, is not authorized use for government duty.

(5) Paint spray, smokestack emission, and other similar operations by the Air Force on a military installation. If a contractor's operation caused the damage:

(i) Refer the claim first to the contractor for settlement.

(ii) Settle the claim under this subpart if the contractor does not pay it or excessively delays payment and assert a claim against the contractor.

(d) *Damage to mobile homes and contents in shipment.* Pay such claims if there is no evidence of structural or mechanical failure for which the manufacturer is responsible.

(e) *Borrowed property.* Pay for loss or damage to property claimants borrow for their use. Either the borrower or lender, if proper claimants, may file claim. Do not pay for property borrowed to accommodate the lender, i.e., such as to avoid weight or baggage restrictions in travel.

(f) *Marine or aircraft incidents.* Pay claims of crewmembers and passengers in duty or leave status at the time of the incident. Payable items include jettisoned baggage, clothing worn at the time of an incident, and reasonable amounts of money, jewelry, and other personal items.

(g) *Combat losses.* Pay for personal property losses, whether or not the U.S. was involved, due to:

(1) Enemy action.

(2) Action to prevent capture or confiscation.

(3) Combat activities.

(h) *Civil activity losses.* Pay for losses resulting from a claimant's acts to:

(1) Quell a civil disturbance.

(2) Assist during a public disaster.

(3) Save human life.

(4) Save government property.

(i) *Confiscated property.* Pay for losses when:

(1) A foreign government unjustly confiscates property.

(2) Unjust change or application of foreign law forces surrender or abandonment of property.

(j) *Clothing and accessories worn on the person.* Pay claims for damage to eyeglasses, hearing aids, and dentures the government did not supply beyond the normal risks associated with daily living and working. Claimants assume the risk of normal wear and tear, and their negligence bars payment of the claim.

(k) *Money losses.* (1) Due to failure of a government official to apply funds received for the purpose directed or to return funds as required. Apparent authority to receive such funds is sufficient.

(2) Because local commercial facilities are not available or because U.S. personnel do not generally use such facilities.

(3) Due to theft from quarters and other authorized places. As a general rule, $200 is reasonable to have in quarters unless:

(i) The money was in a bona fide coin collection.

(ii) Claimants justify possession of the money for a PCS move, extended TDY, vacation, extensive shopping trip, or similar circumstances. Claimants must show a good reason why they did not deposit it in a bank or convert it into travelers check or money order.

(4) Due to theft from the person if the claimant was required to be in the area and could not avoid the theft by due care. Generally, $100 is a reasonable sum to have on the person.

§ 842.32 Claims not payable.

(a) Those not incident to the claimant's service.

(b) Loss or damage caused in whole or in part by negligence or wrongful act of the claimant, the claimant's spouse, agent, or employee.

(c) Subrogation or assigned claims.

(d) Losses recovered or recoverable from an insurer, carrier, or other source:

(1) Deduct the amount payable by insurance if an insurer denied a claim because a claimant failed to report the loss or to file a timely claim under the policy. Pay the claim if the settlement authority determines the claimant had good cause for not filing with the insurer.

(2) Subtract the amount which the Air Force cannot recover from a carrier because the claimant failed to give timely notice of loss or damage unless the claimant shows good cause.

(e) Intangible property including bank books, promissory notes, stock certificates, bonds, baggage checks, insurance policies, checks, money orders, and travelers checks.

(f) Government property, including issued clothing items, except for clothing lost during a member's last move incident to release from active duty.

(g) Enemy property.

(h) Losses at offbase quarters within the U.S. the government did not provide.

(i) Damage to real property.

(j) Appraisal fees, unless the settlement authority requires one to adjudicate the claim. HQ USAF/JACC must authorize appraisals for more than $100.

(k) Property acquired or shipped for persons other than the claimant or the claimant's immediate family. However, pay claims for property acquired for bona fide gifts.

(l) Articles held for sale, resale, or used in a private business.

(m) Items acquired, possessed, shipped, or stored in violation of any U.S. Armed Force directive or regulation. This includes automobiles where a member fails to comply with base registration or insurance regulations. However, a settlement authority may pay a claim provided one or more of the following factors exist:

(1) The loss was not the type the regulation or directive intended to prevent.

(2) The violation was minor or technical rather than willful or in defiance of authority.

(3) The violation neither undermined discipline nor adversely affected command welfare.

(4) The denial of the claim would be unjust.

(n) Items fraudulently claimed. When investigation shows the claimant has intentionally falsified the value, condition, extent of damage, or repair cost of an item, deny that item. The claim file must show clear intent to defraud. A mere mistake is not fraud.

(o) Charges for labor performed by the owner.

(p) Financial losses due to changed or cancelled orders.

(q) Expenses of enroute repair of mobile homes.

(r) Loss of use of personal property.

(s) Attorney or agent fees.

(t) Cost of preparing a claim, other than estimate fees.

(u) Inconvenience expenses, such as food, lodging, and transportation costs due to delay in delivery of household goods or travel to port to deliver or pick up a vehicle.

(v) Loss of or damage to POVs driven during PCS.

(w) Personal property insurance premiums.

(x) Claims for these and other papers, except for the cost of materials.

(y) Damage to or loss of a rental vehicle which orders authorized. Such claims are payable through Accounting and Finance as a travel expense.

(z) Cost to relocate a telephone or mobile home due to a government ordered quarters move. The member submits such claims to the commander directing the move for payment from Operation and Maintenance (OS&M) funds.

(aa) Damage to or loss of property stored at the owner's expense unless the claimant's duty made storage necessary.

(bb) Claims for damage to clothing and accessories caused by contact with office furniture or getting in or out of a government vehicle unless the damage was caused by an unknown defect.

§ 842.33 Reconsideration of a claim.

(a) A claimant may request reconsideration of an initial settlement or denial of a claim. The claimant sends the request in writing, to the settlement authority within a reasonable time following the intitial settlement or denial. Sixty days is considered a reasonable time, but the settlement authority may waive the time limit for good cause.

(b) The original settlement authority reviews the reconsideration request. The settlement authority sends the entire claim file to the next higher settlement authority if all relief the claim requests is not granted.

(c) The decision of the higher settlement authority is the final administrative action on the claim.

§ 842.34 Right of subrogation, indemnity, and contribution.

The Air Force becomes subrogated to the rights of the claimant upon settling a claim. The Air Force has the rights of contribution and indemnity permitted by law of this situs or under contract. Do not seek contribution or indemnity from U.S. military personnel or civilian employees whose conduct in scope of employment gave rise to government liability.

§ 842.35 Depreciation and maximum allowances.

The military services have jointly established the "Allowance List-Depreciation Guide" to determine values for most items and to limit payment for some categories of items.

Subpart E—Carrier Recovery Claims

§ 842.36 Scope of subpart.

It tells how to assert and settle claims against carriers, warehousemen, and contractors for loss and damage to personal property.

§ 842.37 Definitions.

(a) *Bill of lading.* A contract for movement and delivery of goods.

(1) Carriers issue commercial bills of lading.

(2) Transportation officers issue Government Bills of Lading (GBLs). GBLs include the terms and conditions of commercial bills of lading with certain exceptions.

(3) The GBL is:

(i) Receipt for goods tendered to a carrier.

(ii) Contract.

(iii) Document authorizing collection of transportation bills the carrier presents.

(b) *Carrier.* Any moving company or personal property forwarder holding a certificate or permit a federal or state regulatory agency issued, or the DOD approved, for international shipments.

(c) Military Traffic Management Command (MTMC). The DOD management agency for military traffic, land transportation, and common user ocean terminals. Among other responsibilities, MTMC manages the DOD household goods moving and storage program worldwide. The Army has single service responsibility for MTMC.

(d) *Regional Storage Management Office (RSMO).* The MTMC office responsible for negotiating and administering all storage contracts within a geographical area. The contracting officer of each RSMO makes involuntary collections of nontemporary storage loss and damage claims.

(e) *Net weight.* The weight of the fully-loaded van or shipping crate (gross weight) less the weight of the empty van or shipping crate (tare weight).

(f) *Nontemporary storage (NTS).* All authorized storage not in connection with a GBL. NTS usually exceeds 180 days and includes packing and shipment of household goods to the warehouse.

(g) *Storage in transit (SIT).* Storage of a shipment by a carrier at origin, enroute, or at destination. SIT is initially limited to 90 days. The transportation officer may extend it to a maximum of 180 days.

(h) *Tender of service.* A carrier's offer to do business with DOD, including the terms and conditions of the agreement. The Personal Property Traffic Management Regulation (PPTMR), DOD 4500.34R, Appendix A, contains it.

§ 842.38 Delegations of authority.

(a) *Delegation of settlement authority:*

(1) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $20,000 or less and to accept full payment on any claim:

(i) The Judge Advocate General.

(ii) The Deputy Judge Advocate General.

(iii) The Director of Civil Law.

(iv) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.

(2) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $15,000 or less and to accept full payment on any claim: SJAs of PACAF and USAFE.

(3) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $7,500 or less and to accept full payment on any claim:

(i) SJAs of GCMs in PACAF and USAFE.

(ii) SJAs of single base GCMs.

(4) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $5,000 or less and to accept full payment on any claim: SJAs of each Air Force Base, Station, or fixed installation.

(b) *Redelegation of authority.* An individual with settlement authority may redelegate it to a subordinate judge advocate or civilian attorney, in writing. Send a copy of the redelegation to HQ USAF/JACC.

(c) *Authority to reduce, withdraw, or restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore settlement authority.

(2) Must notify HQ USAF/JACC of such action in writing.

§ 842.39 Statute of limitations.

(a) *International commercial air shipments.* The government must file suit within two years after the date of delivery. The period for notifying these carriers of loss or damage is three days for luggage, and 7 days for other goods. Setoff is not possible in these cases. Send uncollectible claims to HQ USAF/JACC within 6 months from date of delivery.

(b) *All other carrier recovery (CR) claims.* The government must file suit within six years after the cause of action accrues. It accrues when a responsible U.S. official, service member, or employee knew or reasonably should have known the material facts that caused the claimed loss. The requirement to file a claim within nine months under commercial bills of lading does not apply to GBLs.

Subpart F—The Military Claims Act (10 U.S.C. 2733)

§ 842.40 Scope of subpart.

It tells how to settle claims against the United States for property damage, personal injury, or death caused by military personnel or civilian employees of the Air Force acting in the scope of their employment or otherwise incident to the Air Force's noncombat activities.

§ 842.41 Definitions.

(a) *Appeal.* A request by the claimant or claimant's authorized agent to reevaluate the final decision. A request for reconsideration and an appeal are the same.

(b) *Final denial.* A letter the settlement authority mails to the claimant or authorized agent advising the Air Force denies the claim.

(c) *Noncombat activity.* Activities, other than combat, war or armed conflict, that are particularly military in character and have little parallel in the civilian community.

§ 842.42 Delegations of authority.

(a) *Delegation of Settlement Authority:* (1) The Secretary of the Air Force has delegated authority to:

(i) Settle claims for $25,000 or less.

(ii) Settle claims for more than $25,000 and pay the first $25,000 and report the excess to the General Accounting Office for payment.

(iii) Deny a claim in any amount.

(2) The Judge Advocate General has delegated authority to settle claims for $25,000 or less and deny a claim in any amount.

(3) The following individuals have delegated authority to settle claims for $5,000 or less and deny a claim in any amount:

(i) The Deputy Judge Advocate General.

(ii) The Director of Civil Law.

(iii) Chief, and Branch Chiefs, Claims and Tort Litigation Staff who are Air Force officers.

(4) The following individuals have delegated authority to settle claims for $5,000 or less:

(i) SJAs of PACAF and USAFE.

(ii) SJAs of single base GCMs, and GCMs in PACAF and USAFE.

(5) The following individuals have delegated authority to settle claims for $2,500 or less: SJAs of each Air Force base, station, or fixed installation.

(b) *Redelegation of authority.* A settlement authority may redelegate it, up to $5,000, to a subordinate judge advocate in writing. Send a copy of each redelegation to HQ USAF/JACC.

(c) *Appellate authority.* Upon appeal a settlement authority has the same authority specified in § 842.42(a). However, no appellate authority below the Office of the Secretary of the Air Force may deny an appeal of a claim it had previously denied.

(d) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

(e) *Settlement negotiations.* A settlement authority may settle a claim in any amount within the delegated authority. Send unsettled claims in excess of the delegated authority to the level with settlement authority. Unsuccessful negotiations at one level do not bind higher authority.

(f) *Special exceptions.* Only HQ USAF/JACC may settle claims for:

(1) Legal malpractice.

(2) On the job personal injury or death of an employee of a government contractor or subcontractor.

(3) Assault, battery, false imprisonment, false arrest, abuse of process, or malicious prosecution committed by an investigative or law enforcement officer.

§ 842.43 Filing a claim.

(a) *How and when filed.* A claim is filed when a federal military agency receives from a claimant or duly authorized agent a properly completed Standard Form 95 or other signed and written demand for money damages in a sum certain. Promptly transfer claims belonging to another agency.

(b) *Amending a claim.* A claimant may amend a claim at any time prior to final action. Amendments must be in writing and signed by the claimant or authorized agent.

§ 842.44 Advance payments.

Subpart Q sets forth procedures for such payments.

§ 842.45 Statute of limitations.

(a) A claim must be filed in writing within two years after it accrues. It accrues when the claimant discovers or reasonably should have discovered the existence of the act that resulted in the claimed loss.

(b) In computing the statutory time period, exclude the day of the incident and include the day the claim was filed.

(c) Consider a claim filed after the statute has run:

(1) If the U.S. is at war or in an armed conflict when the claim accrues, or

(2) The U.S. enters a war or armed conflict after the claim accrues, and

(3) Good cause is shown. No claimant may file a claim more than 2 years after the good cause ceases to exist or the war or armed conflict ends. Congress or the President establishes the beginning and end of war or armed conflict.

§ 842.46 Who may file a claim.

(a) Owners of the property or their authorized agents may file a claim for property damage.

(b) Injured persons or their duly authorized agents may file a claim for personal injury.

(c) Executors or administrators of a decedent's estate or any other person legally entitled to do so under applicable local law may file a claim based on:

(1) An individual's death.

(2) A cause of action surviving an individual's death.

(d) Insurers with subrogation rights may file a claim for loss paid in full by them. The parties may file a claim jointly or individually, to the extent of

each party's interest, for losses partially paid by insurers with subrogation rights.

(e) Authorized agents signing a claim show their title or legal capacity and present evidence of authority to present the claim.

§ 842.47 Who are proper claimants.

(a) Citizens and inhabitants of the United States.

(b) U.S. military personnel end civilian employees but not for personal injury or death incident to service.

(c) Persons in foreign countries who are not its inhabitants.

(d) States, state agencies, counties, or municipalities, or their political subdivisions.

(e) Prisoners of war or interned enemy aliens for personal property damage but not for personal injury.

(f) Property owners, their representatives, and those with certain legal relationships with the record owner. These include mortgagors mortgagees, trustees, bailees, lessees and conditional vendees.

(g) Subrogees to the extent they have paid the claim.

§ 842.48 Who are not proper claimants.

(a) Governments of foreign nations, their agencies, political subdivisions, and municipalities.

(b) Agencies and departments of the U.S. Government.

(c) Nonappropriated fund instrumentalities.

(d) Subrogees of § 842.48 (a), (b), and (c) above.

§ 842.49 Claims payable.

(a) Claims arising from negligent or wrongful acts or omissions by Air Force military or civilian personnel acting in the scope of their employment.

(b) Claims arising from noncombat activities of the Air Force, whether or not such injuries or damages arose out of the negligent or wrongful acts or omissions by Air Force military or civilian employees acting within the scope of their employment.

(c) Claims for damage to bailed property under § 842.49 (a) or (b) and where:

(1) The Air Force has assumed the duties of a bailee,

(2) The bailor had not assumed the risk of loss by express agreement, and

(3) Authorized Air Force personnel acting in their official capacity had properly accepted the property.

(d) Claims for loss or damage to:

(1) Insured or registered mail under § 842.49 (a), (b), or (c) above while in the possession of the Air Force.

(2) Minimum fee insured mail but only if it has an insurance number or requirement for hand-to-hand receipt while in the possession of the Air Force.

(3) Any mail in the possession of the U.S. Postal Service or a Military Postal Service due to an unlawful or negligent inspection, search, or seizure in an overseas military postal facility, ordered by armed forces personnel.

(e) Claims arising from damage to personal property shipped at government expense by persons not proper claimants under the Military Personnel and Civilian Employees' Claims Act.

(f) Claims for property damage of U.S. military personnel under conditions in § 842.49 (a) and (b) occurring on a military installation which are not payable under the Military Personnel and Civilian Employees' Claims Act.

(g) Claims by Air Force military or civilian health care providers for personal liability and settlements or judgments for their acts committed within the scope of their employment.

§ 842.50 Claims not payable.

(a) Claims payable under any one of the following statutes and implementing regulations:

(1) Federal Tort Claims Act (FTCA).

(2) Foreign Claims Act (FCA).

(3) International Agreements Claims Act.

(4) Air Force Admiralty Claims Act and the Admiralty Extension Act.

(5) National Guard Claim Act.

(6) Military Personnel and Civilian Employees' Claims Act.

(b) Claims from the combat activities of the armed forces during war or armed conflict.

(c) Claims for personal injury or death of military or civilian personel of either the U.S. or a foreign country incident to their service.

(d) Claims for damage to or loss of bailed property when the bailor specifically assumed such risk.

(e) Claims for personal injury or death of a person covered by:

(1) The Federal Employee's Compensation Act.

(2) The Longshoremen's and Harbor Workers' Compensation Act.

(3) A U.S. contract or agreement providing employees benefits through insurance, local law, or custom and the U.S. pays for them either directly or as part of the consideration under the contract.

(f) Claims for property damage, personal injury, or death occurring in a foreign country to an inhabitant of that country.

(g) Contractual Claims:

(1) Arising from contractual transactions, express or implied, including rental agreements, sales agreements, leases and easements.

(2) Payable or enforceable under such contracts.

(3) Arising out of irregular procurement and implied contract.

(h) Claims arising from private, rather than government transaction.

(i) Claims for patent or copyright infringement.

(j) Claims for damage, use, or other expenses involving the regular acquisition, possession, and disposition of real property by or for the Air Force.

(k) Claims for taking private real property by a continuing trespass or by technical trespass such as overflights of aircraft.

(l) Claims for loss of rental fee for personal property.

(m) Claims in litigation against the United States.

(n) Claims for a maritime occurrence covered under U.S. admiralty laws.

(o) Claims for:

(1) Any tax or customs duty.

(2) The detention of any goods or merchandise by any officer of customs, excise, or other law enforcement officer.

(p) Claims from an act or omission of any employee of the government while administering the provisions of the Trading With the Enemy Act.

(q) Claims for damages caused by the U.S. imposition or establishment of a quarantine.

(r) Claims for libel, slander, misrepresentation, deceit or interference with contract rights.

(s) Claims that result wholly from the negligent or wrongful act of the claimant or the claimant's agent.

(t) Claims for reimbursement of medical, hospital, or burial expenses furnished at U.S. expense.

(u) Claims for damage from floods or flood waters.

(v) Claims for damages caused by the fiscal operations of the Treasury or by the part of the monetary system.

§ 842.51 Applicable law.

(a) *Extent of liability:* (1) Claims arising in the United States. The law of the place where the act or omision occurred governs liability. The settlement authority considers the local law on dangerous instrumentalities, assumption of risk, res ipsa loquitur, last clear chance, discoverd peril, and comparative and contributory negligence. Absolute liability is never imposed.

(2) Claims arising in foreign countries. The general principles of American tort law, as stated in standard legal publications, determine liability except that absolute liability is not imposed.

However, the law of the place where the act or omission occurred governs the effect of claimant's comparative and contributory negligence. Where applicable, follow rules of the road and similar locally prescribed standards of care to determine fault.

(b) *Measure of damages:* (1) Normally apply the law of the place where the act or omission occurred. In claims arising in foreign countries, apply the law of the state of legal residence of the claimant.

(2) Apportion damages the same as in suits against private persons if local law applies comparative negligence.

(3) Do not deduct proceeds from private insurance policies except to the extent allowed by local law or if the policy was paid by the U.S.

(4) Deduct compensation and benefits from the Veterans Administration or monetary value received from any U.S. Government associated source. However, deduct sick and annual leave payments only if allowed by local law.

(5) Do not allow:

(i) Punitive damages.

(ii) Cost of medical or hospital service furnished at U.S. expense.

(iii) Cost of burial expenses paid by the U.S.

(c) *Settlement by insurer or joint tort-feasor.* When the settlement is made by an insurer or joint tort-feasor and an additional award is warranted, an award may be made if:

(1) The United States is not protected by the release executed by the claimant.

(2) The total amount received from such source is first deducted.

§ 842.52 Appeal of final denials.

(a) A claimant may appeal the final denial of the claim. The claimant sends the request, in writing, to the settlement authority within a reasonable time following the final denial. Sixty days is considered a reasonable time, but the settlement authority may waive the time limit for good cause.

(b) The original settlement authority reviews the appeal.

(c) Where the settlement authority does not reach a final agreement on an appealed claim, it sends the entire claim file to the next higher settlement authority, who is the appellate authority for that claim.

(d) The decision of the appellate authority is the final administrative action on the claim.

§ 842.53 Right of subrogation, indemnity, and contribution.

The Air Force becomes subrogated to the rights of the claimant upon settling a claim. The Air Force has the rights of contribution and indemnity permitted by law of the situs or under contract. Do not seek contribution or indemnity from U.S. military personnel or civilian employees whose conduct gave rise to government liability.

Subpart G—Foreign Claim (10 U.S.C. 2734)

§ 842.54 Scope of subpart.

It tells how to settle and pay claims against the U.S. presented by inhabitants of foreign countries for property damage, personal injury, or death caused by military and civilian members of the U.S. Armed Forces in foreign countries.

§ 842.55 Definitions.

(a) *Foreign country.* A national state other than the U.S., including any place under the jurisdiction of the U.S. in a foreign country.

(b) *Inhabitant of a foreign country.* A person, corporation, or other business association whose usual place of abode is in a foreign country. The term "inhabitant" has a broader meaning than such terms as "citizen" or "national", but does not include persons who are merely temporarily present in a foreign country. It does not require foreign citizenship or domicile.

(c) *Appointing authority.* An Air Force official authorized to appoint members to foreign claims commissions (FCCs).

§ 842.56 Delegations of authority.

(a) *Delegation of settlement authority:* (1) The Secretary of the Air Force has the authority to:

(i) Settle claims for payments of $25,000 or less.

(ii) Settle claims for more than $25,000, pay the first $25,000, and report the excess to the GAO for payment.

(iii) Deny a claim in any amount.

(2) The Judge Advocate General, Deputy Judge Advocate General, Director of Civil Law, and the Chief, Claims and Tort Litigation Staff have delegated authority to:

(i) Settle claims for payment of $25,000 or less.

(ii) Deny a claim in any amount.

(3) An Appointing Authority has delegated authority to:

(i) Approve claims for payment for $25,000 or less upon the recommendation of a FCC.

(ii) Return claims to the FCC for further consideration.

(4) A three member FCC, with the concurrence of two members, has delegated authority to:

(i) Compromise and recommend to its appointing authority and superiors, in claims channels, payment in any amount.

(ii) Settle claims for payment of $7,500 or less.

(iii) Deny claims for $25,000 or less.

(5) A one member FCC has the delegated authority to settle claims for $2,500 or less.

(b) *Authority to reduce, withdraw, or restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

(c) *Authority to activate a FCC.* The Chief, Claims and Tort Litigation Staff, has delegated authority to activate a FCC and assign it a number.

(d) *Authority to appoint a FCC.* Once a foreign claims commission is activated, the following individuals have delegated authority to appoint members to it:

(1) The Judge Advocate General.

(2) The Deputy Judge Advocate General.

(3) The Director of Civil Law.

(4) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.

(5) SJAs, Directors of Civil Law, and Chiefs of Claims of MAJCOMs within their geographic area of responsibility.

(e) *Settlement negotiations.* A settlement authority may settle a claim in any amount within the delegated authority. Send unsettled claims in excess of the delegated authority to the level with settlement authority. Unsuccessful negotiations at one level do not bind higher authority.

§ 842.57 Filing a claim.

(a) *How and when filed.* A claim is filed when a federal military agency receives from a claimant or authorized agent a properly completed Standard Form 95 or other signed and written demand for money damages in a sum certain. Promptly transfer claims belonging to another agency.

(b) *Amending a claim.* A claimant may amend a claim at any time prior to final action. Amendments must be in writing and signed by the claimant or authorized agent.

§ 842.58 Advance payments.

Subpart Q sets forth procedures for such payments.

§ 842.59 Statute of limitations.

(a) A claim must be filed in writing within 2 years after it accrues. It accrues when the claimant discovers or reasonably should have discovered the existence of the act that resulted in the claimed loss or injury.

(b) In computing the statutory time period, exclude the day of the incident and include the day the claim was filed.

(c) War or armed conflict does not toll the statute of limitations.

§ 842.60 Who may file a claim.

(a) Owners of the property or their authorized agents for property damages.

(b) Injured persons or their authorized agents for personal injury.

(c) Executors or administrators of a decedent's estate or any other person legally entitled to do so under applicable local law may file a claim based on an individual's death.

(d) Authorized agents signing a claim show their title or legal capacity and present evidence of authority to present the claim.

§ 842.61 Who are proper claimants.

Inhabitants of a foreign country who are:

(a) Foreign nationals.

(b) U.S. nationals unless they reside there primarily because they are:

(1) Employed directly by the U.S.

(2) Employed by a U.S. civilian contractor to further performance of a contract with the U.S.

(3) Sponsored by or accompanying someone employed as described in § 842.61(b) (1) or (2).

(c) U.S. corporations with a place of business in the country in which the claim arose.

(d) Foreign governments and their political subdivisions, including a municipal and prefectural government.

(e) Foreign companies and business entities.

§ 842.62 Who are not proper claimants.

(a) Insurers and other subrogees.

(b) Dependents accompanying U.S. military and U.S. national civilian employees.

(c) Foreign military personnel suffering property damage, personal injury, or death from a joint military mission with the U.S. or conduct of a U.S. military member or employee acting in the scope of employment unless a treaty specifically provides for recovery.

(d) Civilian employees of the U.S., including local inhabitants, injured in the scope of their employment.

(e) National governments and their political subdivisions engaging in war or armed conflict with the U.S. or its allies.

(f) A national or nationally controlled corporation of a country engaging in war or armed conflict with the U.S. or its allies, unless the FCC or local military commander determines the claimant is friendly with the U.S.

§ 842.63 Payment criteria.

(a) The incident must occur outside the U.S. It must be caused by noncombat activities of the U.S. Armed Force or by its civilian or military member.

(b) Negligence is not a prerequisite.

(c) Scope of employment:

(1) Is a prerequisite to U.S. responsibility if the employee causing the damage or injury is an indigenous person, a prisoner of war, or an interned enemy alien. These persons are "employees" within the meaning of the Foreign Claims Act (FCA) only when in the service of the U.S. Ordinarily, a slight deviation as to time or place does not constitute a departure from the scope of employment. Consider the purpose of the activity and whether it furthered the general interest of the Air Force. If the claim arose from the operation or use of U.S. Armed Forces vehicle or other equipment by such a person, pay it provided local law imposes liability on the owner of the vehicle or other equipment in the circumstances involved.

(2) Is immaterial when the claim arises from the acts or omissions of any U.S. Armed Forces member or employee not listed in § 842.63(b)(1). The Act imposes responsibility upon the U.S. when its places a U.S. citizen or a non-U.S. citizen employee in a position to cause the injury or damage. If the cause is a criminal act clearly outside the scope of employment, ordinarily pay the claim and consider disciplinary action against the offender. Keep HQ USAF/JACI and MAJCOM International Law Offices informed of the status of the claim if the member who committed the act is subject to foreign criminal jurisdiction.

§ 842.64 Claims not payable.

Do not pay when the claim:

(a) Has been paid or denied by a competent tribunal under the North Atlantic Treaty Organization (NATO), Status of Forces Agreement (SOFA), or any similar SOFA or treaty.

(b) Is purely contractual in nature.

(c) Is for attorney fees, punitive damages, a judgment or interest on a judgment, bail, or court costs.

(d) Accrues from a private contractual relationship between U.S. personnel and third parties about property leases, public utilities, hiring of domestic servants, and debts of any description. Send these claims for action to the commander of the person concerned.

(e) Is based solely on compassionate grounds. Make solatium payments from O&M funds as an investigative expense.

(f) Is a bastardy claim.

(g) Is for patent or copyright infringement.

(h) Is waived under an international agreement.

(i) Is for rent, damage, or other payments involving regular acquisition, possession, and disposition of real property by or for the Air Force.

(j) Is filed by a Communist country or its inhabitants, unless authorized by HQ USAF/JACC.

(k) Is for real property taken by a continuing trespass.

(l) Is for personal injury or death of a person covered by:

(1) The Federal Employees' Compensation Act.

(2) The Longshoremen's and Harbor Workers' Compensation Act.

(3) A U.S. contract or agreement providing employee benefits through insurance, local law, or custom, and the U.S. pays for them either directly or as part of the consideration under the contract. The Judge Advocate General or Chief, Claims and Tort Litigation Staff, HQ USAF/JACC, may authorize an award where local benefits are not adequate. Deduct local benefits from any award.

(m) Results directly or indirectly from combat activities, with one exception. Pay claims arising from accident or malfunction of aircraft operations, including airborne ordnance, occurring while preparing for, going to, or returning from a combat mission.

(n) Is based on negligence of a concessionaire or other independent contractor.

(o) Arises out of personal activities of dependents of members and employees of the Air Force, their guests, servants, or pets. This applies to situations where local law imposes strict liability or where the head of a household is held vicariously liable for their negligence.

(p) Is the subject of litigation against the U.S. or its employees. This restriction does not apply to joint criminal-civil proceedings in a foreign court. HQ USAF/JACC may authorize claims settlement in appropriate cases on request.

(q) Is covered under U.S. admiralty laws, unless authorized by the Judge Advocate General or Chief, Claims and Tort Litigation Staff, HQ USAF/JACC.

§ 842.65 Applicable law.

(a) Settle claims under the law and standards in effect in the country where the incident occurred. In calculating the amount of any lump sum award, compute the present value of any periodic payments upon which the award is based, unless the law of the place of occurrence prohibits it.

(b) Do not use contributory negligence by the claimant, claimant's agent, or employee as a bar to recovery unless local law or custom requires. If the comparative negligence doctrine is used, reflect the percentage of negligence of

each party. Apportion the amount of damage sustained by both parties according to local law.

(c) Apply the following principles of the collateral source doctrine in settling a claim except where local law provides otherwise:

(1) Do not deduct any sums the claimant recovers from collateral sources, including proceeds of property insurance the claimant paid for, except from:

(i) U.S. Government.

(ii) U.S. tort-feasor.

(iii) Joint tort-feasor.

(2) Deduct sums received from a U.S. tort-feasor's liability insurer, except do not deduct uninsured motorist's payments where the U.S. tort-feasor would have to reimburse.

§ 842.66 Appeal of final denials.

(a) An FCC composed of the original members may reopen, reverse, or reconsider, in whole or in part, any claim it previously decided if received within a reasonable time. Sixty days is considered a reasonable time, but the FCC may waive the time limit for good cause.

(b) HQ USAF/JACC designates a successor commission if the commission is no longer in existence whose members may reconsider any claim in the same way as the original commission.

(c) An FCC reconsiders a settlement when there is a membership change in the original commission only when one of the following exists:

(1) New and material evidence.

(2) Obvious error in facts or calculations.

(3) Fraud or collusion.

(d) Opinions must state the reason for reconsideration. A court decision is not in itself sufficient basis for reconsidering a claim, but the facts that resulted in the judgment may warrant it. The amount of a court judgment is not binding on a FCC's determination of damage, but the commission may consider it as evidence of the local law on the subject.

§ 842.67 Right of subrogation, indemnity, and contribution.

The Air Force becomes subrogated to the rights of the claimant upon settling a claim. The Air Force has the rights of indemnity and contribution permitted by law of the situs or under contract. Do not seek contribution or indemnity:

(a) From U.S. military personnel or civilian employees whose conduct gave rise to government liability.

(b) Where such action would be harmful to international relations.

Subpart H—International Agreement Claims (10 U.S.C. 2734a; 2734b)

§ 842.68 Scope of subpart.

It governs Air Force actions in investigating, processing, and settling claims under international agreements.

§ 842.69 Definitions.

The following are general definitions. See the relevant international agreement for the specific meaning of a term to use with a claim:

(a) *Civilian component.* Civilian personnel accompanying a force of a contracting party, who are employed by that force. It does not include indigenous employees, contractor employees, or members of the American Red Cross unless specifically included in the agreement.

(b) *Contracting party.* A nation signing the governing agreement.

(c) *Force.* Personnel belonging to the land, sea, or air armed services of one contracting party when in the territory of another contracting party in connection with their official duties.

(d) *Legally responsible.* A term of art providing for settlement of claims under cost sharing international agreements consistent with the law of the receiving State. Often these are claims caused by local inhabitant employees, not part of the civilian component, under a respondent superior theory.

(e) *Receiving state.* The country where the force or civilian component of another party is located.

(f) *Sending state.* The country sending the force or civilian component to the receiving State.

(g) *Third parties.* Those other than members of the force and civilian component of the sending or receiving States. Dependents, tourists, and other noninhabitants of a foreign country are third parties unless the agreement specifically excludes them.

§ 842.70 Delegations of authority.

(a) *Delegation of reimbursement authority.* The following individuals have delegated authority to reimburse or pay a pro rata share of a claim or object to a claim in any amount:

(1) The Secretary of the Air Force.

(2) The Judge Advocate General.

(3) The Deputy Judge Advocate General.

(4) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.

(5) The SJAs and Deputy SJAs of PACAF, USAFE, and Fifth Air Force.

(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney in writing. Send a copy of the redelegation to HQ USAF/JACC.

(c) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

§ 842.71 Filing a claim.

(a) *In a foreign country:* (1) If a third party claimant tries to file an international agreement claim with the Air Force, direct that person to the appropriate receiving State office.

(2) If the Air Force receives a claim, send it to the U.S. sending State office for delivery to the receiving State.

(b) *In the U.S.* The claimant files tort claims arising from the act or omission of military or civilian personnel of another contracting party at any U.S. military installation. The installation receiving the claim either:

(1) Investigates it if the foreign personnel are assigned there.

(2) Sends it to the installation where the foreign personnel are assigned.

Subpart I—Use of Government Property Claims (10 U.S.C. 2737)

§ 842.72 Scope of subpart.

It tells how to settle and pay claims against the United States, not payable under any other statute, for property damage, personal injury, or death incident to the use of a government vehicle or any other government property by Air Force military and civilian personnel.

§ 842.73 Definitions.

(a) *Government installation.* A United States government facility having fixed boundaries and owned or controlled by the government.

(b) *Vehicle.* Every carriage or mechanical device used as a means of transportation on land.

§ 842.74 Delegations of authority.

(a) *Delegation of settlement authority.* The following individuals have delegated authority to settle claims for $1,000 or less and deny them in any amount.

(1) The Judge Advocate General.

(2) The Deputy Judge Advocate General.

(3) Director of Civil Law.

(4) Chief, Deputy Chief and Branch Chiefs, Claims and Tort Litigation Staff.

(5) SJAs of PACAF and USAFE.

(6) SJAs of single base GCMs and GCMs in PACAF and USAFE.

(7) The SJA of each Air Force base, station and fixed installation.

(8) Any other judge advocate designated by The Judge Advocate General.

(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney in writing. Send a copy of the redelegation to HQ USAF/JACC.

(c) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

(d) Appellate Authority. The Judge Advocate General; Deputy Judge Advocate General; Director of Civil Law; the Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff; and the SJAs of PACAF and USAFE have authority to settle claims for $1,000 or less on appeal from the final denial of a claim by a subordinate settlement authority.

§ 842.75 Filing a claim.

(a) *How and when filed.* A claim has been filed when a federal agency receives from a claimant or the claimant's duly authorized agent written notification of an incident of property damage, personal injury or death accompanied by a demand for money damages in a sum certain. Transfer claims incorrectly presented to the Air Force to the appropriate agency promptly.

(b) *Amending a claim.* A claimant may amend a claim at any time prior to final Air Force action. Amendments will be submitted in writing and signed by the claimant or the claimant's duly authorized agent.

§ 842.76 Statute of limitations.

(a) A claim must be presented in writing within 2 years after it accrues. It accrues at the time the claimant discovers, or in the exercise of resonable care should have discovered, the existence of the act causing property damage, personal injury or death for which the claim is filed.

(b) In computing time to determine whether the period of limitation has expired, exclude the incident date and include the date claim was filed.

§ 842.77 Claims payable.

Payment in the amount of $1,000 or less is authorized when it is:

(a) For property damage, personal injury, or death. (Payment for personal injury or death claims is limited to costs of reasonable medical, hospital, and burial expenses actually incurred and not otherwise furnished or paid by the U.S.)

(b) Caused by a military member or civilian of the Air Force, acting within or outside the scope of employment.

(c) Arose from the use of a government vehicle at any place or other government property on a government installation.

(d) Not payable under any other provision of law except Article 139, UCMJ.

§ 842.78 Claims not payable.

A claim is not payable if it is:

(a) Payable under any other provisions of the law.

(b) Caused by a negligent or wrongful act of the claimant, the claimant's agent, or employee.

(c) A subrogated claim.

(d) Recoverable from other sources such as an insurance policy.

§ 842.79 Appeals of final denials.

(a) The statute does not provide for appeals. The original settlement authority may, however, reconsider the decision. There is no set appeal format but it should be written and submitted within 60 days of the original decision.

(b) The settlement authority may either grant all or any portion of the requested relief without referring to any other office or forward the entire file with the reasons for the action and recommendations to the next higher claims settlement authority for independent review and final action.

§ 842.80 Settlement agreement.

Do not pay a claim unless the claimant accepts the amount offered in full satisfaction of the claim and signs a settlement agreement.

Subpart J—Admiralty Claims (10 U.S.C. 9801-9804, 9806; 46 U.S.C. 740)

§ 842.81 Scope of subpart.

It sets forth the procedure for administrative settlement of admiralty and maritime claims in favor of and against the U.S.

§ 842.82 Definitions.

(a) *Admiralty contracts.* Contract covering maritime services or a maritime transaction such as vessel procurement and space for commercial ocean transportation of DOD cargo, mail, and personnel.

(b) *General average.* The admiralty rule that when someone's property is thrown overboard to save a ship, the shipowner and all owners of the cargo must share the loss.

(c) *Maritime torts.* Torts committed in navigable waters or on land or in the air where a substantial element of the damage, personal injury, or death occurred in navigable waters. The activity causing the tortious act must bear some significant relationship to traditional maritime activity.

(d) *Vessel.* Every description of watercraft used or usable as a means of transportation on water.

§ 842.83 Delegations of authority.

(a) Delegation of Settlement Authority on Claims Against the Air Force:

(1) The Secretary of the Air Force has the authority to:

(i) Make an award for more than $500,000 and to certify it to Congress for payment.

(ii) Settle claims for payment of $500,000 or less.

(iii) Deny a claim in any amount.

(2) The following individuals have delegated authority to settle claims for $10,000 or less and deny them in any amount:

(i) The Judge Advocate General.

(ii) The Deputy Judge Advocate General.

(iii) Director of Civil Law.

(iv) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.

(b) Delegation of Settlement Authority on Claims in Favor of the United States:

(1) The Secretary of the Air Force has the authority to settle claims for salvage services performed by the Air Force in any amount, and to settle all other admiralty claims for $500,000 or less.

(2) HQ USAF/JACC refers claims for more than $500,000 to the Department of Justice.

(3) The following individuals have delegated authority to settle claims for $10,000 or less:

(i) The Judge Advocate General.

(ii) The Deputy Judge Advocate General.

(iii) Director of Civil Law.

(iv) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.

§ 842.84 Reconsidering claims against the United States.

(a) The settlement authority may reconsider any claim previously disapproved in whole or in part when either:

(1) The claimant submits new evidence in support of the claim.

(2) There were errors or irregularities in the submission or settlement of the claim.

(b) There is no right of appeal to higher authority under this subpart.

Subpart K—Claims Under the Federal Tort Claims Act (28 U.S.C. 1346(b), 2402, 2671, 2672, 2674-2680)

§ 842.85 Scope of Subpart.

It governs claims against the U.S. for property damage, personal injury, or

death from the negligent or wrongful act or omission of Air Force military or civilian personnel while acting within the scope of their employment. It also covers similar tort claims generated by Air National Guard (ANG) members performing specified Title 32 duty on or after 29 December 1981.

§ 842.86 Definitions.

(a) *Compromise.* An agreed settlement based upon the facts, the law, and the application of the law of the facts.

(b) *Final denial.* A letter the settlement authority mails to the claimant or authorized agent advising the Air Force denies the claim.

(c) *Settle.* To consider and pay or deny a claim, in full or in part.

(d) *Reconsideration and appeal.* A request by the claimant or claimant's authorized agent to reevaluate the final decision. A request for reconsideration and an appeal are the same.

(e) *Negligence.* A departure from the conduct expected from a reasonably prudent person under similar circumstances.

(f) *Proximate cause.* The dominant or primary cause involving a natural and continuous sequence unbroken by an effective cause.

§ 842.87 Delegations of authority.

(a) *Delegation of settlement authority:* (1) The following individuals have delegated authority to settle claims in excess of $25,000, subject to the prior written approval of the Attorney General or his designee, and deny them in any amount:

(i) The Judge Advocate General.

(ii) The Deputy Judge Advocate General

(iii) The Director of Civil Law.

(2) The following individuals have delegated authority to settle claims for $25,000 or less and deny a claim in any amount:

(i) The Judge Advocate General.

(ii) The Deputy Judge Advocate General.

(iii) The Director of Civil Law.

(iv) The Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.

(3) The following individuals have delegated authority to settle claims for $15,000 or less: SJAs of PACAF and USAFE.

(4) The following individuals have delegated authority to settle a claim for $7,500 or less:

(i) SJAs of single base GCMs.

(ii) SJAs of GCMs in PACAF and USAFE.

(5) The following individuals have delegated authority to settle claims for $2,500 or less: SJAs of each Air Force base, station, or fixed installation.

(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney in writing. Send a copy of the redelegation to HQ USAF/JACC.

(C) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

(d) *Settlement negotiations.* A settlement authority may settle a claim in any amount within the delegated authority. Send unsettled claims in excess of the delegated authority to the level with settlement authority.

(e) *Special exceptions.* Only HQ USAF/JACC msy settle claims for:

(1) Legal malpractice.

(2) On the job personal injury or death of an employee of government contractor or subcontractor.

(3) Assault, battery, false imprisonment, false arrest, abuse of process, or malicious prosecution committed by an investigative or law enforcement officer.

§ 842.88 Statute of limitations.

A claim must be presented in writing within 2 years after it accrues:

(a) Federal, not state law, determines the time of accrual. A claim accrues when the claimant discovers or reasonably should have discovered the existence of the act that resulted in the claimed loss.

(b) In computing the statutory time period, exclude the day of the incident and include the day the claim was filed.

(c) The Air Force has 6 months to consider a properly filed claim. After that the claimant may file suit. The claimant's right to sue ends 6 months from the date the final denial is mailed.

(d) Litigants may bring third party actions against the U.S. without first filing a claim. In some instances such actions may start more than 2 years after the claim has accrued.

§ 842.89 Reconsideration of final denials.

(a) A claimant may request the settlement authority who denied the claim to reconsider it. If the decision remains the same, send the claim file to the next higher claims settlement authority for action.

(b) A request for reconsideration must be filed in writing within 6 months of the final denial and prior to suit. Such a request starts a new 6-month period for the Air Force to consider the claim. The claimant may not sue during that period.

§ 842.90 Settlement agreements.

The claimant must sign a settlement agreement and release before any payment is made.

Subpart L—Property Damage Tort Claims in Favor of the United States (31 U.S.C. 71, 951–953)

§ 842.91 Scope of subpart.

It tells how to assert, administer, and collect claims for damage to or loss or destruction of government property through negligence or wrongful act. It does not cover admiralty, hospital recovery, or nonappropriated fund claims.

§ 842.92 Delegations of authority.

(a) *Delegation of settlement authority:* (1) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $20,000 or less and to accept full payment on any claim:

(i) The Judge Advocate General.

(ii) The Deputy Judge Advocate General.

(iii) The Director of Civil Law.

(iv) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.

(2) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $15,000 or less and to accept full payment on any claim: SJA's of PACAF and USAFE.

(3) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $7,500 or less and to accept full payment on any claim:

(i) SJAs of GCMs in PACAF and USAFE.

(ii) SJAs of single base GCMs.

(4) The following individuals have delegated authority to settle, compromise, suspend, or terminate action on claims for $5,000 or less and to accept full payment on any claim: SJAs of each Air Force base, station or fixed installation.

(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney, in writing. Send a copy of the redelegation to HQ USAF/JACC.

(c) *Authority to reduce, withdraw, or restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

§ 842.93 Assertable claims.

Assert a claim in writing for loss of or damage to government property, against each tort-feasor when:

(a) Damage results from negligence and the claim is for:

(1) More than $100.

(2) Less than $100 but collection costs are small.

(b) Claim is based on contract and the contracting officer does not assert a claim under the contract.

(c) Claim is for property damage arising from the same incident as a hospital recovery claim. Consolidate the two claims and process under subpart N.

(d) Tort-feasor or his insurer presents a claim against the government arising from the same incident. Process both claims together.

(e) Claim is assertable as a counterclaim under an international agreement. Process the claim under subpart H.

(f) Claim is based on product liability.

§ 842.94 Nonassertable claims.

(a) Reimbursement from military or civilian employees for their negligence claims paid by the U.S.

(b) Loss of or damage to government property:

(1) Caused by a nonappropriated fund employee acting in the scope of employment.

(2) For which a person has accountability and responsibility under the Report of Survey system.

(c) Loss or damage to nonappropriated fund property assertable under other provisions.

(d) Loss or damage caused by an employee of an instrumentality of the government in the absence of statutory authority to reimburse.

(e) Claim is against a foreign government, unless authorized by HQ USAF/JACC.

§ 842.95 Asserting the claim.

The base SJA asserts the claim against the tortfeasor by mailing, certified mail return receipt requested, the original and one copy of a "Notice of Claim" that includes the following:

(a) Reference to the statutory right to collect.

(b) Demand for payment or restoration.

(c) Description of damage.

(d) Date and place of incident.

(e) Name, phone number, and office address of claims personnel to contact.

§ 842.96 Referring a claim to the U.S. Attorney or the Department of Justice.

HQ USAF/JACC:

(a) Must authorize referral to the U.S. Attorney.

(b) Sends all claims for more than $20,000, not collected in full, to the Department of Justice.

§ 842.97 Statute of limitations.

The government must file suit within three years after the cause of action accrues. It accrues when a responsible U.S. official knew or reasonably should have known the material facts that resulted in the claimed loss.

§ 842.98 Compromise, termination, and suspension of collection.

(a) Compromise is allowable when:

(1) Tort-feasor is unable to pay the full amount within a reasonable time. Obtain a sworn statement showing the debtor's assets and liabilities, income, expenses, and insurance coverage.

(2) Government is unable to collect in full within a reasonable time by enforced collection proceedings.

(3) Cost to collect does not justify enforced collection of the full amount.

(4) Government may have difficulty proving its case in court for the full amount claimed.

(b) Compromise is not allowable when there may be fraud, misrepresentation, or violation of antitrust laws. The Department of Justice must authorize compromise of such claims.

(c) Termination of collection is allowable when:

(1) Government is unable to collect the debt after exhausting all collection methods.

(2) Government is unable to locate the tort-feasor.

(3) Cost to collect will exceed recovery.

(4) Claim is legally without merit.

(5) Evidence does not substantiate the claim.

(d) Suspension of collection is allowable when:

(1) Government is unable to locate tort-feasor.

(2) Tort-feasor is presently unable to pay but:

(i) Statute of limitations is tolled or is running anew, or

(ii) Future set-off collection may be possible.

Subpart M—Claims Under the National Claims Act (32 U.S.C. 715)

§ 842.99 Scope of subpart.

It tells how to settle claims against the United States for property damage, personal injury, or death caused by Air National Guard (ANG) members acting within the scope of their employment and performing specified Title 32 duty prior to 29 December 1981. It also covers claims caused by the noncombat activities of the AGN.

§ 842.100 Definitions.

(a) *Appeal.* A request by the claimant or claimant's authorized agent to reevaluate the final decision. A request for reconsideration and an appeal are the same.

(b) *Air National Guard (ANG).* That part of the organized air force militia of the fifty states, Puerto Rico, the Virgin Islands, Guam, and the District of Columbia, that is federally recognized.

(c) *ANG member.* Members of the ANG performing duty under Title 32, Sections 316, 502, 503, 504, or 505 or any other provisions of law for which the member:

(1) Is entitled to pay under Title 37 Section 206, or

(2) Has waived that pay.

(d) *ANG duty status*—(1) *Active federal service.* ANG members may serve on active federal duty under Title 10 during time of war or national emergency to augment the active Air Force under certain circumstances or for certain types of training (e.g. overseas training exercises). Duty under Title 10 does not fall under this subpart.

(2) *Federally funded duty.* ANG members perform specified federally funded duty under Title 32 such as weekend drills, annual training, field exercises, range firing, military schooling, full time unit support, or recruiting duties. Duty under Title 32 falls under this subpart.

(3) *State duty.* Duty not authorized by federal law but required by the governor of the state and paid for from state funds. Such duty includes civil emergencies (natural or other disasters), civil disturbances (riots, strikes), and transportation requirements for official state functions, the public health, or safety. State duty does not fall under this subpart.

(e) *Compromise.* An agreed settlement based upon the facts, the law, and the application of the law to the facts.

(f) *Final denial.* A letter the settlement authority mails to the claimant or authorized agent advising the Air Force denies the claim.

(g) *Noncombat activity.* Activities, other than combat, war or armed conflict, that are particularly military in character and have little parallel in the civilian community.

(h) *ANG technicians.* Those civilian technicians employed under 32 U.S.C. 709. They are federal employees and tort claims arising out of their activities are settled under the Federal Tort Claims Act (FTCA).

§ 842.101 Delegations of authority.

(a) *Delegation of settlement authority:* (1) The Secretary of the Air Force has delegated authority to:

(i) Settle claims for $25,000 or less.

(ii) Settle claims for more than $25,000 and pay the first $25,000 and report the excess to the General Accounting Office for payment.

(iii) Deny a claim in any amount.

(2) The Judge Advocate General has delegated authority to settle claims for $25,000 or less and deny a claim in any amount.

(3) The following individuals have delegated authority to settle claims for $5,000 or less and deny a claim in any amount.

(i) The Deputy Judge Advocate General.

(ii) The Director of Civil Law.

(iii) The Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff, who are Air Force officers.

(4) The following individuals have delegated authority to settle claims for $5,000 or less:

(i) SJAs of PACAF and USAFE.

(ii) SJAs of single base GCMs, and GCMs in PACAF and USAFE.

(5) The following individuals have delegated authority to settle claims for $2,500 or less: SJAs of each Air Force base, station, or fixed installation.

(b) *Redelegation of authority.* A settlement authority may redelegate it, up to $5,000, to a subordinate judge advocate in writing. Send a copy of the redelegation to HQ USAF/JACC.

(c) *Appellate authority.* Upon appeal a settlement authority has the same authority to settle a claim as that specified in § 842.101(a). However, no appellate authority below the Office of the Secretary of the Air Force may deny an appeal of a claim it had previously denied.

(d) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

(e) *Settlement negotiations.* A settlement authority may settle a claim in any amount within the delegated authority. Send unsettled claims in excess of the delegated authority to the level with settlement authority. Unsuccessful negotiations at one level do not bind higher authority.

(f) *Special exceptions.* Only HQ USAF/JACC may settle claims for:

(1) Legal malpractice.

(2) On the job personal injury or death of an employee of government contractor or subcontractor.

(3) Assault, battery, false imprisonment, false arrest, abuse of process, or malicious prosecution committed by an investigative or law enforcement officer.

§ 842.102 Filing a claim.

(a) *How and when filed.* A claim is filed when a federal military agency receives from a claimant or duly authorized agent a properly completed Standard Form 95 or other signed and written demand for money damages in a sum certain. Promptly transfer claims belonging to another agency.

(b) *Receipt of claims from State National Guard Agencies.* The Office of the State Adjutant General promptly sends claims it receives to the appropriate Air Force claims authority in whose geographic area the incident occurred. The report includes:

(1) The date, place, and nature of the incident.

(2) The names and organizations of ANG members involved.

(3) The names of potential claimants.

(4) A brief description of any damage to private property, personal injuries, or death.

(c) *Claims investigations:* (1) Air Force claims offices:

(i) Investigate claims occurring within their assigned geographic areas.

(ii) Ensure the report includes a scope of employment statement and a copy of the orders authorizing the performance of duty by the ANG member.

(2) State Adjutants General:

(i) Designate an official or office as point of contact for Air Force claims personnel.

(ii) Furnish necessary personnel to assist the Air Force investigation subject to the availability of funds and personnel.

(d) *Amending a claim.* A claimant may amend a claim at any time prior to final action. Amendments must be in writing and signed by the claimant or authorized agent.

§ 842.103 Advance payments.

Subpart Q sets forth procedures for such payments.

§ 842.104 Statute of limitations.

(a) A claim must be filed in writing within 2 years after it accrues. Federal, not state law, determines the time of accrual. A claim accrues when the claimant discovers or reasonably should have discovered the existence of the act that resulted in the claimed loss.

(b) In computing the statutory time period, exclude the day of the incident and include the day the claim was filed.

(c) Consider a claim filed after the statute has run:

(1) If the U.S. is at war or in an armed conflict when the claim accrues, or

(2) The U.S. enters a war or armed conflict after the claim accrues, and

(3) Good cause is shown. No claimant may file a claim more than 2 years after the good cause ceases to exist or the war or armed conflict ends. Congress or the President establishes the beginning and end of war or armed conflict.

§ 842.105 Who may file a claim.

(a) Owners of the property or their authorized agents may file a claim for property damage.

(b) Injured persons or their authorized agents may file a claim for personal injury.

(c) Executors or administrators of a decedent's estate or any other person legally entitled to do so under applicable local law may file a claim based on:

(1) An individual's death.

(2) A cause of action surviving an individual's death.

(d) Insurers with subrogation rights for loss paid in full by them. The parties may file a claim jointly or individually, to the extent of each party's interest, for losses partially paid by insurers with subrogation rights.

(e) Authorized agents signing a claim show their title or legal capacity and present evidence of such authority to file the claim.

§ 842.106 Who are proper claimants.

(a) Citizens and inhabitants of the United States.

(b) ANG membrs but not for personal injury or death incident to service.

(c) States or territories and their agencies except that no payment is made to the state of the ANG member who caused the injury or property damage without the express approval of AF/JACC.

(d) Counties, municipalities, or units of local government.

(e) Persons in foreign countries who are not inhabitants of a foreign country.

(f) Prisoners of war or interned enemy aliens for personal property damage but not for personal injury.

(g) Property owners, their representatives, and those with certain legal relationships with the record owner, including mortgagors, mortgagees, trustees, bailees, lessees and conditional vendees.

(h) Subrogees to the extent they have paid this claim.

§ 842.107 Who are not proper claimants.

(a) ANG members performing Title 32 duty when the personal injury or death claim arises incident to service.

(b) Agencies and departments of the U.S. Government including the District of Columbia government.

(c) Nonappropriated fund instrumentalities.

(d) Governments of foreign nations, their agencies, political subdivisions, and municipalities.

(e) Subrogees of all the above.

§ 842.108 Claims payable.

(a) Claims arising from negligent or wrongful acts or omissions by ANG members performing Title 32 duty and acting in the scope of their employment prior to 29 December 1981.

(b) Claims arising from noncombat activities of the ANG, whether or not such injuries or damages arose out of the negligent or wrongful acts or omissions by ANG members performing Title 32 duty and acting within the scope of their employment.

(c) Claims for damage to bailed property under § 842.108(a) and (b) and where:

(1) The ANG has assumed the duties of a bailee,

(2) The bailor had not assumed the risk of loss by express agreement, and

(3) Authorized ANG members acting in their official capacity had properly accepted the property.

(d) Claims for loss or damage to:

(1) Insured or registered mail, under § 842.108(a), (b), or (c) while in the possession of the ANG.

(2) Minimum fee insured mail but only if it has an insurance number or requirement for hand-to-hand receipt while in the possession of the ANG.

(3) Any mail in the possession of the U.S. Postal Service or a Military Postal Service due to an unlawful or negligent inspection, search, or seizure in an overseas military postal facility, ordered by ANG members.

(e) Claims by ANG health care providers for personal liability and settlements or judgments for their acts committed while performing Title 32 duty within the scope of their employment on or after 29 December 1981.

§ 842.109 Claims not payable.

(a) Claims payable under any one of the following statutes and implementing regulations:

(1) Federal Tort Claims Act (FTCA).

(2) Foreign Claims Act (FCA).

(3) International Agreements Claims Act.

(4) Air Force Admiralty Claims Act and the Admiralty Extensions Act.

(5) Military Claims Act (MCA).

(6) Military Personnel and Civilian Employees' Claims Act.

(b) Claims from the combat activities of the armed forces during war or armed conflict.

(c) Claims for personal injury or death of ANG members performing Title 32 duty incident to their service.

(d) Claims for damage to or loss of bailed property when the bailor specifically assumed such risk.

(e) Claims for personal injury or death of a person covered by:

(1) The Federal Employees' Compensation Act.

(2) The Longshoremen's and Harbor Workers' Compensation Act.

(3) A U.S. contract or agreement providing employee benefits through insurance, local law, or custom and the U.S. pays for them either directly or as a part of the consideration under the contract.

(f) Claims for property damage, personal injury or death occurring in a foreign country to an inhabitant of that country.

(g) Claims caused by the negligent or wrongful acts or omissions of members of the District of Columbia ANG.

(h) Claims arising from a private rather than a government transaction.

(i) Claims for patent or copyright infringement.

(j) Claims for damage, use, or other expenses involving the regular acquisition, possession, and disposition of real property by or for the ANG.

(k) Claims for taking private real property by a continuing trespass or by a technical trespass such as overflights of aircraft.

(l) Claims for loss of rental fee for personal property.

(m) Claims in litigation against the United States.

(n) Claims for a maritime occurrence covered under U.S. admiralty laws.

(o) Claims for:

(1) Any tax or customs duty.

(2) The detention of any goods or merchandise by any officer of customs, excise, or law enforcement officer.

(p) Claims from an act or omission of any employee of the government while administering the provisions of the Trading With the Enemy Act.

(q) Claims for damages caused by the U.S. imposition or establishment of a quarantine.

(r) Claims for libel, slander, misrepresentation, deceit or interference with contract rights.

(s) Claims that result wholly from the negligent or wrongful act of the claimant or the claimants' agent.

(t) Claims for reimbursement of medical, hospital, or burial expenses furnished at the expense of the U.S., any state, the District of Columbia, or Puerto Rico.

(u) Claims for damage from floods or flood waters.

(v) Claims for damages caused by the fiscal operations of the Treasury or by regulation of the monetary systems.

(w) Claims caused by the negligent or wrongful acts or omissions of ANG members performing Title 32 duty, acting within the scope of their employment, occurring on or after 29 December 1981.

(x) Claims caused by the negligent or wrongful acts or omissions of ANG technicians employed under 32 U.S.C. 709.

§ 842.110 Applicable law.

(a) *Extent of liability.* (1) Claims arising in the United States. The law of the place where the act or omission occurred governs liability. The settlement authority considers the local law on dangerous instrumentalities, assumption of risk, res ipsa loquitur, last clear change, discovered peril, and comparative and contributory negligence. Absolute liability is never imposed.

(2) Claims arising in foreign countries. The general principles of American tort law, as stated in standard legal publications, control liability, except that absolute liability is not imposed. However, the law of the place where the act or omission occurred governs the effect of claimant's comparative or contributory negligence. Where applicable, follow rules of the road and similar locally prescribed standards of care to determine fault.

(b) *Measure of damages.* (1) Normally apply the law of the place where the act or omission occurred. In claims arising in foreign countries, apply the law of the state of legal residence of the claimant.

(2) Apportion damages as in suits against private persons if local law applies comparative negligence.

(3) Do not deduct proceeds from private insurance policies except to the extent the policy was paid by the government or is allowed by local law.

(4) Deduct compensation and benefits from any U.S. Government associated source. However, deduct sick and annual leave payments only if allowed by local law.

(5) Do not allow:

(i) Punitive damages.

(ii) Cost of medical or hospital services furnished at U.S. expense.

(iii) Cost of burial expenses paid by the U.S., any state, the District of Columbia, or Puerto Rico.

(c) *Settlement by insurer or joint tort-feasor.* When settlement is made by an insurer or joint tort-feasor and an

additional award is warranted, an award may be made if:

(1) The United States is not protected by the release executed by the claimant.

(2) The total amount received from such source is first deducted.

§ 842.111 Appeal of final denials.

(a) A claimant may appeal the final denial of the claim. The claimant sends the request, in writing, to the settlement authority within a reasonable time following the final denial. Sixty days is considered a reasonable time, but the settlement authority may waive the time limit for good cause.

(b) The original settlement authority reviews the appeal.

(c) Where the settlement authority does not reach a final agreement on an appealed claim, it sends the entire claim file to the next higher settlement authority, who is the appellate authority for that claim.

(d) The decision of the appellate authority is the final administrative action on the claim.

§ 842.112 Government's right of subrogation, indemnity, and contribution.

The Air Force becomes subrogated to the rights of the claimant upon settling a claim. The Air Force has the rights of contribution and indemnity permitted by law of the situs or under contract. Do not seek contribution or indemnity from ANG members whose conduct gave rise to government liability.

Subpart N—Hospital Recovery Claims (42 U.S.C. 2651-2653)

§ 842.113 Scope of subpart.

It tells how the U.S. asserts and settles claims against third parties for costs of medical care provided under the Federal Medical Care Recovery Act (FMCRA) and various state laws.

§ 842.114 Definitions.

(a) *Base Staff Judge Advocate (SJA).* The SJA of the base providing legal services to the Air Force medical facility which furnished initial medical care to the injured party is responsible for processing the hospital recovery claim. If an Air Force facility did not furnish the initial medical care, the SJA of the Air Force base nearest the initial treating facility is responsible for processing the claim.

(b) *Compromise.* A mutually binding agreement where payment is made and accepted in an amount less than the full amount of the claim.

(c) *Injured party.* The person who received medical care for injury or disease as a result of the accident on which the claim is based. The injured party may be represented by a guardian, personal representative, estate, or survivor.

(d) *Medical care.* Medical and dental treatment including prostheses and medical appliances the U.S. furnished or reimbursed other sources.

(e) *Reasonable value of medical care.* (1) An amount determined by reference to rates set by the Director of the Office of Management and Budget for the value of necessary medical care in U.S. medical facilities.

(2) Actual cost of necessary care from other sources the U.S. reimbursed.

(f) *Third party.* An individual, private or business entity including insurance carriers indebted to the U.S. for medical care provided to an injured party.

(g) *Waiver.* Voluntary relinquishment by the U.S. of the right to collect for medical care provided to an injured party.

§ 842.115 Delegations of authority.

(a) *Delegation of settlement authority.* (1) The following individuals have delegated authority to settle, compromise, or waive claims for $40,000 or less and to accept full payment on any claim:

(i) The Judge Advocate General.

(ii) The Deputy Judge Advocate General.

(iii) The Director of Civil Law.

(iv) Chief, Deputy Chief, and Branch Chiefs, Claim and Tort Litigation Staff.

(2) The following individuals have delegated authority to compromise or waive claims for $15,000 or less and to accept full payment on any claim: SJAs of PACAF and USAFE.

(3) The following individuals have delegated authority to compromise or waive claims for $7,500 or less and to accept full payment on any claim:

(i) SJAs of GCMs in PACAF and USAFE.

(ii) Single Base GCMs.

(4) The following individuals have delegated authority to compromise or waive claims for $5,000 or less and to accept full payment on any claim: SJAs of each Air Force base, station, or fixed installation.

(b) *Authority to assert a claim.* Each settlement authority has delegated authority to assert a claim in any amount for the reasonable value of medical care.

(c) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney, in writing. Send a copy of each redelegation to HQ USAF/JACC.

(d) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

(e) *Settlement negotiations.* A settlement authority may settle a claim in any amount within the delegated authority. Send claims in excess of the delegated authority to the next higher settlement authority. Unsuccessful negotiations at one level do not bind higher authority.

(f) *Special exceptions.* Only the Department of Justice (DOJ) may approve claims involving:

(1) Compromise and waiver of a claim for more than $40,000.

(2) Settlement previously referred to DOJ.

(3) Settlement where a third party files suit against the U.S. or the injured party arising out of the same incident.

§ 842.116 Assertable claims.

Assert a claim when the Air Force has furnished or will furnish medical care in military health care facilities or when the Air Force is responsible for reimbursement to a private care provider and the following conditions are met:

(a) Third party liability in tort exists for causing an injury or disease; local foreign law permits the U.S. to recover; or U.S. is a third party beneficiary under uninsured motorist coverage, medical pay insurance coverage, worker's compensation, or no-fault statutes, and

(b) Value of medical care is $100 or more or any amount if the base SJA determines the claim merits asserting, i.e., clear liability coupled with minimal collection efforts; the third party offers payment and demands a release from the U.S. before paying damages to the injured party; or U.S. asserts property damage claim under subpart L arising out of the same incident.

§ 842.117 Nonassertable claims.

(a) Do not assert:

(1) Against Government agencies. Do no assert claims against any department, agency, or instrumentality of the U.S. "Agency or instrumentality" includes any self-insured nonappropriated fund activity whether revenue producing, welfare, or sundry. The term does not include private associations.

(2) For care furnished a veteran by the Veterans Administration (VA) for service connected disability. However, assert for the reasonable value of medical care an Air Force member receives prior to his or her discharge and transfer to the VA facility.

(3) For care furnished a merchant seaman under 42 U.S.C. 249. Do not file a claim against the seaman's employer.

(b) Do not assert against the following without HQ USAF/JACC approval:

(1) Government contractors. Those claims which the U.S. must reimburse the contractor under the terms of the contract. The base SJA investigates and sends to HQ USAF/JACC claims files with recommendations regarding assertion and includes citations to the specific contract clauses involved.

(2) Foreign governments. Base SJAs investigate claims against foreign governments, their political subdivisions, armed forces members, or civilian employees. Send claims files to HQ USAF/JACC along with recommendations regarding assertion.

(3) U.S. personnel. Members of the uniformed services; employees of the U.S., its agencies or instrumentalities; or a dependent of a service member or an employee at the time of assertion unless liability insurance will pay the claim.

§ 842.118 Asserting the claim.

The base SJA:

(a) Asserts the claim against the third parties by signing an SF 96, Notice of Claim, and mailing (certified mail return receipt requested) the original and one copy to the third parties and a copy to the third parties' insurers.

(b) Notifies the injured parties promptly in writing that 42 U.S.C. 2651–3 entitles the U.S. to recover from the third parties the reasonable value of medical care furnished or to be furnished and that they:

(1) Should seek advice from a legal assistance officer or civilian counsel and furnish the civilian counsel's name to the claims officer.

(2) Must cooperate in the prosecution of all actions of the U.S. against the third party.

(3) Must furnish a complete statement regarding the facts and circumstances surrounding the incident which caused the injury.

(4) Must not execute a release or settle any claim which exists as a result of the injury without prior notice to the SJA.

(5) Should read the Privacy Act statement enclosed.

§ 842.119 Referring a claim to the U.S. Attorney.

Only HQ USAF/JACC authorizes referral of a claim to the U.S. Attorney. Review claims two years from the date of incident and make recommendations to HQ USAF/JACC concerning referral action.

§ 842.120 Statute of limitations.

The U.S. or the injured party on behalf of the U.S. must file suit within three years after the action accrues. Generally this is three years from initial treatment in a federal medical facility or upon initial payment by CHAMPUS, whichever is first.

§ 842.121 Recovery rates in Government facilities.

The **Federal Register** periodically contains the rates set by the Office of Management and Budget of which judges take judicial notice. Contact HQ USAF/JACC for certified copies of the **Federal Register**. Apply the rate listed in the Annotation in effect at the time of care.

§ 842.122 Waiver and compromise of U.S. interest.

(a) Waive for the convenience of the Government when the tort-feasor:

(1) Cannot be located,

(2) Is judgment proof, or

(3) Has refused to pay and the case is too weak for litigation.

(b) Waive when collection causes undue hardship to the injured party. Ordinarily consider such factors as:

(1) Permanent disability or disfigurement.

(2) Decreased earning power.

(3) Out of pocket losses.

(4) Financial status of injured party.

(5) Pension rights.

(6) Other government benefits to the injured party.

(7) Offer of settlement from third party which includes virtually all third party's assets although the amount is considerably less than the calculation of the injured party's damages.

(c) Do not waive to allow the injured party to claim subsequently the cost of government provided medical care for personal benefit.

(d) Compromise upon written request when liability is questionable, injured party received excessive treatment, or litigation risks dictate, and either of the following occurs:

(1) The injured party accepts less than the jury expectancy. Consider compromising the Air Force claim in a ratio similar to that which the total settlement bears to the jury expectancy.

(2) The government's claim is almost as large as assets available for settlement.

§ 842.123 Reconsideration of a waiver for undue hardship.

A settlement authority may reconsider its disapproval of a waiver, in whole or in part, when:

(a) The injured party submits new evidence.

(b) Errors exist in claim submission or settlement.

Subpart O—Nonappropriated Fund Claims

§ 842.124 Scope of subpart.

It tells how to settle claims for and against the U.S. for property damage, personal injury, or death arising out of the operation of Nonappropriated Fund Instrumentalities.

§ 842.125 Definitions.

(a) *Army and Air Force Exchange Service (AAFES).* A joint command of the Army and Air Force, under the jurisdiction of the Chiefs of Staff of the Army and Air Force, which provides exchange and motion picture services to authorized patrons.

(b) *Morale, welfare, and recreation activities.* Services and programs financed with both appropriated and nonappropriated funds, which provide for the morale and well-being of the Air Force's military and civilian personnel and their dependents.

(c) *Nonappropriated funds.* Funds generated by Department of Defense military and civilian personnel and their dependents and used to augment funds appropriated by the Congress to provide a comprehensive, morale-building, welfare, religious, educational, and recreational program, designed to improve the well-being of military and civilian personnel and their dependents.

(d) *Nonappropriated fund instrumentality (NAFI).* A Federal Government instrumentality established to generate and administer nonappropriated funds for programs and services contributing to the mental and physical well-being of personnel.

§ 842.126 Delegations of authority.

(a) *Delegation of settlement authority.* (1) Each individual has the same delegated authority to settle a NAFI claim as that specified for a similar type claim in each subpart of this part. The decision of the settlement authority is binding upon the NAFI.

(2) The Judge Advocate General, in addition, has delegated authority to settle subpart F, G, and J type claims in any amount without referral to the Secretary of the Air Force or the General Accounting Office.

(3) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff, who are military officers, in addition, have delegated authority to settle subpart F type claims for $25,000 or less.

(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney, in writing. Send a copy of the redelegation to HQ USAF/JACC.

(c) *Appellate authority.* Upon appeal a settlement authority has the same authority specified in § 842.126(a). The Judge Advocate General is the final appellate authority on subpart F type claims without right of further appeal to the Secretary of the Air Force. However, no appellate authority below The Judge Advocate General may deny an appeal of a claim it had previously denied.

(d) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority:

(1) May reduce, withdraw, or restore delegated authority.

(2) Must notify HQ USAF/JACC of such action in writing.

(e) *Settlement negotiations.* A settlement authority may settle a claim in any amount within the delegated authority. Send unsettled claims in excess of the delegated authority to the level with settlement authority. Unsuccessful negotiations at one level do not bind higher authority.

§ 842.127 Settlement of NAFI claims.

Except as otherwise specified in this subpart, process all claims for property damage, personal injury and death, arising out of the operation of NAFIs, in and outside the U.S., in the manner specified for a similar type claim in the appropriate subpart of this part.

§ 842.128 Payment of NAFI claims.

Pay all substantiated claims against NAFIs solely from nonappropriated funds. Send the claim for payment as set out in this subpart.

§ 842.129 Tort and tort type claims.

(a) *Claims Within the scope of subpart.* Claims arising out of the operation of a NAFI caused by:

(1) Civilian employees paid by a NAFI acting in the scope of their employment.

(2) Military personnel or appropriated fund civilian employees performing part-time duties for a NAFI for which the NAFI is paying.

(3) Negligent operation or condition of premises for which a NAFI is responsible.

(4) Members or authorized users of NAFI property. Such claims are subject to this supart if the individual is an authorized user and the use is in accord with NAFI rules.

(b) *Claims Not within the scope of subpart.* Claims arising out of the operation of a NAFI caused by:

(1) Military personnel or appropriated fund civilian employees performing assigned Air Force duties, even though they benefit a NAFI.

(2) Negligent operation or condition of premises for which a NAFI is not responsible.

§ 842.130 Claims by NAFI employees.

(a) Personal Injury in Performance of Duty and Worker's Compensation Claims. These are not within the scope of this subpart because the exclusive remedy is one of the following:

(1) Longshoremen's and Harbor Workers' Compensation Act. This Act applies to NAFI civilian employees in the U.S., its territories and possessions, and U.S. citizen and resident NAFI civilian employees abroad.

(2) Local benefits for foreign national employees abroad.

(3) Military benefits because the injury is incident to service for off duty military personnel.

(b) Property Loss or Damage Incident to Employment. Settle claims under subpart E procedures. Compute liability and make initial demand on carrier, warehouseman, or insurer, directing further correspondence be sent to the NAFI paying the claim.

§ 842.131 Claims by customers, members, participants, or authorized users.

(a) *Customer complaints.* Those involving NAFI sales or service operations are normally not within the scope of this subpart. Customer complaints may not be claims at all. They may be no more than expressions of customer dissatisfactions. The activity manager is responsible for adjudicating and satisfying or otherwise disposing of a customer's complaint according to applicable NAFI parts. Where possible the activity manager resolves them by reimbursement, repair, or replacement in kind. However, if a complaint involving a claim cannot be satisfactorily settled under those procedures or includes a demand for consequential damage, such as personal injury or property damage to other than the article purchased or serviced, process it as a tort claim.

(b) *Claims generated by concessionaires.* Most concessionaires must have commercial insurance. Send to the contracting officer or HQ AAFES (AAFES-CMI) any AAFES concessionaire claims and complaints the concessionaire or its insurer does not resolve.

(c) *Property loss or damage.* Settle claims for loss of, or damage to personal property occurring on a military installation under subpart E procedures.

§ 842.132 Tort claims in favor of the U.S.

Use the procedures set out in Subparts J or L.

§ 842.133 Advance payments.

Use the procedures set out in Subpart Q but make payments only from nonappropriated funds.

§ 842.134 Claim payments and deposits.

Unless otherwise specified in this subpart, send claims in two copies for payment, collected funds for deposit, and international agreement bills for reimbursement as follows:

(a) AAFES:

(1) Employee PT claims payable for more than $2,500: HQ AAFES, Comptroller, Insurance Branch, Dallas, TX 75222.

(2) All other claims: The local AAFES manager.

(b) Civilian Base Restaurants and Civilian Welfare NAFIs:

(1) For more than $100: Army and Air Force Civilian Welfare Fund, Washington, DC 20310.

(2) For $100 or less: The local NAFI giving rise to the claim.

(c) All other NAFIs:

(1) For more than $50: AFWB (NAF Insurance), Randolph AFB TX 78150.

(2) For $50 or less: The local NAFI giving rise to the claim.

(d) International Agreement Claims. All NAFIs. When a receiving State pays a claim under an international agreement, the nonappropriated fund involved, upon receipt of an extract copy of the itemized bill, will forward payment of its pro rata share to the sending State office.

Subpart P—Civil Air Patrol Claims (5 U.S.C. 8116(c), 8141; 10 U.S.C. 9441; 36 U.S.C. 201-208)

§ 842.135 Scope of subpart.

It explains how to process certain administrative claims:

(a) Against the United States for property damage, personal injury, or death, arising out of Air Force directed Civil Air Patrol (CAP) missions.

(b) In favor of the United States for damage to U.S. Government property by CAP or third party personnel.

§ 842.136 Definitions.

(a) *Civil Air Patrol (CAP).* A nonprofit civilian corporation and volunteer auxiliary of the Air Force.

(b) *Air Force directed mission.* Those CAP missions performed under direction of the Department of the Air Force and under written authorization by competent authority covering a specific assignment within a prescribed time limit. In fulfilling such missions, CAP functions as an instrumentality of the United States.

(c) *Cap members.* Private citizens who volunteer, without compensation, their time, services, and resources to accomplish CAP objectives and purposes. The two primary categories of members are:

(1) *Cadets.* Boys and Girls 13 years (or having satisfactorily completed the sixth grade) through 17 years of age. Cadet status may be retained until age 21.

(2) *Seniors.* Adults 18 years of age or older (there is no maximum age).

(d) *Liaison officers.* Air Force personnel assigned to liaison duty at the national, regional, and wing (state) levels of CAP.

§ 842.137 Delegations of authority.

(a) *Claims arising from CAP activities.* The subpart of this part under which the claim is being considered prescribes the authority to settle it.

(b) *Federal Employees' Compensation Act (FECA) claims.* The Judge Advocate General and HQ USAF/JACC have authority to advise the Department of Labor about the facts concerning the personal injury or death of a CAP member resulting in a FECA claim. Refer any such request by a Department of Labor office to HQ USAF/JACC.

§ 842.138 Proper claimants.

(a) Anyone suffering property damage, personal injury, or death arising from an Air Force directed CAP mission who is a proper claimant under the appropriate subpart of this part.

(b) The United States (under Subpart L of this part) for damage to or loss of government property caused by negligent acts or omissions of third parties, including CAP members.

§ 842.139 Improper claimants.

Senior CAP members for personal injury or death incurred while on an Air Force directed mission. FECA is the exclusive remedy in such cases:

§ 842.140 Claims payable.

A claim is payable under an appropriate subpart of this part if it:

(a) Is for property damage, personal injury, or death,

(b) Is proximately caused by a CAP member, and

(c) Arises from an Air Force directed CAP mission.

§ 842.141 Claims not payable.

A claim is not payable if it:

(a) Is for use or depreciation of privately owned property operated by CAP or its members on an Air Force directed mission.

(b) Is for personal services or expenses incurred by CAP or its members while engaged in an Air Force directed mission.

(c) Arises out of a CAP incident based solely on government ownership of property on loan to CAP.

(d) Arises from a CAP mission not directed by the Air Force. Send such claims to HQ USAF/JACC for referral to CAP's private insurer through HQ CAP-USAF/JA. Whether a mission is Air Force directed depends on all the circumstances. Examples of factors causing a flight to be outside the parameters of an Air Force directed mission are:

(1) Deviating materially from Air Force directions.

(2) Carrying unauthorized passengers.

(3) Operating outside the time limits prescribed in the mission authorization.

Subpart Q—Advance Payments (10 U.S.C. 2736)

§ 842.142 Scope of subpart.

It tells how to make an advance payment before a claim is filed or finalized under the Military Claims, Foreign Claims and National Guard Claims Acts.

§ 842.143 Delegation of authority.

(a) The Chief, Claims and Tort Litigation Staff and the SJAs of PACAF and USAFE are authorized to make an advance payment of $1,000 or less.

(b) This authority may be redelegated either orally or in writing. Confirm oral redelegations in writing.

§ 842.144 Who may request.

A proper claimant or authorized agent may request an advance payment.

§ 842.145 When authorized.

Make advance payments only where all of the following exist:

(a) A valid claim for property damage or personal injury may be filed under the Military Claims, Foreign Claims or National Guard Claims Acts.

(b) The potential claimant has an immediate need amounting to a hardship for food, shelter, medical or burial expenses, or other necessities.

(c) Other resources for such needs are not reasonably available.

(d) The potential claim equals or exceeds the amount of the advance payment.

(e) The recipient signs the agreement contained in § 842.149 or a similarly worded agreement.

§ 842.146 When not authorized.

Do not make an advance payment if the claim is payable under the:

(a) Federal Tort Claims Act.

(b) International Agreement Claims Act.

(c) Military Personnel and Civilian Employee's Claims Act. (Separate regulations issued under this Act provide for partial payments.)

§ 842.147 Separate advance payment claims.

Every person suffering injury or property loss may submit a separate request for an advance payment. For example, where the Air Force destroys a house containing a family of four, each family member may submit a separate request for and receive an advance payment of $1,000 or less.

§ 842.148 Liability for repayment.

The claimant is liable for repayment. Deduct the advance payment from any award or judgment. Seek reimbursement from the claimant if the claimant does not file a claim or lawsuit.

§ 842.149 Advance payment agreement format.

Advance Payment Agreement

Date _____ 19—

I, _____

of _____

agree to accept the sum of $_____ as an advance payment under the provisions of 10 U.S.C. 2736, in partial settlement of, and to alleviate hardships for personal injuries or property damage incurred as a result of an incident on _____ 19—, arising out of

I understand this payment is made in advance of administrative settlement of claim under the provisions (the Military Claims Act) (the Foreign Claims Act) or (the National Guard Claims Act). I intend to file a claim with the U.S. Air Force for the above damages or injuries as soon as I know the extent and amount. The amount of this advance payment will be deducted from the award in final settlement of my claim. If the final award is less than the advance payment received, I agree to refund to the U.S. Air Force the portion of the advance payment in excess of the final award. If no award is made or no claim is filed within the statutory period, I agree to refund the entire advance payment.

I understand this advance payment is not an admission by the United States of liability for the above incident.

Witness: _____

(Signature) _____

(Typed Name) _____

Winnibel F. Holmes,

Air Force Federal Register Liaison Officer.

[FR Doc. 83-22883 Filed 8-18-83; 8:45 am]

BILLING CODE 3910-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 81

[A-5-FRL 2418-8]

Designation of Areas of Air Quality Planning Purposes Attainment Status Designations; Michigan

AGENCY: Environmental Protection Agency.

ACTION: Final rulemaking.

SUMMARY: EPA is today approving a change to the designation status of Saginaw County, from nonattainment to attainment relative to the carbon monoxide (CO) National Ambient Air Quality Standard (NAAQS). This revision to the Michigan State Implementation Plan (SIP) is based on eight quarters of violation free CO data in Saginaw County. The State supplied the ambient data and supports this redesignation approval. Under the Clean Air Act (CAA), designations can be changed if sufficient data are available to warrant such change.

DATE: This action is effective (October 18, 1983), unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESS: Copies of the supporting technical information are available for review at the following address: Regulatory Analysis Section, Air and Radiation Branch, U.S. Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: Toni Lesser, (312) 886-6037.

Written comments on this action should be sent to: Gary Gulezian, Chief, Regulatory Analysis Section, Air and Radiation Branch, Region V, U.S. Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604.

SUPPLEMENTARY INFORMATION: Under Section 107(d) of the Clean Air Act (CAA) the Administrator of EPA has promulgated the NAAQS attainment status for each area of every state. See 43 FR 8962 (March 3, 1978) and 43 FR 45993 (October 5, 1978). These area designations may be revised whenever the data warrants.

EPA's criteria for data that warrant redesignating an area with regard to CO are specified in a June 12, 1979 memorandum, "Section 107 Redesignation Criteria" from Richard D. Rhoads, former Director of EPA's Control Programs Development Division, with supplemental requirements given in an April 21, 1983 memorandum, "Section 107 Designation Policy Summary", from Sheldon Meyers, Director of EPA's Office of Air Quality Planning and Standards. In general, a change from a primary nonattainment designation to primary attainment designation for CO must be supported by either:

(1) (a) Eight consecutive quarters of the most recent quality assured ambient air quality data which show no violation of the CO NAAQS and

(b) Evidence of an implemented emission control strategy, or

(2) (a) Four consecutive quarters of the most recent quality assured ambient air quality data which show no violation of the CO NAAQS, and

(b) A demonstration, using an acceptable state-of-art modeling analysis, that implemented actual, enforceable emission reductions are responsible for the recent air quality improvement.

The primary NAAQS for CO is violated if, more than once in a calendar year, maximum monitored CO concentrations exceed either: (1) The maximum allowable eight hour concentration of 10 milligrams per cubic meter of air (10 mg/m^3), or (2) the maximum allowable one hour concentration of 40 mg/m^3.

A section of northeast Saginaw County was designated nonattainment for CO in March of 1978 (43 FR 8962). This designation was based upon violations occurring through February of 1980. Michigan's review of CO emissions in the nonattainment area determined that the Chevrolet Grey and Nodular Iron Plants were the primary sources of CO emissions in the area.

Since the original designation as nonattainment for CO, emission controls have been implemented for these plants. Further, mobile source CO emissions in the vicinity of the nonattainment area have been reduced through the Federal Motor Vehicle Control Program (FMVCP).

On September 21, 1981 (46 FR 46574), EPA approved a reduction in the size of the CO nonattainment area in Saginaw County to encompass just the Chevrolet Grey Iron facility, based on available CO ambient monitoring data submitted by the State of Michigan.

On January 20, 1983, the State of Michigan submitted a redesignation request asking that the entire County of Saginaw be redesignated to attainment for CO on the basis of eight quarters of monitoring data which indicate compliance with the NAAQS. The State also submitted air quality data for CO in Saginaw County.

EPA has reviewed Michigan's redesignation request (see EPA's Technical Support Documents of April 12, 1983 and June 22, 1983.). EPA is today approving the State's request as a revision to the Michigan SIP, based on monitored air quality improvement in the area, and the implemented control strategy.

Because EPA considers today's action noncontroversial and routine, we are approving it today without prior proposal. The action will become effective October 18, 1983. However, if we receive notice by September 19, 1983, that someone wishes to submit critical comments, then EPA will publish: (1) A notice that withdraws the action, and (2) a notice that begins a new ruiemaking by proposing the action and establishing a comment period.

The Office of Management and Budget has exempted this rule from the requirements of Section 3 of Executive Order 12291.

Under 5 U.S.C. 605(b), I certify that redesignations do not have a significant economic impact on a substantial number of small entities (See 46 FR 8709).

Under Section 307(b)(1) of the CAA, petitions for Judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit October 18, 1983. This action may not be challenged later in proceeding to enforce its requriements. (See sec. 307(b)(2)).

List of Subjects in 40 CFR Part 81

Air pollution control, National Parks, Wilderness Areas.

(Sec. 107(d) of the CAA, as amended (42 U.S.C. 7407))

Dated: August 12, 1983.

William D. Ruckelshaus,

Administrator.

PART 81—DESIGNATION OF AREAS FOR AIR QUALITY PLANNING PURPOSES

Subpart C—Section 107 Attainment Status Designation Part 81 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

§ 81.323 [Amended]

1. Section 81.323 of Part 81 Chapter 1, Title 40, Code of Federal Regulations is amended in the table for "Michigan—CO". The entry for Saginaw County should be revised to read as follows:

MICHIGAN—CO

Designated area	Does not meet primary standards	Cannot be classified or better than national standards
* * * * *		
AQCR 122		X
* * * * *		

[FR Doc. 83-22835 File 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Circular No. 2518]

43 CFR Parts 3000, 3410, 3420, 3430 and 3450

Federal Coal Management

AGENCY: Bureau of Land Management, Interior.

ACTION: Final rulemaking.

SUMMARY: This final rulemaking adopts the amendments to the Federal Coal Management regulations made by the interim final rulemaking published in the **Federal Register** of January 12, 1983 (48 FR 1303). The amendments cover the area of consultation with State governments. The final rulemaking adopts the interim final rulemaking without changes.

EFFECTIVE DATE: This final rulemaking reports the amendments that were effective on January 12, 1983.

ADDRESS: Any inquires or suggestions should be sent to: Director (650), Bureau of Land Management, 1800 C Street, NW., Washington, D.C. 20240.

FOR FURTHER INFORMATION CONTACT:
Ryan Dudley (202) 343–4537
or
Robert C. Bruce (202) 343–8735.

SUPPLEMENTARY INFORMATION: This final rulemaking adopts without change the amendments made to the Federal Coal Management regulations by the interim final rulemaking published in the **Federal Register** on January 12, 1983 (48 FR 1303). The amendments were published as an interim final rulemaking because that was the most effective way to implement the changes at the earliest possible time, minimize interference with the Federal coal leasing schedules and to assure a full public review of the changes. Public comments were invited for 45 days, ending on February 28, 1983. Only one comment was received during the comment period.

The interim final rulemaking increases formal consultation processes between the Department of the Interior and the Governors of the States affected by coal leasing decisions made by the Bureau of Land Management. The interim final rulemaking also clarified consultation and coordination between the Department of the Interior and the regional coal teams and modified the appeal procedure for surface ownership determinations made by the Bureau. The only comment on the interim final rulemaking made several points which have been grouped into three topics for ease and clarity of response.

The comment alleges that the Department of the Interior's stated rationale for the interim final rulemaking was false, and that the amendments were, in fact, the product of an agreement between the Secretary of the Interior and the Western Governors. It is true that the interim final rulemaking was a product of an agreement between the Secretary and the Governors. However, this has no bearing on the Department's authority to issue the interim final rulemaking. The agreement by the Secretary to provide additional consultations was completely within the scope of action available to the Secretary under the 1979 rulemaking as amended by the rulemaking of July 30, 1982. Each item in the agreement was a policy decision in conformance with regulations in effect prior to the date of publication of the interim final rulemaking. By the same token, the instruction memorandum issued in December 1982, was solely an implementation of the policy which the Secretary made in his agreement with the Governors. That policy was made under the final rulemaking of 1979, as amended in 1982. The interim final rulemaking simply listed the policy changes that had already been made. In summary, the interim final rulemaking was only a codification of the agreement. The agreement itself was an exercise of discretionary changes permitted by regulations in existence at the time.

The comment also suggested that the appeal to the Director, Bureau of Land Management, by surface owners regarding surface owner qualifications under the Surface Mining Control and Reclamation Act involved the creation of a new appeal right, and the comment suggested that the Department of the Interior failed to comply with the requirements of the Administrative Procedures Act in implementing this change. This suggestion is without merit. The change in the appeal procedure merely prescribed the appeal sequence within the Department among agents acting for the Secretary of the Interior.

The only effect of the modification was to make the decision of the Director the final administrative decision within the Department, rather than that of the Office of Hearings and Appeals' Board of Land Appeals. The interim final rulemaking did not create an appeal right, nor did it abolish one. Surface owners still have the right to pursue their appeal within the Department, and then the right to carry their case to Federal court.

Finally, the comment suggested that the interim final rulemaking should have remedied alleged defects in the Federal coal program. The comment's discussion of leasing to meet demand for reserves, public participation, life of refusals to consent and other questions, pertains to the final rulemaking published in July 1982 and consequently has no bearing on the validity or merits of the interim final rulemaking. This comment is hypothetical at best and is in fact the subject of a lawsuit brought by the party submitting the comment and others.

In summary, most of the issues raised in the one comment on the interim final rulemaking do not address the subject of the rulemaking. Furthermore, the comments on issues that were contained in the interim final rulemaking do not warrant any changes and this final rulemaking makes none and the rulemaking is adopted as final.

The principal authors of this final rulemaking are Ryan Dudley and Carole Smith, Division of Solid Mineral Leasing, Bureau of Land Management, assisted by William Murray and other staff of the Division of Energy Resources, Office of the Solicitor, Department of the Interior, and by the staff of the Office of Legislation and Regulatory Management, Bureau of Land Management.

It is hereby determined that this rulemaking does not constitute a major Federal action significantly 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. The changes made by the final rulemaking are also within the scope of the proposals and impacts discussed in the Bureau of Land Management's 1979 Final Environmental Impact Statement (FES 79–19) on adoption of the Federal coal leasing rulemaking (promulgated July 19, 1979) and the environmental assessment prepared on the amendments of July 30, 1982 to the July 1979 program regulations.

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 effect on a substantial number of small entities

under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.)

Because the changes made by this final rulemaking are administrative and procedural, small entities will not be significantly affected. No significant economic impacts are expected from this final rulemaking. The notice or consultation requirements contained in this final rulemaking will be integrated into existing processes, and should result in no delays in processing Federal coal leases and making lease-related decisions.

The information collection requirements contained in 43 CFR Group 3400, Parts 3410, 3420, 3430 and 3450 have been approved by the Office of Management and Budget under 44 U:S.C. 3507 and assigned clearance number 1004-0073.

List of Subjects in 43 CFR Part 3000

Public lands—classification, Public lands—mineral resources.

43 CFR Group 3400, 43 CFR Part 3410

Coal, Environmental protection, Mines, Public lands—mineral resources, Surety bonds.

43 CFR Part 3420

Administrative practice and procedure, Coal, Environmental protection, Intergovernmental relations, Mines, Public lands—mineral resources.

43 CFR Part 3430

Administrative practice and procedure, Coal, Environmental protection, Intergovernmental relations, Mines, Public lands—mineral resources, Public lands—right-of-way.

43 CFR Part 3450

Coal, Mines, Public lands—mineral resources, Surety bonds.

Under the authority of the Mineral Leasing Act of 1920, as amended and supplemented (30 U.S.C. 181 et seq.), the Mineral Leasing Act for Acquired Lands, as amended (30 U.S.C. 351-359), the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.), the Surface Mining Control and Reclamation Act (30 U.S.C. 1201 et seq.) and the Multiple Mineral Development Act (30 U.S.C. 521-531), Part 3000 and Group 3400, Subchapter C, Chapter II of Title 43 of the Code of Federal Regulations is amended as set forth below.

Dated: July 28, 1983.

James G. Watt,

Secretary of the Interior.

PART 3000—[AMENDED]

§ 3000.4 [Amended]

1. Section 3000.4 is amended by removing from the beginning of the section the word "Any" and replacing it with the phrase "Except as provided in § 3427.2 of this title, any".

PART 3410—[AMENDED]

2. Section 3410.3-4 is amended by adding a new paragraph (d) to read:

§ 3410.3-4 Surface protection and reclamation.

* * * * *

(d) Where the surface of the land being explored is privately owned, the authorized officer shall have the authority to terminate or adjust the period of liability and/or the amount of liability under the bond. The authorized officer shall provide, 30 days prior to the effective date of termination of the period of liability under the bond, a notice of termination to enable the surface owner to inspect the property and notify the authorized officer, in writing, of any deficiencies in reclamation. Should the licensee and any surface owner be unable to agree on the adequacy of the reclamation, the authorized officer shall make the final determination.

PART 3420—[AMENDED]

§ 3420.2 [Amended]

3. Section 3420.2 is amended by:

A. Amending paragraph (a)(1) by removing the words "pertinent factors" and the semicolon at the end of paragraph (a)(1) and adding the phrase "considerations, including input and advice from the Governors of the affected States regarding assumptions, data, and other factors pertinent to the region;";

B. Amending paragraph (a)(4) by revising the fourth sentence to read "The regional coal team shall consider the State Director's review and shall transmit to the Secretary alternative leasing levels and a preferred leasing level presented in ranges of tons to be offered for lease."; and

C. Amending paragraph (f) by removing from the last sentence the words "shall not be constrained by the established leasing levels but rather".

§ 3420.3-4 [Amended]

4 Section 3420.3-4(b)(1) is amended by removing the period at the end of the second sentence and adding the phrase "and shall identify the preferred alternative in the environmental impact statement."

5. Section 3420.4-3 is amended by adding a new paragraph (c) to read:

§ 3420.4-3 Preliminary tract delineation.

* * * * *

(c) Before determining whether to conduct a lease sale, the Secretary shall seek the recommendation of the Governor of the State(s) in which the lands proposed to be offered for lease are located as to whether or not to lease such lands and what alternative actions are available and what special conditions could be added to the proposed lease(s) to mitigate impacts. The Secretary shall accept the recommendations of the Governor(s) if he determines that they provide for a reasonable balance between the national interest and the State's interests. The Secretary shall communicate to the Governor(s) in writing and publish in the **Federal Register** the reasons for his determination to accept or reject such Governor's recommendations.

6. A new § 3420.6 is added to read:

§ 3420.6 Reoffer of tracts not sold in previous regional lease sales.

Following the offering of tracts in accordance with the procedures outlined in §§ 3420.2, 3420.3, 3420.4 and 3420.5, any tracts not sold in accordance with the above listed provisions may be reoffered for sale by the Department provided a lease sale schedule has been reviewed by the regional coal team and, after consultation with the Governor, adopted by the Secretary. Provisions of Subpart 3422 shall apply to these tracts.

7. Section 3425.1-4 is amended by adding a new paragraph (c) to read:

§ 3425.1-4 Emergency leasing.

* * * * *

(c) The authorized officer shall provide the Governor of the affected State(s) a notice of an emergency lease application when it is filed with the Bureau of Land Management.

6. Section 3425.1-8 is amended by adding a new paragraph (c) to read:

§ 3425.1-8 Rejection of applications.

* * * * *

(c) The authorized officer shall transmit reasonable notice of the rejection of an emergency lease application to the Governor of the affected State(s).

9. Section 3427.2 is amended by adding a new paragraph (k) to read:

§ 3427.2 Procedures.

* * * * *

(k) Any surface owner determined to be unqualified by decision of the field official of the surface management agency shall have 30 days from the date of receipt of such decision in which he/she may appeal the decision to the appropriate State Director of the Bureau of Land Management. The surface owner shall have the right to appeal the State Director's decision to the Director, Bureau of Land Managment, within 30 days of receipt of that decision. Both appeals under this paragraph shall be in writing. As an exception to the provisions of § 3000.4 of this title, the decision of the Director shall be the final administrative action of the Department of the Interior.

PART 3430—[AMENDED]

§ 3430.5–4 [Amended]

10. Section 3430.5–4(b) is amended by adding after the words "authorized officer" the phrase "or at the request of the regional coal team or the Governor of the affected State(s).".

11. Section 3435.3–1(b) is revised to read:

§ 3435.3–1 Exchange notice.

* * * * *

(b) The exchange notice shall also be provided to the Governor of the affected State(s) concurrent with notice to the lessee or preference right lease applicant stating why the Secretary believes an exchange may be in the public interest.

* * * * *

12. Section 3435.3–3(a) is amended by adding at the end of the section the following sentence:

§ 3435.3–3 Agreement to terms.

* * * The authorized officer shall consult with the regional coal team prior to initiation of such negotiations and shall consult again prior to finalization of the negotiated exchange.

PART 3450—[AMENDED]

13. Section 3451.1 is amended by adding a new paragraph (e) to read:

§ 3451.1 Readjustment of lease terms.

* * * * *

(e) The Governor of the affected State(s) shall be notified prior to the readjustment of lease terms.

14. Section 3452.2–2 is amended by adding at the end of the section the following sentence:

§ 3452.2–2 Cancellation procedure.

* * * The Governor of the affected State(s) shall be given reasonable notice of action taken by the Department of the Interior to initiate cancellation of the lease.

15. Section 3453.3–3 is amended by adding at the end of the section the following sentence:

§ 3453.3–3 Effective date.

* * * The Governor of the affected State(s) shall be given reasonable notice of any lease transfer.

[FR Doc. 83–22846 Filed 8–18–83; 8:45 am]
BILLING CODE 4310–84–M

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43 CFR Part 3100

Requirement To Indicate Filing Assistance, and for Associations, Including Partnerships, To Submit List of Individuals Who Are Members

AGENCY: Bureau of Land Management, Interior.

ACTION: Rule related notice of requirement to indicate filing assistance, and for submission of evidence of qualification from associations, including partnerships, filing simultaneous oil and gas applications.

SUMMARY: The Bureau of Land Management is announcing that it is formally exercising its right to demand under § 3102.5, Title 43, Code of Federal Regulations, as amended by the final rulemaking of July 22, 1983, (48 FR 33648) Federal oil and gas lease applicants to submit documentation to show compliance with the regulations of Group 3000 and 3100 of Title 43, Code of Federal Regulations and the Mineral Leasing Act of 1920 (30 U.S.C. 181 *et seq.*). After August 22, 1983, simultaneous oil and gas applications received from associations, including partnerships, must be accompanied by a complete list of individuals who are members thereof.

EFFECTIVE DATE: August 22, 1983.

FOR FURTHER INFORMATION CONTACT: Jeff Zabler, (202) 343–7722 or Mary Linda Ponticelli (202) 343–7722, Division of Fluid Mineral Leasing, Bureau of Land Management.

Pursuant to the final rulemaking of July 22, 1983 (48 FR 33648) revising the provisions of the existing regulations in Groups 3000 and 3100, the Bureau of Land Management hereby gives notice that effective August 22, 1983, it will strictly enforce the provisions of amended § 3112.2–3, which pertain to the designation of other parties in interest and § 3112.2–4 which pertain to filing assistance. The purpose of the Bureau's strict enforcement of amended §§ 3112.2–3 and 3112.2–4 is to preserve the integrity of the simultaneous oil and gas leasing program by ensuring against multiple filings on a single parcel as prohibited by amended § 3112.5–1.

Amended § 3112.2–4 requires identification of any party rendering any type of assistance in the filing of an application submitted under Part 3112.

Amended § 3112.2–3 requires that an applicant (including an association, partnership, or corporation) filing a simultaneous oil and gas lease application must designate on the lease application or on a separate accompanying sheet, the names of all parties who hold an interest (as defined in § 3000.0–5(k)) in the application, or the lease, if issued. "Party in interest" as defined in § 3000.0–5(k) means a party who is *or* will be vested with any legal or equitable rights under the lease.

After August 22, 1983, applications for simultaneously offered parcels received from associations, including partnerships, must be accompanied by a complete list of individuals who are members thereof. This requirement is authorized under 43 CFR 3102.5. By this notice, the Bureau of Land Management formally interprets and exercises its right of demand for this information at the time application is made. Failure by associations or partnerships to comply with this requirement shall result, at the discretion of the authorized officer, in unacceptability or rejection of the application. Formal statements of qualifications, providing other information that BLM may demand under that subsection, should not be filed with the Bureau unless a specific request for such is made by the Bureau.

August 16, 1983.

Arnold E. Petty,

Acting Associate Director.

[FR Doc. 83–22825 Filed 8–18–83; 8:45 am]
BILLING CODE 4310–84–M

Proposed Rules

Federal Register
Vol. 48, No. 162
Friday, August 19, 1983

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

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 1106

Milk in the Southwest Plains Marketing Area; Notice of Proposed Temporary Revision of Shipping Percentage

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed temporary revision of rule.

SUMMARY: This notice invites written comments on a proposal to reduce the supply plant shipping standards under the Southwest Plains Federal milk order for the months of September 1983 through January 1984. The temporary reduction was requested by the operator of a supply plant that is regulated as a pool plant by the Southwest Plains order. The handler contends that the reduction is necessary because increases in milk production, without corresponding increases in fluid milk sales, have reduced the need for supply plant milk at distributing plants. The handler contends that without the reduction its supply plant would incur the cost of making unneeded and uneconomic shipments of milk to distributing plants in order to maintain pool plant status.

DATE: Comments are due by August 26, 1983.

ADDRESS: Comments (two copies) should be filed with the Hearing Clerk, Room 1077 South Building, United States Department of Agriculture, Washington, D.C. 20250.

FOR FURTHER INFORMATION CONTACT: John F. Borovies, Marketing Specialist, Dairy Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250, 202–447–2089.

SUPPLEMENTARY INFORMATION: This proposed action has been reviewed under USDA procedures established to implement Executive Order 12291 and has been classified as a "non-major" action.

It has also been determined that the potential need for the adjusting certain provisions of the order on an emergency basis precludes following certain review procedures set forth in Executive Order 12291. Such procedures would require that this document be submitted for review to the Office of Management and Budget at least 10 days prior to its publication in the **Federal Register**. However, this would not permit the completion of the procedure in time to give interested parties timely notice that the supply plant shipping standard for September 1983 would be modified. The initial request for the action was received on August 4, 1983.

William T. Manley, Deputy Administrator, Agricultural Marketing Service, has certified that this proposed action would not have a significant economic impact on a substantial number of small entities. Such action would lessen the regulatory impact of the order on certain milk handlers and would tend to ensure that dairy farmers will continue to have their milk priced under the order and thereby receive the benefits that accrue from such pricing.

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 *et seq.*), and the provisions of § 1106.7(d) of the order, the temporary revision of certain provisions of the order regulating the handling of milk in the Southwest Plains marketing area is being considered for the months of September 1983 through January 1984.

All persons who desire to submit written data, view or arguments in connection with the proposed revision should file two copies of such material with the Hearing Clerk, Room 1077, South Building, United States Department of Agriculture, Washington, D.C. 20250, not later than 7 days after publication of this notice in the Federal Register. The period for filing views is limited because a longer period would not provide the time needed to complete the required procedures and include September 1983 in the temporary revision period.

All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The provisions proposed to be revised are the supply plant shipping percentages set forth in § 1106.7(b) that are applicable during the months of September 1983 through January 1984. It has been requested that the shipping standards be reduced from 50 percent to 40 percent for the five-month period. Section 1106.7(d) allows the Director of the Dairy Division to increase or decrease the shipping percentage up to 10 percentage points in order to obtain needed shipments for the market or to prevent uneconomic shipments of milk to distributing plants.

Kraft, Inc., which operates a supply plant regulated by the Southwest Plains order, has requested a temporary reduction of 10 percentage points in the supply plant shipping standard. Kraft states that over the past year the Southwest Plains market has experienced an increase in milk production without a corresponding increase in Class I sales. The handler claims that this marketwide development makes it difficult for its supply plant to meet the 50 percent shipping percentage without engaging in uneconimic shipments of milk if it wishes to maintain pool plant status. Kraft notes also that the general imbalance of supply over demand in the Southwest Plains market recently required emergency rulemaking to suspend the supply plant shipping standards of the order to prevent uneconomic shipments of milk to distributing plants.

The handler indicates that its situation is affected by an increase in the number of producers delivering milk to its supply plant in addition to the marketwide increase in milk production. Kraft states that the additional producers associated with its plant are mainly producers who recently converted from manufacturing grade production to Grade A. Others have switched from other handlers and some are new to the dairy business.

Under the circumstances described, it may be appropriate to reduce the pool supply plant shipping percentage for these months. The proposed temporary reduction in the shipping percentage could prevent uneconomic movements of milk merely for purposes of pool plant qualifications. Also, the reduction could assure that producers who have been regularly associated with the fluid market can continue to share in the pool proceeds of the market. Accordingly, the proposed relaxation of these pooling provisions during September 1983

through January 1984 may be appropriate.

List of Subjects in 7 CFR Part 1106

Milk Marketing Orders Milk, Dairy products.

Signed at Washington, D.C., on August 16, 1983.

Edward T. Coughlin,

Director, Dairy Division.

[FR Doc. 83-22885 Filed 8-18-83; 8:45 am]

BILLING CODE 3410-02-M

SMALL BUSINESS ADMINISTRATION

13 CFR Part 115

[Revision 2]

Surety Bond Guarantee Regulations

AGENCY: Small Business Administration.

ACTION: Advance notice of proposed rulemaking.

SUMMARY: This notice invites comments on a proposed revision of surety bond guarantee rules which introduce new concepts to the relationship between SBA and commercial surety companies participating with SBA in aiding small concerns to obtain required surety bonds in order for small concerns to serve as contractors or subcontractors. Comments received will be considered with a view toward improving these proposed rules and eliminating causes for misunderstandings by clarifying any ambiguous language in the proposed revision.

DATE: Interested persons are invited to submit written comments on this notice before October 18, 1983. Late filed comments will be considered so far as practicable.

ADDRESS: Communications should be sent to Howard F. Huegel, Chief, Surety Bond Guarantee Branch, Office of Special Guarantees, 1441 L Street, NW., Washington, D.C. 20016.

FOR FURTHER INFORMATION CONTACT: Howard F. Huegel, 703-235-2900.

SUPPLEMENTARY INFORMATION: All interested persons must submit as parts of their written comments all the supporting material that they consider relevant to any statement of fact made by them.

It is proposed to revise Part 115 for several reasons. The existing rules need technical improvement and realignment of sections. The existing rules also provide a static division of premiums and losses between participating sureties and SBA; the new rules will provide for a negotiated sharing of premiums and losses. All negotiations will be conducted by the Surety Bond Guarantee Branch of the Office of Special Guarantees and commercial sureties desiring to participate. SBA's field offices will no longer issue Guarantee Agreements to regularly participating sureties but may, on occasion, issue Guarantee Agreements to sureties which participate on an intermittent basis; however, the sharing of premiums and losses under agreements issued by field offices will be negotiated by the Surety Bond Guarantee Branch.

When a commercial surety desires to participate with SBA on a regular, continuing basis, SBA will negotiate with it for the purpose of entering into a National Surety Bond Guarantee Agreement [1] which will serve as the guarantee for any application thereafter submitted by the surety which is approved by SBA. If the commercial surety participates on an intermittent basis or does not desire a National Surety Bond Guarantee Agreement or if SBA does not have extensive experience with the surety, the guarantee will be on an Individual Surety Bond Guarantee Agreement.[1]

The National Surety Bond Guarantee Agreement is designed to encompass any number of applications for guarantees; the Individual Surety Bond Guarantee Agreement is designed to accommodate only a single application for a guarantee.

These proposed new features or changes are designed to reduce paperwork, add flexibility to the bond guarantee relationship for sureties and SBA, provide better service to small concerns and establish a uniform understanding of the meaning of "Loss" at it relates to the guarantee. Eventually, all ancillary or supporting documentation and paperwork related to surety bond guarantees will be revised and reduced to accommodate these proposed changes.

The proposed revision: (a) Eliminates maximum premium rates for participating sureties. It is believed that this aspect of the regulation of the surety industry is properly a function of State regulatory authorities and that such regulation, when combined with competition, is adequate to produce reasonable premium rates.

(b) Eliminates the current $500 deductible of losses currently borne by participating sureties. This deductible was installed to encourage sureties to settle small claims without SBA's involvement. In practice, however, it has been found that claims usually exceed the deductible amount and that computations and paperwork necessary to allow sureties to recover the deductible from salvage are too costly to SBA and the sureties.

(c) Defines "Loss" in a manner to delineate those expenses properly allocable to the loss from expenses usually borne by sureties as overhead expense. The current definition confuses indemnification of losses with reinsurance which is not authorized by statute.

(d) Defines "Surety" in statutory terms. The definition also stipulates that surety must have a Surety Bond Guarantee Agreement with SBA. This definition affords SBA more flexibility than the present definition which bases qualification to participate with SBA on approval by the Treasury Department.

(e) Installs a new accounting system between SBA and participating sureties which will eliminate billings by SBA on a case-by-case basis except where the billings are in connection with an Individual Surety Bond Guarantee Agreement.

(f) Other changes rewrite and reorganize sections of the existing regulations.

Before adoption of the recordkeeping requirements of § 115.17 the Agency will seek approval from the Office of Management and Budget.

List of Subjects in 13 CFR Part 115

Claims, Reporting and recordkeeping requirements, Small businesses, Surety bonds, Surety bond guarantee.

Pursuant to the authority contained in Section 411(D) of Title IV, Part B, Small Business Investment Act of 1958, as amended [15 U.S.C. 694(b)(d)], the following revision of Part 115 is proposed for adoption:

PART 115—SURETY BOND GUARANTEE

Sec.

115.1 Statutory provisions.
115.2 Captions.
115.3 Policy.
115.4 Definitions.
115.5 Eligibility.
115.6 Procedure for surety bond guarantee assistance.
115.7 Approval or decline of Surety's application.
115.8 Underwriting standards.
115.9 SBA's review of Surety's underwriting.
115.10 Reinstatement for underwriting purposes.
115.11 Fees and premiums.
115.12 Surety bonding line.
115.13 Indemnification agreements and collateral.
115.14 Claims for losses.
115.15 Defenses of SBA.
115.16 Refusal to issue further guarantees.
115.17 Audit and investigation.

[1] Draft available on request from address listed above.

Authority: Title IV, Part B, of the Small Business Investment Act of 1958 (15 U.S.C. 694a, 694b), and the Inspector General Act of 1978 (5 U.S.C. App., I).

§ 115.1 Statutory provisions.

The relevant statutory provisions will be found at 15 U.S.C. 694a, *et seq.*

§ 115.2 Captions.

Captions are used as required by the Federal Register, are not a part of the substance of the regulations and have no legal significance.

§ 115.3 Policy.

(a) *Congressional intent.* It is the intent of Congress to strengthen the competitive free enterprise system by assisting qualified small business concerns to obtain on a prudent and economically justifiable basis Bid, Payment, or Performance Bonds which are otherwise unobtainable without a Small Business Administration (SBA) guarantee. Consequently, Congress has authorized SBA to guarantee Sureties participating in the Surety Bond Guarantee Program up to 90 percent of the losses incurred as a result of a Principal's breach of the terms of a Bid Bond, Payment Bond, Performance Bond, or bonds which are ancillary and coterminous with such bonds, on any contract not exceeding one million dollars in face value.

(b) *Guarantee Agreement.* The terms and conditions of SBA's bond guarantee agreements may vary from Surety to Surety, depending on SBA's experience with a particular Surety. The Surety Bond Guarantee Agreements (SBA Forms 990 and 990A) [2] shall be standardized except for the division of premiums and Losses which shall be negotiated by the Surety with the Office of Special Guarantees in Washington, D.C. In determining the division of premiums and Losses, the Office of Special Guarantees will consider, among other things, the adequacy of the Surety's underwriting and credit analysis, the judgment of the Surety in exercising bond options upon Contract defaults, the accuracy and adequacy of the documentation of its claims and settlement practices, its minimization of Loss, the Surety's Loss Ratio in comparison with other participating sureties, its ability to perform as an integrated Surety with its own employees, and the rating or ranking designation assigned to the Surety by recognized authorities or rating agencies. SBA shall not guarantee more than 90% of Losses as defined herein.

[2] SBA Forms 990 and 990A may be obtained from SBA's Office of Special Guarantees and will be on file with the Federal Register.

(c) *Appeal of surety.* Any Surety which deems itself adversely affected as a result of the Guarantee Agreement negotiation process outlined above to determine the division of premiums and Losses may file an appeal with SBA's Associate Administrator for Finance and Investment. That office will review the division of premiums and Losses proposed by the Office of Special Guarantees and will render the final Agency decision.

(d) *Premium and guarantee fee.* A Surety shall charge no premium in excess of the premium rate authorized by the appropriate State insurance department and shall make no other premium charge to a Principal or make any requirement of a Principal that it purchase life or other insurance from the Surety or any Affiliate or agent of the Surety. A Surety shall not make non-premium charges to a Principal except where other services are performed and the additional charge or fee is permitted by the appropriate State insurance department. The fee paid by a Surety for SBA's guarantee shall be the negotiated percentage of the premium as set forth in the Surety Bond Guarantee Agreement.

(e) *Timeliness.* A guarantee issued by SBA (or a written commitment to guarantee) will be honored only if either is issued prior to the date the work under the Contract is actually begun, unless SBA, in writing, consents to an exception from this policy. Such execption may be authorized only by the regionally-located supervisor of the SBA surety bond guarantee officer upon receipt of the following from the Surety:

(1) Evidence (certified copy of contract or sworn affidavit) from contractor that the surety bond requirement was contained in the original job contract.

(2) Adequate documentation as to why a surety bond was not previously secured and is now being required.

(3) A certification by the contractor listing all suppliers and indicating that they are paid to date, attaching a waiver of lien from each; that all labor costs are current; that all subcontractors are paid to their current position of work and waiver of lien from each.

(4) A certification by obligee that all payments due under the contract have been made and that the job has been satisfactorily completed to present status.

(5) A certification from the architect or engineer that the job is in compliance with plans and specifications and satisfactory to the present progress of completion.

§ 115.4 Definitions.

This section incorporates terms defined at 15 U.S.C. 694a and provides definitions of other terms. Defined terms are capitalized herein.

Affiliate is defined in § 121.3-2(a) of this Chapter.

Amount of Contract. The amount of the Contract to be bonded may not exceed one million dollars in face value, nor may an integral project be phased to result in bonded Contracts of less than one million dollars but aggregating more than one million dollars for one Principal or its Affiliates, nor may one Principal or its Affiliates be bonded for Contracts exceeding one million dollars within an integral project.

Ancillary and coterminous bond means a bond incidental and essential to performance of the bonded Contract.

Bid Bond means a bond conditioned upon the bidder on a Contract entering into the Contract, if he receives the award thereof, and furnishing the prescribed Payment Bond and Performance Bond.

Contract means an obligation of the Principal requiring the furnishing of services, supplies, labor, materials, machinery, equipment or construction (including maintenance thereof not to exceed one year) in exchange for money. The Contract shall not be a permit, subdivision contract, lease, land contract, evidence of debt, financial guarantee, warranty of performance or efficiency which is not related to delivery (terminable upon delivery and acceptance by the obligee), warranty of fidelity or release of lien nor shall a Contract prohibit a Surety from performing a Contract upon default of the Principal.

Contractor means the person with whom the Obligee has contracted to perform the Contract.

Loss shall have the following meanings:

(a) In the case of a Bid Bond, the lesser of the penal sum or the sum which is the difference between the bonded bid and the next higher responsive bid, less any amounts deductible therefrom by reason of the Principal's defenses against the Obligee's demand for performance by the Principal and less any sums due from indemnitors and other salvage.

(b) In the case of Payment Bond, at the Surety's option, the sums necessary to pay for the labor, materials and supplies to persons under legally enforceable contracts with the Principal or the penal sum of the Payment Bond, less any amounts deductible therefore by reason of the Principal's defenses against laborers, materialmen or

suppliers and less any sums due from indemnitors and other salvage.

(c) In the case of a Performance Bond, at the Surety's option, the sums necessary to pay for labor, materials amd supplies to complete that portion of the bonded Contract which is in default; or the penal sum of the bond, less amounts deductible therefrom by reason of the Principal's defenses or claims against the Obligee on the bonded Contract and less any sums due from indemnitors and other salvage.

(d) Expenses specifically allocable to the investigation, adjustment, negotiation, settlement of or resistance (including court costs and reasonable attorney's fees) to any claim for Loss resulting from the breach of the terms of any guaranteed bond, but excluding all of office expense, all employment costs pertaining to permanent employees, all other internal expenses of Surety or any Affiliated company, organization or person (including an Affiliated attorney), expenses for claims handling or administration by any authorized agent, authorized representative or any individual (or attorney), company or organization Affiliated with Surety or such authorized agent or representative.

(e) Expenses shall also include court costs and unaffiliated attorney's fees incurred in suits to enforce mitigation of loss as defined in paragraphs (a) through (c) of this definition, including suits to obtain sums due from obligees, indemnitors and principals for reimbursement; *Provided, however,* That in any case under paragraphs (d) and (e) of this definition in which estimated litigation expenses exceed 33⅓% of estimated recovery, SBA's prior written approval shall be obtained.

(f) "Loss" shall not include attorney's fees and court costs incurred by a Surety in a suit by or against SBA, its Administrator or the United States.

Loss ratio means the ratio which the combined total income from premiums and contractor's guarantee fees bears to the total incurred loss.

Obligee means (a) in the case of a Bid Bond, the person requesting bids for the performance of a Contract, or (b) in the case of a Payment Bond or Performance Bond, the person who has contracted with a Principal for the completion of the contract and to whom the obligation of the Surety runs in the event of a breach by the Principal of the conditions of a Payment Bond or Performance Bond. No person (including financial institutions) shall be named co-Obligee on a bond unless such person is bound by Contract to the Principal to the same extent as the Obligee.

Payment bond means a bond conditioned upon the payment by the Principal of money to persons under contract with him.

Performance bond means a bond conditioned upon the completion by the Principal of a Contract in accordance with its terms.

Principal means (a) in the case of a Bid Bond, a person bidding for the award of a Contract, or (b) the person primarily liable to complete a Contract for the Obligee, or to make payments to other persons in respect of such Contract, and for whose performance of his obligation the Surety is bound under the terms of a Payment or Performance Bond. A Principal may be a prime Contractor or a Subcontractor.

Subcontractor means a person who has contracted with a Contractor or with another Subcontractor to perform a Contract.

Surety means the person who (a) under the terms of a Bid Bond, undertakes to pay a sum of money to the Obligee in the event the Principal breaches the conditions of the bond, (b) under the terms of a Performance Bond, undertakes to incur the cost of fulfilling the terms of a Contract in the event the Principal breaches the conditions of the Contract, or (c) under the terms of a Payment Bond, undertakes to make payment to all persons supplying labor and material in the prosecution of the work provided for in the Contract if the principal fails to make prompt payment, and such person has entered into a Surety Bond Guarantee Agreement with SBA, or (d) is an agent, independent agent, underwriter, or any other company or individual empowered to act on behalf of such person.

§ 115.5 Eligibility.

In order to be eligible for a surety bond guarantee, the Principal must:

(a) Qualify as a small business under § 121.3–15 of this Chapter;

(b) Possess good character and reputation, as determined by SBA. A principal will be deemed to meet this standard if the owners of 20% or more of its equity, or its officers, directors, or partners possess good character and reputation. Good character and reputation shall be presumed absent when any such person (1) has been indicted (pending disposition of such indictment) for or convicted of a felony, or has suffered an adverse final civil judgment in a case involving a breach of trust or the violation of a law or regulation protecting the integrity of business transactions or relationships, or (2) a regulatory authority has denied, revoked, cancelled or suspended the license of such person to perform the bonded contract;

(c) Not have previously submitted fraudulent, false or misleading representations to the Surety or SBA;

(d) Certify that a bond is required in order to bid on a Contract or to serve as a prime Contractor or Subcontractor thereon;

(e) Certify that a bond is not obtainable on reasonable terms and conditions without SBA's bond guarantee assistance; and

(f) Certify that it will not subcontract more than 75% of the dollar value of the Contract.

§ 115.6 Procedure for surety bond guarantee assistance.

(a) *Application.* Application for an SBA guarantee is made by the Contractor and the Surety on the SBA Application for Surety Bond Assistance (Form 994), and the Schedule of Contractor's Uncompleted Work (Form 994F or equivalent). The Contractor will be required to execute SBA Form 1261 with the initial application and thereafter said form as executed will be applied to each of the Contractor's applications as if fully executed in connection therewith. In addition, the Contractor will complete SBA's Form 912 for submission with Contractor's initial application and on subsequent applications will either certify that the information provided in the initial SBA Form 912 remains complete and accurate or will submit an updated SBA Form 912. The completed application, together with the Surety's report of underwriting review on SBA Form 994B, shall be submitted to SBA only by a person empowered by the Surety in writing to issue a bond.

(b) *Fees.* SBA makes no charge for reviewing an application for a surety bond guarantee. Fees are payable both by the Contractor and the Surety once a final bond had been issued (See § 115.11).

§ 115.7 Approval or decline of Surety's application.

(a) *Approval.* SBA's approval or decline action will be made in writing pursuant to a Surety Bond Guarantee Agreement by the SBA field office having delegated authority to take final action (see Part 101 of this Chapter). Such action shall not be oral except for applications on bonds of Contracts to be performed by eligible small businesses in Alaska, Hawaii, Puerto Rico, Guam and territories and possessions of the United States. This subsection does not prohibit telephone advice to a Surety of approval (pending receipt by Surety of written approval) provided any conditions of approval are stated to the

Surety at the time of the telephone advice.

(b) *Conditional approval.* Written conditions to approval, either precedent or subsequent to SBA's liability, may be made by the approving official,. SBA shall not condition approval on the prior granting of other SBA assistance nor shall SBA require subcontracts to be entered into subsequent to approval, nor shall SBA impose conditions beyond the control of the Surety or the Principal. If the Surety disagrees with any condition of an approval, the matter shall be resolved before the delivery of the bond.

(c) *Reconsideration—appeal.* A request by a Surety for reconsideration of a decline shall be directed to the Regional Administrator or District Director who made the decision. If the decision on reconsideration is negative the Surety may make a further appeal to the Office of Special Guarantees for a final decision.

§ 115.8 Underwriting standards.

The Surety is expected to adhere to SBA's general principles and practices used in evaluating the credit, capacity, and character of a Contractor as set forth in SBA's Underwriting, Training and Reference Guide dated May, 1982, as amended from time to time,[3] as well as generally accepted standards of the surety business, to assure that the Contract meets the requirements for feasibility of successful completion, reasonableness of cost and that the terms and conditions of the proposed bond are reasonable in light of the risks involved.

§ 115.9 SBA's review of Surety's underwriting.

(a) *Purpose of review.* The SBA office referred to in § 115.7 shall review the Surety's compliance with the underwriting standards specified in § 115.8 for the purpose of making SBA's determination that the Principal will perform the covenants and conditions of the Contract under consideration, that the cost of the Contract is reasonable and that completion thereof by the small business is feasible.

(b) *Disqualification.* A Principal in default, or any Affiliate thereof, shall not be considered for further guarantees of bonds of any Surety unless the Surety issuing the guaranteed bond affirms in writing to SBA that the Principal has fulfilled the conditions of reinstatement for underwriting purposes in accordance with § 115.10.

[3] The Guide may be obtained from SBA's Office of Special Guarantees and is on file with the Federal Register.

§ 115.10 Reinstatement for underwriting purposes.

(a) *Conditions for Reinstatement.* When a claim is filed by a Surety on a guaranteed bond, the Principal's file is transferred to SBA's Office of Special Guarantees, Claims Section. The application file will be retained in that office and the Principal, including any Affiliates, will not be considered for guarantees of bonds unless one of the following sets of circumstances exists:

(1) Surety has settled its claim with Principal for an amount less than the amount of Loss; Principal paid Surety amount as settled; SBA received its pro rata share of settlement from Surety.

(2) Surety settled its claim for Loss with Principal for an amount less than the amount of Loss: Principal paid a portion of settlement to Surety; Surety has repaid SBA its pro rata share of the partial settlement payment, and taken a note or collateral for balance of the settlement.

(3) Principal is presented with a claim which it contests; Principal posts collateral with Surety in the amount of possible Loss from the claim.

(4) Principal was not aware of an outstanding debt with Surety for legal fees or other expenses; Surety advises of amount due, Principal pays Surety, and Surety repays SBA its pro rata share.

(5) Surety has repaid SBA for total amount paid by SBA due to Principal's default.

(6) Surety has repaid SBA at least one-half of Loss, and taken a note or collateral for the balance.

(b) Underwriting after reinstatement. A guarantee application after default is subject to the most stringent underwriting review, taking into account the previous default, past work experience, present and future financial and work capability, and SBA's budgetary guidelines. While a settlement, as described above, permits reinstatement, prudent underwriting must take into consideration past experience. Where, however, Surety with full knowledge of past experience is willing to bond the Principal again, and states its belief that the Principal can complete the proposed Contract successfully and without another Loss, SBA will endeavor to work with the Surety, insofar as prudent and economically justifiable.

§ 115.11 Fees and premiums.

(a) *SBA charge to Principal.* No application fee will be charged to the small business by SBA. No bid bond guarantee fee will be charged to the Surety if the Surety does not charge a premium for a Bid Bond. If a guaranteed bonded bid results in the award of a Contract and an SBA guaranteed Payment and/or Performance Bond, the Principal shall pay to the Surety for the account of SBA a guarantee fee of $5 per thousand dollars of the Contract amount upon the issuance of the bond by the Surety.

(b) *SBA charge to Surety.* The Surety shall pay SBA the guarantee fee expressed as a percentage of the premium in the National or Individual Surety Bond Guarantee Agreement as negotiated between SBA and the Surety.

(c) *Remittance to SBA.* The charges set forth in paragraphs (a) and (b) of this section will be remitted to SBA in accordance with the National or Individual Surety Bond Guarantee Agreement by the Participating Surety. SBA shall not receive any portion of a Surety's valid non-premium charges.

§ 115.12 Surety bonding line.

A surety bonding line is a written commitment to a Surety by SBA pursuant to a National Surety Bond Guarantee Agreement which allows the issuance of multiple bonds to a small business within preapproved terms, conditions and limitations. In addition to the limitations and provisions set forth in this Part 115, the following conditions apply to the surety bonding line:

(a) *Underwriting.* The bonding line may be issued by SBA for a small business if SBA's experience with the small business has been satisfactory and the Surety requests the bonding line. Within the time limit of the bonding line, the small business shall keep Surety informed of all its Contracts.

(b) *Application for bonding line.* Upon requesting a bonding line, the Surety shall provide SBA with:

(1) Forms required by SBA and any other information from the small business deemed necessary by SBA.

(2) A recommendation regarding the limit of the number of outstanding Contracts with SBA guaranteed bonds into which the small business may enter

(3) A recommendation regarding the maximum dollar amount of any single bonded Contract the small business can be expected to perform.

(4) A recommendation concerning the limit of the total value of all outstanding bids plus uncompleted Contracts (bonded and unbonded) which the small business can be expected to perform simultaneously.

(5) A recommendation whether the small business' bonds should be restricted to a specific type or specialty of work and be restricted to a geographical area.

(c) *Bonding line commitment.* In the event a bonding line is approve, SBA's

written commitment will be conditioned to limit (1) the time period of the bonding line to one year, (2) the total dollar volume of the small business' guaranteed bonded and unbonded Contracts during the period of the bonding line, (3) the number of such Contracts during the period of the bonding line, (4) the maximum dollar amount of any single guaranteed bonded Contract and (5) any other restriction related to type or specialty of work or geographical area.

(d) *Excess bonding.* If, after a bonding line is committed, the Principal desires a bond and the Surety desires a guarantee exceeding a limitation of the bonding line, an application may be made under regular procedures.

(e) *Submission of forms to SBA.* Within 45 calendar days of issuance of any final bonds, the Surety must submit the appropriate SBA forms to SBA showing that the bond or bonds have been issued. Failure of the Surety to submit such forms to SBA as required shall void SBA's guarantee of the bond from its inception.

(f) *Cancellation.* SBA or the Surety may cancel a bonding line commitment at any time upon written notice to the other party. In either event Surety shall notify the small business in writing. The cancellation will be effective upon receipt by the Surety: *Provided, however,* That bonds issued before the effective date of cancellation shall remain guaranteed by SBA.

§ 115.13 Indemnification agreements and collateral

A Surety shall secure from each bonded Principal a written standard indemnification agreement secured by such collateral as the Surety or SBA may deem appropriate. Other indemnity agreements from other entities, secured by collateral, may also be required by either the Surety or SBA. All SBA requirements concerning collateral and indemnities from parties other than the Principal shall be communicated to the Surety in the written commitments issued pursuant to §§115.7 and 115.12(c).

§ 115.14 Claims for losses.

Claims for Losses which Surety has sustained and paid shall be submitted to SBA's Washington Office of Special Guarantees on forms prescribed by SBA. SBA may request additional information before paying a claim.

§ 115.15 Defenses of SBA.

In addition to equitable and legal defenses and remedies afforded by the general law of contracts, SBA shall be relieved of all liability under any Surety Bond Guarantee Agreement if:

(a) The total contract amount at the time of the execution of the bond or bonds exceeds, $1,000,000 in face value, or

(b) The Surety obtained the guarantee or agreement or applied for reimbursement for losses by fraud or material misrepresentation. Material misrepresentation includes both the making of untrue statements of material facts and the omission of statements of material facts which are necessary to make the statements not misleading in light of the circumstances under which they were made.

§ 115.16 Refusal to issue further guarantees.

(a) *Improper Surety Bond Guarantee Practices.* SBA at its sole discretion may refuse to issue further guarantees to a Surety where SBA finds that the Surety, in its underwriting of surety bonds which are or have been the subject of the SBA guarantee, or in its efforts to minimize loss, or in its claims practices, or its documentation related to such bonds, has failed to adhere to prudent underwriting standards or other practices relative to those of other sureties participating in the SBA Bond Guarantee Program including any standards or practices established by SBA. Acts of wrongdoing such as fraud or material misrepresentation (as defined in § 115.15 above) shall constitute adequate grounds for refusal to issue further guarantees. SBA may also impose other sanctions against a Surety which experiences excessive losses on SBA-guaranteed bonds resulting from unacceptable underwriting and/or claims practices, relative to those of other sureties participating in the program. Such refusals or sanctions will be issued by SBA's Associate Administrator for Finance and Investment. Any Surety which deems itself adversely affected may file an appeal to the Office of Hearings and Appeals, see § 101.2–2 of this chapter.

(b) *Business Integrity.* Any person qualifying as a Surety or any agent, independent agent, underwriter or individual empowered to act on behalf of such person shall be presumed to have good character and reputation for business integrity and shall, until one of the following events occur, be entitled to present applications for guarantees of bonds:

(1) A state or other authority regulating insurance (including the surety industry) has denied, revoked, cancelled or suspended the license of such persons;

(2) Such person has been indicted or otherwise formally charged with, or convicted of, a misdemeanor or crime, or suffered an adverse final civil judgment in as case involving a breach of trust or the violation of a law or regulation protecting the integrity of business transactions or relationships.

(3) Such person has made material misrepresentations or willful false statements in the presentation of oral or written information to SBA in connection with applications for surety bond guarantees or the presentation of claims thereon.

(4) Upon an indictment or formal charge of a misdemeanor or crime against such person, SBA may suspend the privilege of such person to present applications for guarantees of bonds, in a proceeding pursuant to §§ 104.2 through 104.12 of this Chapter. Upon the occurrence of any of the other events specified in this subsection, SBA may suspend or revoke the privilege of such person to present applications for guarantees of bonds, in a proceeding pursuant to §§ 104.2 through 104.12 of this Chapter.

§ 115.17 Audit and investigation

(a) *Audit.* At all reasonable times, SBA may audit in the office of either a Surety, its attorneys, or the Contractor or Subcontractor completing the Contract all documents relevant to the Administration's surety bond guarantees and commitments. Such relevant records shall be maintained for a period of three years beyond the term of each bond, plus such additional time as may be required to settle claims for which the surety may seek recovery from SBA or attempt salvage or other recovery and shall include the following records:

(1) The bond agreement with the Principal;

(2) All documentation submitted by the Principal in applying for the bond;

(3) All information gathered by the surety in reviewing the Principal's application;

(4) All documentation of any breach by the Principal;

(5) All records of any transactions for which the surety makes payment pursuant to the bond, including copies of all claims, bills, judgments, settlement agreements and court or arbitration decisions, contracts and receipts;

(6) Attorney work products paid for by the surety pursuant to the bond and not relating to any suit by or against SBA;

(7) All documentation relating to efforts to mitigate losses; and

(8) Records of any accounts in which fees and funds obtained in mitigation of Lossess have been paid, and from which payments have been made pursuant to

the bond. Failure of a Surety to consent to such audit or maintain such records will be grounds for SBA to refuse to issue further surety bond guarantees or to honor claims until such time as the Surety consents to such audit.

(b) *Investigation.* SBA may conduct such investigations as it deems necessary to determine whether a person has engaged or is about to engage in any acts or practices which constitute or will constitute a violation of the Small Business Investment Act of 1958, as amended, or any rule or regulation under that Act or of any order issued under that Act or of Federal criminal law.

(c) *Authority.* Authority for paragraphs (a) and (b) of this section is contained in Sections 310(a) and 411(g) of the Small Business Investment Act 1958, as amended, and in the Inspector General Act of 1978 (5 U.S.C., App. I).

(Catalog of Federal Domestic Assistance Program No. 59.016, Bond Guarantee Assistance for Surety Companies)

Dated: July 28, 1983.

James C. Sanders,

Administrator.

[FR Doc. 83-21687 Filed 8-18-83; 8:45 am]

BILLING CODE 8025-01-M

FEDERAL TRADE COMMISSION

16 CFR Part 305

Rules for Using Energy Cost and Consumption Information Used in Labeling and Advertising for Consumer Appliances Under the Energy Policy and Conservation Act; Publication of Staff Report on Proposed Rule Amendment

AGENCY: Federal Trade Commission.

ACTION: Publication of Staff Report.

SUMMARY: The Federal Trade Commission's Bureau of Consumer Protection has released to the public a staff report that summarizes and analyzes the evidence in its rule amendment proceeding to include central air conditioners and heat pumps under its Appliance Labeling Rule. The staff has also recommended the final action which the Commission should take. The staff report and recommended rule amendment have been placed on public record No. 209-18.

DATE: Members of the public are invited to comment of the staff report and the recommended rule amendment. Comments will be accepted for the record until October 3, 1983.

ADDRESS: Requests for copies of the staff report should be sent to: Public Reference Branch, Room 130, Federal Trade Commission, Sixth Street and Pennsylvania Avenue NW., Washington, D.C. 20580.

Comments should be sent to James Mills or Lucerne D. Winfrey, Attorneys, Federal Trade Commission, Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: James Mills, 202-376-2891 or Lucerne D. Winfrey, 202-376-2805.

SUPPLEMENTARY INFORMATION: The staff has made its report, containing its analysis of the record and its recommendations as to the form of the final rule, to the Commission. The report is now available for public comment.

A memorandum from Carol T. Crawford, Director of the Bureau of Consumer Protection, which discusses the staff report and solicits comments on particular issues, is included with the staff report. In addition, a memorandum commenting on the staff report prepared by the FTC Bureau of Economics is also included. Comments must be limited to evidence already on the record. No new evidence may be submitted.

Comments will be accepted until October 3, 1983. To assure prompt consideration, each comment should be identified both on the document and the envelope as "Central Air Conditioner Rulemaking Comment" and furnished, when possible, in five copies.

The Commission's final determination in this matter will be based on the entire rulemaking record, including the staff report and comments received on it. The staff report has not been reviewed by the Commission, and its publication should not be interpreted as reflecting the present views of the Commission or any member thereof.

Approved.

Carol T. Crawford,

Director, Bureau of Consumer Protection.

[FR Doc. 83-22784 Filed 8-18-83; 8:45 am]

BILLING CODE 6750-01-M

16 CFR Part 305

Rules for Using Energy Cost and Consumption Information Used in Labeling and Advertising for Consumer Appliances Under the Energy Policy and Conservation Act; Publication of Staff Report on Proposed Rule Amendment

AGENCY: Federal Trade Commission.

ACTION: Publication of Staff Report.

SUMMARY: The Federal Trade Commission's Bureau of Consumer Proctection has released to the public a staff report that summarizes and analyzes the evidence in its rule amendment proceeding to include pulse combustion and condensing furnaces under its Appliance Labeling Rule. The staff has also recommended the final action which the Commission should take. The staff report and recommended rule amendment have been placed on public record No. 209-18.

DATE: Members of the public are invited to comment on the staff report and the recommended rule amendment. Comments will be accepted for the record until October 3, 1983.

ADDRESS: Requests for copies of the staff report should be sent to: Public Reference Branch, Room 130, Federal Trade Commission, Sixth Street and Pennsylvania Avenue NW., Washington, D.C. 20580.

Comments should be sent to James Mills or Lucerne D. Winfrey, Attorneys, Federal Trade Commission, Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: James Mills, 202-376-2891 or Lucerne D. Winfrey, 202-376-2805.

SUPPLEMENTARY INFORMATION: The staff has made its report, containing its analysis of the record and its recommendations as to the form of the final rule, to the Commission. The report is now available for public comment.

A memorandum from Carol T. Crawford, Director of the Bureau of Consumer Protection, which discusses the staff report and solicits comments on particular issues, is included with the staff report. In addition, a memorandum commenting on the staff report prepared by the FTC Bureau of Economics is also included. Comments must be limited to evidence already on the record. No new evidence may be submitted.

Comments will be accepted until October 3, 1983. To assure prompt consideration, each comment should be identified both on the document and the envelope as "Pulse Combustion Furnace Rulemaking Comment" and furnished, when possible, if five copies.

The Commission's final determination in this matter will be based on the entire rulemaking record, including the staff report and comments received on it. The staff report has not been reviewed by the Commission, and its publication should not be interpreted as reflecting the present views of the Commission of any member thereof.

Approved.

Carol T. Crawford,

Director, Bureau of Consumer Protection.

[FR Doc. 83-22783 Filed 8-18-83; 8:45 am]

BILLING CODE 6750-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 240

[Release No. 34-20076, File No. S7-987]

Phase-in Program for Options on Narrow-Based Stock Indices

AGENCY: Securities and Exchange Commission.

ACTION: Proposed phase-in program.

SUMMARY: To provide for the orderly introduction of options on narrow-based stock indices, the Commission is proposing to limit each self-regulatory organization seeking to trade narrow-based index options to a maximum of two contracts until January 31, 1984.

DATE: Comments should be submitted on or before September 16, 1983.

ADDRESSES: Interested persons should submit three copies of their written data, views and arguments to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, Washington, D.C. 20549, and should refer to File No. 987. All submissions will be available for public inspection at the Commission's Public Reference Section, 450 Fifth Street NW. Washington, D.C. 20549.

FOR FURTHER INFORMATION CONTACT: Alden S. Adkins, Esq., Division of Market Regulation, Securities and Exchange Commission, Washington, D.C. 20549, (202) 272-2418.

SUPPLEMENTARY INFORMATION: The Commission today has approved portions of a proposed rule change of the American Stock Exchange, Inc. ("Amex") to accommodate the listing and trading of standardized put and call option contracts on "narrow-based" or "industry" stock indices.[1] In particular, the Commission has authorized Amex, subject to certain conditions, to trade options on a Computer Technology Index and an Oil and Gas Index.

In approving the Amex proposed rule change, the Commission considered the concerns raised by the Options and Derivative Products Committee of the Securities Industry Association ("SIA Options Committee") in letters sent to each of the self-regulatory organizations trading or proposing to trade options on instruments other then individual equity securities.[2] The Commission also reviewed comments submitted by Amex and other commentators with respect to the Amex proposed rule change.[3]

The Commission shares the concerns expressed in the letters of the SIA Options Committee to the industry, and echoed to some extent in letters by three of the exchanges in response to the SIA Options Committee,[4] that the development of new options products not outstrip the capacity of the industry and the public to understand them and operationally to adjust to their introduction. These concerns are particularly acute in the case of narrow-based index options. While options on a half dozen broad-based indices have been introduced or proposed, Amex alone has developed eleven narrow-based index options contracts, and the CBOE has proposed another five contracts.[5] Neither of these proposals, however, would appear to exhaust the possible industry areas which could serve a as basis for options on industry indices.[6] Moreover, the potential for investor and registered representative confusion is increased by the possibility of each interested self-regulatory organization trading option on similar, but distinguishable, indices. To avoid the possible public confusion, operational and related concerns raised by the unchecked introduction of options on narrow-based indices, the Commission proposes to provide an approximately six-month phase-in period for the introduction of narrow-based index options, during which period each self-regulatory organization seeking to trade such options would be limited to a maximum of two contracts.

Amex has urged the Commission to adopt a pilot program.[7] Amex, however, would require that those two options be "sufficiently distringuishable from those selected by any other exchange to aviod any significant overlap of the stocks included in such indices."[8] The Commission is not proposing to incorporate such a requirement into the proposed phase-in program. As the Commission discussed in some detail in its order approving the two Amex narrow-based index options, it believes tha the prohibiton on multiple trading covering individual stock options should not be extended to narrow-based index options. Rather, it proposes to permit each exchange to decide whether to offer competing narrow-based index options, letting the market, rather than the Commission, determine which products should trade and where they should trade.[9]

The Commission proposes that the phase-in program remain in effect only until January 31, 1984. This period should be sufficient to provide broker-dealers and the public an opportunity to adjust to the introduction of narrow-based index options and should provide the Commission and the exchanges with an opportunity to assess whether there are any particular problems created by such options. The Commission fully expects, however, that after January 31, 1984 narrow-based index options can be introduced without restriction, provided of course, that particular proposed contracts were otherwise consistent with the requirements of the Securities Exchange Act of 1934.[10]

The Commission recognizes that the adoption of any limitation on the rate of introduction of new options products may impose a burden on competition on participants in the securities industry, particularly any exchanges that may wish to offer more than two narrow-based index options at this time. Nevertheless, the Commission preliminarily believes, that any burdens on competition imposed by the proposed six-month phase-in program are outweighed by the benefits to the public, the broker-dealer community, and to the exchanges themselves, of an orderly

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[1] *See* Securities Exchange Act Release No. 20075 (August 12, 1983). File No. SR-Amex-82-22, Amendment Nos. 3 and 4.

[2] The SIA Options Committee sent identical letters to the Amex, Chicago Board Options Exchange ("CBOE"), National Association of Securities Dealers, New York Futures Exchange, New York Stock Exchange ("NYSE") and Philadelphia Stock Exchange. *See, e.g.*, letter from Howard Brenner, Chairman, SIA Options Committee, to Charles Henry, President, CBOE, dated May 24, 1983.

[3] *See* Securities Exchange Act Release No. 20075 (August 12, 1983), n. 12.

[4] *See* letter from Robert J. Birnbaum, President, Amex, to Howard Brenner, dated June 1, 1983; letter from Walter R. Auch, Chairman, CBOE, dated June 6, 1983; letter from John J. Phelan, Jr., President, NYSE to Howard Brenner, dated June 22, 1983.

[5] *See* Securities Exchange Act Release No. 20008 (July 28, 1983), publishing notice of File Nos. SR-CBOE-83-14 through SR-CBOE-83-18.

[6] For example, in a previous proposed rule change by the Pacific Stock Exchange, authorization was sought to trade 20 different stock group options. *See* File No. SR-PSE-82-4. The proposed stock group options were similar to industry index options, except that instead of calling for cash settlement they provided for the delivery of 100 shares of each of the five stocks included in the group.

[7] Letter from Robert J. Birnbaum, President, Amex, to George A. Fitzsimmons, Secretary, SEC, dated July 8, 1983.

[8] *Id.* at 11.

[9] Of course, the Commission would have to separately review and take action on each index options contract the exchanges propose to trade.

[10] The Commission also has not proposed to define what would constitute a narrow-based index option. While it may be possible to delineate standards or guidelines for distinguishing between broad-based and narrow-based indices, it believes that, for the purposes of the proposed limited pilot program, it would be preferable to review proposed contracts on a case-by-case basis, taking into consideration the characteristics of each proposed options contract, in particular its potential to operate as a substitute or surrogate for trading options on individual securities.

introduction of narrow-based index options. The Commission, however, solicits comments on this and any other issues raised by the proposed phase-in.

The Commission wishes to emphasize that it believes that it generally is preferable to rely on market forces to determine whether, and the extent to which, particular securities products are offered to the public. In this regard, one factor that self-regulatory organizations wishing to market new options products must consider is the degree to which the industry and the public is prepared to market and trade them. It is the responsibility of each brokerage firm, in turn, to assure that its registered representatives thoroughly understand those instruments, that the public is appropriately informed of the risks that investment in those instruments entails, and that the firm is otherwise able to comply with applicable regulatory requirements, before the firm markets those products to the public. Despite the Commission's general preference to rely upon market forces, self-regulatory organization performance and securities firm compliance, it is appropriate to seek public comment on the limited intervention represented by a six-month program for an orderly phase-in of narrow-based index options.

List of Subjects in 17 CFR Part 240

Brokers, Confidential business information, Fraud, Reporting and recordkeeping requirements, Securities.

By The Commission.

George A. Fitzsimmons,

Secretary.

Dated: August 12, 1983.

[FR Doc. 83-22828 Filed 8-18-83; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

21 CFR Ch. I

Food and Drug Administration

[Docket No. 78N-0158]

Food Labeling; Use of the Term "Imitation"

AGENCY: Food and Drug Administration.

ACTION: Notice; Proposed rule related.

SUMMARY: The Food and Drug Administration (FDA) announces the availability of its decision to deny a petition requesting FDA to propose to revise its regulation regarding use of the term "imitation" on food labels. Also, FDA responds in this notice to comments on its current regulation that were solicited by a 1979 **Federal Register** notice. The current regulation provides that a food that resembles and substitutes for another food must bear the term "imitation" if it is nutritionally inferior to the food for which it substitutes.

FOR FURTHER INFORMATION CONTACT: Elizabeth J. Campbell, Bureau of Foods (HFF-312), Food and Drug Administration, 200 C St. SW., Washington, D.C. 20204, 202-245-3092.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (the act), an imitation food is considered misbranded if it does not bear the word "imitation" followed by the name of the food it copies. Until 1973, there were no objective criteria for the use of the term "imitation." In 1973, FDA promulgated § 101.3(e) (21 CFR 101.3(e)). That regulation provides that only nutritionally inferior substitute foods have to be labeled "imitation." The regulation defines nutritional inferiority as any reduction in the content of an essential nutrient that is present at a level of 2 percent or more of the U.S. recommended daily allowance (U.S. RDA) per serving of the traditional food.

This regulation was issued in response to, among other considerations, the recommendations of the 1969 White House Conference on Food, Nutrition, and Health. The Conference report stated that the term "imitation" was potentially misleading to consumers because it failed to inform the public about the actual characteristics and properties of a substitute food and in some instances inaccurately implied inferiority. Improvements in food technology have made it possible to produce many substitute foods that are nutritionally equivalent to the traditional foods they copy.

In the **Federal Register** of June 9, 1978 (43 FR 25296), FDA, the U.S. Department of Agriculture (USDA), and the Federal Trade Commission's Bureau of Consumer Protection (FTC) announced public hearings on a variety of food-labeling issues, including the labeling of imitation/substitute foods. Because the agencies were unable to determine an appropriate tentative policy from those hearings, in the **Federal Register** of December 21, 1979 (44 FR 75990), they requested comments on five options for labeling imitation/substitute foods. The options were:

1. Maintain the existing policy.

2. Expand use of imitation labeling. Any food that resembles and substitutes for a traditional food, regardless of its nutrient content or other characteristics, would be called "imitation" unless a different name were established for the specific food by regulation.

3. Expand use of imitation labeling as described in option 2, but add to the "imitation" designation a common or usual name that explains what the product is.

4. Expand use of imitation labeling as described in option 2, but add to the "imitation" designation an explanation, not necessarily as part of the product's name, of how the substitute product differs from the traditional food.

5. Establish a two-part policy based on the proportion and type of characterizing or valuable ingredients. First, if the proportion of characterizing or valuable ingredients in the food has been changed from that in the traditional or standardized food, the name of the product must consist of the word "imitation" followed by the name of the food copied. Second, if characterizing or valuable ingredients are replaced, then an accurate common or usual name must be used.

In addition to receiving comments on the December 1979 notice, FDA also received two related citizen petitions. The petitions were submitted on October 1, 1979 by the National Milk Producers Federation (NMPF) (Docket Nos. 75P-0121/CP0002 and 79P-0384/CP). One petition requested withdrawal of proposed standards of identity for substitutes for milk, cream, and cheeses (43 FR 42118; September 19, 1978). Elsewhere in this issue of the **Federal Register**, FDA is announcing that it is withdrawing these proposed standards. The other petition requested that § 101.3(e) be revised to broaden the circumstances in which the use of the term "imitation" would be required. FDA has denied the latter petition. A copy of the agency's letter responding to both petitions is available from FDA's Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857. Comments received on the 1979 notice and not raised in the citizen petitions are discussed below.

Comments submitted by manufacturers of traditional foods and some consumers generally stated that the term "imitation" should be used on substitute foods. Comments submitted by those who support the development of substitute foods wished to minimize use of the word "imitation." These comments supported the use of longer, descriptive names to avoid the term "imitation." The comments asserted that the existing policy is less restrictive of new product development and product

improvement than one that would force increased use of the term "imitation."

Data show that consumers perceive foods labeled as "imitation" as inferior, both to traditional foods and to substitute foods that are not labeled as "imitation," regardless of whether the foods labeled as "imitation" are in fact inferior. The data are derived from a 1980 consumer survey and a professionally conducted survey that compared consumer perceptions of "imitation" labeling, descriptive phrase labeling, and new-name labeling for the same substitute food. The results of the latter survey were submitted in a comment. Both surveys found that about 40 percent of consumers expect more artificail ingredients and additives in "imitation" labeled foods than in the same substitute foods not identified by the term "imitation." The surveys also show that about 30 percent of sampled consumers expect flavor differences, and that about 20 percent expect nutritional differences. The FDA survey further asked consumers about the nutritional and health values of "regular" foods as compared to "imitation" foods and found that 80 percent of consumers believe that "imitation" foods are nutritionally inferior to traditional foods and are "less good for your health."

FDA believes that its food labeling requirements should enable consumers to distinguish readily between traditional and substitute foods. FDA also believes that the regulations do not unnecessarily restrict the development of new substitute foods. FDA recognizes that, in addition to lower cost, new substitute foods may have other advantages when compared to the foods they copy.

FDA has considered the comments received, information obtained from the 1978 food labeling hearings, the NMPF petitions, and consumer surveys. FDA has concluded that the current regulation provides a suitable degree of flexibility in labeling and does less to inhibit development of new foods than do the other four alternatives considered. It also provides consumers with sufficient label information to distinguish between traditional and substitute foods. Therefore, FDA will not propose to revise § 101.3(e).

Dated: August 11, 1983.

Joseph P. Hile,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-22471 Filed 8-12-83; 12:00 pm]

BILLING CODE 4160-01-M

21 CFR Parts 131 and 133

[Docket No. 75P-0121]

Substitutes for Milk, Cream, and Cheese; Withdrawal of Proposed Standards of Identity

AGENCY: Food and Drug Administration.

ACTION: Withdrawal of proposed rule.

SUMMARY: The Food and Drug Administration (FDA) is withdrawing the proposed rule to establish standards of identity for milk and cream substitutes and cheese and cheese product substitutes and is terminating the rulemaking proceedings. This action is taken because of a lack of agreement among members of the affected industries on the provisions of the proposed regulations, and in consideration of a petition from the National Milk Producers Federation (NMPF) and other requests from industry and consumers to withdraw the proposal.

FOR FURTHER INFORMATION CONTACT: Eugene T. McGarrahan, Bureau of Foods (HFF-3215), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-245-1155.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of September 19, 1978 (43 FR 42118), FDA proposed definitions and standards of identity for milk and cream substitutes (foods made in semblance of standardized milk and cream foods) and cheese and cheese products, pasteurized process cheese, and pasteurized process cheese products). The proposed standard of identity for cheese and cheese product substitutes was based in part on three industry petitions submitted by (1) the National Cheese Institute (NCI), 110 North Franklin St., Chicago, IL 60606, proposing establishment of a standard of identity for cheese analogs under the name "Golana" (Golana is "analog" spelled backwards); (2) Anderson Clayton Foods Co., One Main Place, Dallas, TX 75250, proposing establishment of a common or usual name regulation for cheese substitutes under the name "Cheesana Cheese Substitutes"; and (3) The Fisher Cheese Co., P.O. Box 409, Wapakoneta, OH 45895, proposing the establishment of a common or usual name regulation for these foods under the name "Cheese and Cheese Product Substitutes." Comments on the proposal were to have been filed by November 27, 1978. Subsequently, in response to several requests from the food industry, FDA reopened the comment period for 90 days in a notice published in the **Federal Register** of December 19, 1978 (43 FR 59093).

In response to the proposal, FDA received 1,393 letters of comment. Thirteen comments from industry and 8 comments from consumers favored the proposal and/or offered suggestions from minor revisions of some aspects of the regulations. The remaining comments, from consumers, dairy farmers, cooperatives representing dairy and farm interests, State departments of agriculture, State and Federal legislators, and several trade associations, opposed the proposal or offered suggestions for major revisions in the proposed regulations. The principal objection to the proposal was to the use of the names of traditional and standardized dairy foods in the names of the milk, cream, cheese, and cheese product substitutes Most of these comments contended that the proposed names are confusingly similar to those of traditional dairy products and, as such, have the potential for misleading consumers, particularly when the substitute foods are packed in materials similar to those of traditional dairy products and are displayed in close proximity to dairy products in supermarkets. Some comments stated that all such foods should be labeled "imitations", whether or not they are nutritionally equivalent to the foods simulated. Others stated that substitute foods should be marketed under their own distinctive names which make no reference to the foods simulated as is done in the case of mellorine and margarine.

Comments from dairy farmers and persons or organizations representing dairy farmers contended that the proposed regulations were unfair to dairy farmers and should be withdrawn because they could have an adverse economic impact on them. One comment expressed the opinion that the use of dairy terms in the names of these foods will, over time, cloud the distinction in consumers' minds between dairy and nondairy products, resulting in economic losses to the dairy industry.

Several comments from manufacturers of substitute foods objected to the proposed compositional requirements because some of their products would have to be reformulated in order to comply and thus avoid the "imitation" designation in the name. Some also objected to the need to change the name of existing products that have had many years of consumer acceptance under their current names and requested that exemptions be granted for these products.

Some comments rejected the proposed nutrition profiles because certain minor constituents of traditional dairy products, for which no U.S. recommended daily allowances (RDA) have been established, were not included. Others opposed the "averaging concept" used to establish minimum levels of nutrients in these substitute foods because it would result in lower levels of some nutrients in some substitutes than are present in the foods simulated.

The comment from NCI contained an alternative proposal for a standard of identity for cheese and cheese product substitutes under the name "Emarine". NCI stated that the suggested standard of identity had the support of the majority of its members. The emarine standard would limit the use of the varietal names of cheeses and the word "cheese" on the label of these foods. For example, the varietal name of a cheese which is simulated could be used in the name of the cheese substitute, such as "Emarine——type", the blank being filled in with the varietal name, provided the cheese substitute had the same physical and organoleptic properties and met the fat and moisture requirements of the specific cheese variety being simulated and a 1-ounce serving of the food contained at least the percentage of protein, vitamins, and minerals found to be present at a level of 2 percent or more of the U.S. RDA of those nutrients listed in 21 CFR 101.9 when compared to a 1-ounce serving of the cheese variety being simulated. A cheese substitute not meeting these requirements would be an "Imitation Emarine". The words "cheese" and "natural" would be prohibited from appearing on the label except that "cheese" and the varietal name of a cheese could appear in the list of ingredients or in a nutrition comparison chart. The varietal name of a cheese could also appear in the name of the substitute food to designate a flavor, provided the finished food contained not less than 10 percent by weight of the designated cheese ingredient.

Several comments from manufacturers of cheese and cheese product substitutes opposed coined names such as "Golana", "Cheesana", or "Emarine" because such names are not meaningful to consumers and their adoption would require extensive advertising to establish name recognition. Some comments also stated that the term "substitute" is not meaningful to consumers, and in particular, when the term is used in conjunction with the term "imitation" as proposed for substitute products which are nutritionally inferior to the foods they simulate.

Comments from the NMPF which claimed the support of 22 State departments of agriculture also opposed the proposal because of the proposed nomenclature which incorporated names of traditional dairy foods, the nutritional equivalency provisions, and the lack of specificity of the provision for optional safe and suitable milk and nonmilk ingredients which could be used in the substitute foods. In a separate action, NMPF petitioned FDA (Docket No. 75P-0121; October 1, 1979) to withdraw the proposal for milk, cream, and cheese substitutes and to promulgate a regulation governing the labeling of these products that would prohibit the use of dairy related terms, including but not limited to milk, cream, cheese, American, cheddar, cow, dairy, nondairy, or derivatives thereof, from appearting on the principal display panel of the label or in advertising of these products. Such terms would also be barred from the information panel except for the ingredient statement. Further, the suggested regulation would prohibit nutrition comparisons on the substitute food with the traditional or standardized dairy product simulated when the substitute food bears nutrition labeling. NMPF maintained that these substitute foods must be labeled in a manner that is not misleading in any particular and the names should not bear any relationship or similarity to traditional and/or standardized milk or milk products. (The agency has denied NMPF's petition. In accordance with 21 CFR 10.30(e)(3), a copy of the agency's decision has been placed in the file under Docket number 75P-0121 in the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.)

Another trade association, the Milk Industry Foundation, which represents producers of milk and milk products, also supported withdrawal of the proposal. It stated that the proposed regulations were unnecessary and superfluous in view of the current amount of substitute dairy products in the market and the evident consumer response to these foods. It also expressed the opinion that the current regulations in 21 CFR Parts 101 and 102 that are applicable to nonstandardized foods, provide a more than adequate basis to ensure conveyance, via the label, of the important and necessary information concerning the nature of these foods.

As the comments evidence, there is a lack of agreement regarding the most appropriate nomenclature for milk, cream, and cheese substitutes. Under these particular circumstances, the agency believes that honesty and fair dealing are best served by the withdrawal of the proposal and the termination of the rulemaking proceedings. Milk, cream, and cheese substitutes will continue to be governed by the regulations in 21 CFR 101.3(e) regarding the use of the term "imitation" and in 21 CFR 102.5 that set forth the general principles for common or usual names for nonstandardized foods. A food made in semblance of a milk, cream, cheese, or cheese product will be deemed to be an imitation and thus subject to the requirements of section 403(c) of the Federal Food, Drug, and Cosmetic Act if it is nutritionally inferior to the milk, cream, cheese, or cheese product simulated. If it is not nutritionally inferior, it must bear a common or usual name that complies with the provisions of 21 CFR 102.5 which is not false or misleading in any particular or, in the absence of an existing common or usual name, an appropriately descriptive name which is not false or misleading. The label may, in addition, bear a fanciful name that is not misleading.

To ensure that the name of a substitute food is not misleading, the name should ordinarily not include the name of a product subject to a standard of identity unless (1) it complies with the standard of identity, or (2) it is nutritionally inferior to the food simulated and is labeled with the term "imitation". However, in some cases, it may be reasonable and appropriate to include the name of a standardize food or other traditional food in the name of a substitute food in order to provide the consumer with an accurate description. When this is done, the name of the food must be modified such that the nature of the substitute food is clearly described and is clearly distinguished from the food which it resembles and for which it is intended to substitute. The modification of the traditional or standardized food's name must be descriptive of all differences that are not apparent to the consumer. Thus, the procedure for naming these foods will depend on the nature of the substitute food and the manner and extent to which it differs from the food it simulates.

Elsewhere in this issue of the **Federal Register**, FDA is announcing that it is maintaining its current regulation (21 CFR 101.3(e)) regarding the use of the term "imitation" on food labels.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 401,

701(e), 52 Stat. 1046 as amended, 70 Stat. 919 as amended (21 U.S.C. 341, 371(e))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), the propsed standards of identity for milk and cream substitutes and cheese and cheese product substitutes, published in the **Federal Register** of September 19, 1978 (43 FR 42118), are withdrawn and the rulemaking proceedings initiated by that proposal are terminated.

Dated: August 11, 1983.

Joseph P. Hile,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-22473 Filed 8-12-83; 2:35 pm]

BILLING CODE 4160-01-M

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21 CFR Part 146

[Docket No. 80P-0352]

Canned Fruit Juices; Termination of Consideration of Amendment of Standard of Identity for Frozen Concentrated Orange Juice

AGENCY: Food and Drug Administration.

ACTION: Advance notice of proposed rulemaking; termination of consideration.

SUMMARY: The Food and Drug Administration (FDA) is terminating this proceeding which was instituted in response to a citizen's petition from a number of groups in Florida. The petition requested that the agency amend the standard of identity for frozen concentrated oragne juicé to increase the minimum amount of orange juice soluble solids (°Brix) required in this product. FDA has determined that neither the petition itself nor the comments that have been submitted on it present the necessary evidence to support the action requested. Therefore, the agency is denying the petition itself without prejudice and terminating this proceeding.

FOR FURTHER INFORMATION CONTACT:

F. Leo Kauffman, Bureau of Foods (HFF-214), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-245-1164

Or, regarding economic matters: Richard A. Williams, Jr., Bureau of Foods (HFF-25), Food and Drug Administration, 200 C St. SW., WAshington, DC 20204, 202-755-1606.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of January 8, 1982 (47 FR 963), FDA published an advance notice of proposed rulemaking which stated that the agency was considering a request to amend the standard of identity for frozen concentrated orange juice (21 CFR 146.146) to increase the minimum percent by weight requirement for orange juice soluble solids from 11.8 percent to 12.3 percent, exclusive of the solids of any added optional sweetening ingredients, when reconstituted according to label directions. The requested amendment was presented in a joint petition (Florida petition) by the State of Florida, Department of Citrus, P.O. Box 148, Lakeland, FL 33802; the Florida Citrus Mutual, P.O. Box 89, Lakeland, FL 33802; the Florida Citrus Processors Association, P.O. Box 780, Winter Haven, FL 33880; the United Growers and Shippers Association, P.O. Box 3611, Orlando, FL 32802; and the Indian River Citrus League, P.O. Box 519, Vero Beach, FL 32960. The advance notice of proposed rulemaking stated that the basis for the proposed amendment was an increase in naturally occurring soluble solids in oranges used for processing. That document also stated that, in a letter to FDA dated November 25, 1980, the Processors Council of the California-Arizona Citrus League (Processors Council) requested that the petition be denied on the grounds that there is no basis other than economics for the requested increase, and that the result would have an adverse effect on frozen concentrated orange juice processed in California and Arizona.

In the advance notice of proposed rulemaking, FDA stated that the petition presented sufficient information to warrant further proceedings, but that the petition did not provide enough information to permit the agency to assess the economic impact on small businesses of any rule based on the petition. The agency is required to make such an assessment under the Regulatory Flexibility Act (5 U.S.C. 603 and 604). Therefore, the agency requested the submission of information to enable it to determine whether to prepare an initial regulatory flexibility analysis.

FDA received more than 540 comments from trade associations, an agricultural marketing cooperative, the Processors Council, the petitioners, the Antitrust Division of the United States Department of Justice, orange growers, consumers, and Farm Bureaus. The great majority of these comments were brief letters in support of the petition.

There were a few comments that deserve particular mention. A summary of these comments and the ageny's responses are as follows:

1. One comment contended that it is unclear whether FDA is implicitly placing upon the petitioners the obligation to present the data, or to prepare an analysis, that complies with the Regulatory Flexibility Act. The comment pointed out that section 603 of the Regulatory Flexibility Act provides that: "The agency shall prepare and make available for public comment an initial regulatory flexibility act analysis. Such analysis shall describe the impact of the proposed rule on small entities and be published in the **Federal Register** at the time of notice of proposed rulemaking."

FDA stated in the advance notice of proposed rulemaking that it needed additional data to complete the regulatory flexibility analysis. When necessary data are not otherwise available, FDA may request that interested persons submit those data.

2. FDA also received a comment from Antitrust Division of the U.S. Department of Justice. This comment stated that the action proposed by the Florida petition would not be in the interest of consumers and would have an adverse competitive impact on western concentrate producers. In response to the Department of Justice, one of the petitioners wrote to FDA and argued that granting the petition would merely make the °Brix in the frozen concentrated orange juice standard consistent with the national average for oranges for processing and thus would have no more effect on competition than FDA's original decision in 1963 to adopt the standard of identity for frozen concentrated orange juice.

Because of the action that the agency is announcing in this document, FDA does not believe it needs to resolve the disagreement presented by these comments at this time.

3. The Processors Council opposed the Florida petition, stating that if FDA proposes to change the minimum °Brix for frozen concentrated orange juice, FDA should review the "reasonable and practical minimum °Brix for all forms of orange juice including canned, pasteurized, and from concentrate." Conversely, the Florida petitioners stated that, although they are aware that their petition could ultimately result in increased minimum °Brix requirements for orange juice from concentrate or other standardized ready-to-drink orange juice products, they are opposed to any such changes. (The agency points out that it has received a petition, which will be handled separately and at a later date, from Citrus Growers Associates, Lakeland, FL, requesting, among other things, that the standards of identity for pasteurized orange juice (21 CFR 146.140), canned orange juice (21 CFR 146.141), orange juice from concentrate (21 CFR Part 146.145), and frozen concentrated orange juice (21 CFR

146.146) be amended to increase the minimum soluble solids requirements for these foods.)

FDA advises that frozen concentrated orange juice and orange juice from concentrate are derived from the same sources of orange juice. The standards of identity require the same minimum orange juice soluble solids for frozen concentrated orange juice, after dilution with water by consumer following label directions, as for orange juice from concentrate that is diluted by the processor. Therefore, the agency believes that if the standard for frozen concentrated orange juice is amended, the standard for orange juice from concentrate must be amended at the same time to establish the same minimum °Brix requirement for both foods. As noted above, the Florida petition opposes amendment of the orange juice from concentrate standard.

Moreover, while the agency was considering the comments it received in response to the advance notice of proposed rulemaking on frozen concentrated orange juice, the Commissioner of Food and Drugs, on November 23, 1982 (47 FR 52771), issued his final decision in the proceeding to amend the standard of quality for canned pineapple juice made from concentrate. In that decision, the Commissioner dealt with two matters that have a direct bearing on the frozen concentrated orange juice proceeding.

First, the Commissioner stated that the burden of proof to establish any particular minimum °Brix level is on the party supporting that level (47 FR 52773). That party must prove "* * * by substantial evidence that the standard is a reasonable standard of quality, i.e., one that reflects the quality of the juice used to make concentrate." *Id.* Thus, relying on 5 U.S.C. 556(d) and 21 CFR 12.87(d), the Commissioner held that not only would a petitioner who advocates a particular °Brix level have the burden of proving the appropriateness of establishing that level as the standard, but also that any other party to the proceeding who advocates an alternate °Brix level would have the burden of proving the propriety of that alternate level.

Second, the Commissioner discussed the criteria the agency used in establishing the °Brix level in the standard for pineapple juice from concentrate. The Commissioner pointed out, citing 21 U.S.C. 341, that the purpose of a food standard is to promote honesty and fair dealing in the interest of consumers. To determine how best to achieve this purpose, the Commissioner stated that, before issuing or amending a standard, the agency will consider food chemistry, commercial practice, consumer reaction, and other relevant factors (47 FR 52773). See *Atlas Powder Co.* v. *Ewing*, 201 F.2d 347, 351 (3d Cir. 1952), *cert. denied*, 345 U.S. 923 (1953).

In applying these factors in the decision on the pineapple juice °Brix proceeding, the Commissioner found that commercial practice for reconstituted pineapple juice has been to use single strength juice with a relatively low average °Brix to make concentrate, while nonreconstituted pineapple juice has been marketed with wide variations in °Brix level. Thus, the Commissioner concluded that pineapple juice from concentrate is a different product from nonreconstituted juice, and that the °Brix standard for juice from concentrate should reflect the average °Brix level of the pineapple juice actually concentrated for reconstitution and consumption in the United States (47 FR 52775).

Just as pineapple juice from concentrate is a different product than nonreconstituted pineapple juice, frozen concentrated orange juice and orange juice from concentrate are different from the various nonreconstituted orange juice products (compare 21 CFR 146.145 and 146.146 with 21 CFR 146.140 and 146.141). Thus, this proceeding is apparently analogous to the pineapple juice °Brix hearing, and, presumably, the same criteria considered in that decision would apply here, including establishing the °Brix standard on the basis of the average °Brix level of the orange juice actually concentrated to make frozen concentrated orange juice for sale in this country.

The appropriate way to apply this criterion is to calculate a weighted average for the soluble solids content of the orange juice used to make frozen concentrated orange juice. FDA would calculate this weighted average by use of the average soluble solids and the percent of total juice concentrated for frozen concentrated orange juice for each source of orange juice. The information submitted by the Florida petitioners shows an average °Brix of 12.3 for oranges used for processing in Florida, based on a 10-year weighted average compiled by the Florida Department of Agriculture; 12.3 for Texas, based on statements by representatives of TexSun and Texas Citrus Exchange; and 12.2 for California and Arizona, interpolated from data reported in U.S. Department of Agriculture Handbook 456, November 1975. On the other hand, the Processors Council reported that data compiled by Sunkist Growers, Inc., show an average 11.9 °Brix for California and Arizona oranges used for processing over the past 7 years.

FDA is aware, however, as a result of information submitted by the petitioners and by the Processors Council, that concentrate is imported from foreign countries and blended with domestic juice in the production of frozen concentrated orange juice. Neither the petitioners, the Processors Council, nor any of the other comments presented any evidence on the average °Brix, by source, of this imported orange juice. In addition, FDA has not been given any information on how much orange juice from each source is used to make frozen concentrated orange juice. Thus, the agency has not been presented with adequate evidence to calculate a weighted average for the soluble solids content of orange juice used to make frozen concentrated orange juice.

Finally, a factor other than the °Brix content of the oranges used to make frozen concentrated orange juice may be relevant in establishing the standard for this product. The Processors Council contends that California and Arizona frozen concentrated orange juice has greater consumer acceptance at 11.8 °Brix than at a higher °Brix because of the tart nature of the frozen concentrated orange juice produced from California and Arizona oranges. No such claim of consumer preference was made in the pineapple juice proceeding. Because consumer reaction is among the factors that the agency will consider in deciding whether to change a food standard, if the Processors Council can support its claim, a criterion different from that used in the pineapple juice proceeding may be appropriate here. However, the Processors Council has failed to support its claim adequately. The Processors Council has not substantiated its claim of consumer preference with data from taste tests or consumer surveys. The Processors Council also has not explained how the blending of concentrates of varying flavor characteristics affects consumer preference, or how the °Brix of the product affects such preference. Consequently, the agency has not been presented with adequate evidence to make a judgment on the Processors Council's claim.

Therefore, for these reasons, FDA has decided to deny the petition and to terminate this proceeding. However, because the pineapple juice °Brix

decision was not available to the petitioners at the time they prepared their petition and comments on the advance notice of proposed rulemaking. FDA has also decided that the petition should be denied without prejudice. Interested persons are thus free to gather the requisite data on frozen concentrated orange juice and orange juice from concentrate and to determine for themselves whether those data, evaluated in light of the principles discussed in this document, would support a change in the °Brix in §§ 146.145 and 146.146. If any person decides that the data do support such a change, that person is free to petition the agency to amend the standards.

FDA notes that on December 1, 1981, the State of Florida lowered its minimum soluble solids requirement for frozen concentrated orange juice to 11.8 percent, thereby eliminating any interstate differential °Brix requirements.

Should the petitioners or any other person decide to urge FDA to adopt a °Brix level other than 11.8 for frozen concentrated orange juice and orange juice from concentrate, the petition must include adequate data to enable FDA to calculate a weighted average °Brix value from the average values, according to origin, of the various juices used to make frozen concentrated orange juice and orange juice from concentrate. The petitioners and other interested persons need not resubmit any data that they have already submitted to FDA. Such data may be incorporated by reference in any new petition or other submission, so long as the data so incorporated are clearly identified.

List of Subjects in 21 CFR Part 146

Canned fruit juice, Food standards, Fruit juices.

Therefore, for the foregoing reasons, under the Federal Food, Drug, and Cosmetic Act (secs. 401, 701(e), 52 Stat. 1046 as amended, 70 Stat. 919 as amended (21 U.S.C. 341, 371(e))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10), the citizen's petition to amend the standard for frozen concentrated orange juice is hereby denied without prejudice, and the proceeding announced in the **Federal Register** of January 8, 1982 (47 FR 963) is terminated.

Dated: August 5, 1983.

Authur Hull Hayes, Jr.,

Commissioner of Food and Drugs.

[FR Doc. 83-22776 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

27 CFR Part 9

[Notice No. 481]

Howell Mountain Viticultural Area

AGENCY: Bureau of Alcohol, Tobacco and Firearms, Treasury.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Bureau of Alcohol, Tobacco and Firearms (ATF) is considering the establishment of a viticultural area in Napa County, California, to be known as "Howell Mountain." This proposal is the result of a petition submitted by members of the grape-growing and wine-producing industries. ATF feels that the establishment of viticultural areas and the subsequent use of viticultural area names as appellations of origin in wine labeling and advertising will help consumers identify the wines they may purchase.

DATE: Written comments must be received by October 3, 1983.

ADDRESS: Send written comments to: Chief, FAA, Wine and Beer Branch, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 385, Washington, DC 20044-0385 (Notice No. 481).

Copies of the petition, the proposed regulations, the appropriate maps, and the written comments will be available for public inspection during normal business hours at ATF Reading Room, Room 4407, Federal Building, 12th and Pennsylvania Avenue NW., Washington, DC.

FOR FURTHER INFORMATION CONTACT: James P. Ficaretta, FAA, Wine and Beer Branch, Bureau of Alcohol, Tobacco and Firearms, 1200 Pennsylvania Avenue, NW., Washington, DC 20226 (202-566-7626).

SUPPLEMENTARY INFORMATION:

Background

On August 23, 1978, ATF published Treasury Decision ATF-53 (43 FR 37672, 54624) revising regulations in 27 CFR Part 4. These regulations allow the establishment of definite viticultural areas. The regulations also allow the name of an approved viticultural area to be used as an appellation of origin on wine labels and in wine advertisements.

On October 2, 1979, ATF published Treasury Decision ATF-60 (44 FR 56692) which added a new Part 9 to 27 CFR, providing for the listing of approved American viticultural areas, the names of which may be used as appellations of origin.

Section 4.25a(e)(1), Title 27, CFR, defines an American viticultural area as a delimited grape-growing region distinguishable by geographical features, the boundaries of which have been delineated in Subpart C of Part 9.

Section 4.25a(e)(2) outlines the procedure for proposing an American viticultural area. Any interested person may petition ATF to establish a grape-growing region as a viticultural area. The petition should include—

(a) Evidence that the name of the proposed viticultural area is locally and/or nationally known as referring to the area specified in the petition;

(b) Historical or current evidence that the boundaries of the viticultural area are as specified in the petition;

(c) Evidence relating to the geographical characteristics (climate, soil, elevation, physical features, etc.) which distinguish the viticultural features of the proposed area from surrounding areas;

(d) A description of the specific boundaries of the viticultural area, based on features which can be found on United States Geological Survey (U.S.G.S.) maps of the largest applicable scale; and

(e) A copy of the appropriate U.S.G.S. map with the boundaries prominently marked.

Petition

ATF has received a petition proposing an area in Napa County, California, as a viticultural area to be known as "Howell Mountain." The proposed area consists of approximately 14,080 acres, with 198 acres of grapes and 2 bonded wineries. It is a relatively flat table top located west of Pope Valley within the Napa Valley viticultural area.

Historical and current evidence regarding the name as well as the boundaries of the proposed area include:

(a) Copies of recent (1980 Ridge Vineyards, Inc., and 1978 Cakebread Cellars), and past wine labels (La Jota Vineyard, prior to 1900), each of which indicates the appellation Howell Mountain.

(b) The presence of "Howell Mountain Road" that runs through the proposed viticultural area.

(c) The establishment of a winery on Howell Mountain in the early 1880's by Jean Brun and Jean Chaix.

Geographical features of the proposed Howell Mountain viticultural area include the following:

(a) The proposed area is located at an elevation of between 1,400 and 2,200 feet.

(b) The soils in the proposed area are for the most part in the Aiken and Forward Group. These soil types are not commonly found in the vineyards of the Napa Valley floor.

(c) The climate on Howell Mountain is characterized by moderate temperatures, with an average mean temperature of 56.8° F., compared to an average mean temperature of 58.6° F. at St. Helena (to the southwest) and 59° F. in Pope Valley (to the northeast).

(d) The average yearly rainfall for Howell Mountain is 40.74", compared to 32.1" for Pope Valley and 35.4" for Napa Valley (St. Helena).

(e) Several days of the year the valley floor is covered with fog while Howell Mountain is at the same time exposed to sunlight.

The boundaries of the proposed Howell Mountain viticultural area may be found on four U.S.G.S. maps (Aetna Springs, St. Helena, Calistoga, and Detert Reservoir).

The boundaries, as proposed by the petitioner, are described in proposed § 9.94

Regulatory Flexibility Act

The provisions on the Regulatory Flexibility Act relating to initial and final regulatory flexibility analyses (5 U.S.C. 603, 604) are not applicable to this notice of proposed rulemaking because the proposal is not expected (1) to have significant secondary or incidental effects on a substantial number of small entities; nor (2) to impose, not otherwise cause, a significant increase in the reporting, recordkeeping, or other compliance burdens on a substantial number of small entites.

Accordingly, it is hereby certified under the provisions of section 3 of the Regulatory Flexibility Act (5 U.S.C. 605(b)) that the notice of proposed rulemaking, if promulgated as a final rule, will not have a significant economic impact nor compliance burden on a substantial number of small entities.

Compliance With Executive Order 12291

It has been determined that this notice of proposed rulemaking is not classified as a "major rule" within the meaning of Executive Order 12291, 46 FR 13193 (1981), because it will not have an annual effect on the economy of $100 million or more; it will not result in a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; and it will not have significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of the United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Paperwork Reduction Act

The provisions of the Paperwork Reduction Act of 1980, Pub. L. 96-511, 44 U.S.C. Ch. 35, and its implementing regulations, 5 CFR Part 1320, do not apply to this notice because no requirement to collect information is proposed.

Public Participation—Written Comments

ATF requests comments from all interested persons concerning this proposed viticultural area. This document proposes possible boundaries for the Howell Mountain viticultural area. However, comments concerning other possible boundaries for this viticultural area well be given consideration.

Comments received before the closing date will be carefully considered. Comments received after the closing date and too late for consideration will be treated as possible suggestions for future ATF action.

ATF will not recognize any material in comments as confidential. Comments may be disclosed to the public. Any material which the commenter considers to be confidential or inappropriate for disclosure to the public should not be included in the comment.
The name of the person submitting a comment is not exempt from disclosure.

Any interested person who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his or her request, in writing, to the Director within the 45-day comment period. The Director, however, reserves the right to determine, in light of all circumstances, whether a public hearing will be held.

List of Subjects in 27 CFR Part 9

Administrative Practice and Procedure, Viticultural Areas, Consumer Protection, Wine.

Drafting Information

The principal author of this document is James P. Ficaretta, FAA, Wine and Beer Branch, Bureau of Alcohol, Tobacco and Firearms.

Authority

Accordingly, under the authority in 27 U.S.C. 205, the Director proposes the amendment of 27 CFR Part 9 as follows:

PART 9—AMERICAN VITICULTURAL AREAS

Paragraph 1. The table of sections in 27 CFR Part 9, Subpart C, is amended to add the title of § 9.94 to read as follows:

Subpart C—Approved American Viticultural Areas

Sec.

* * * * *

9.94 Howell Mountain.

Paragraph 2. Subpart C is amended by adding § 9.94 to read as follows:

Subpart C—Approved American Viticultural Areas

* * * * *

§ 9.94 Howell Mountain.

(a) *Name.* The name of the viticultural area described in this section is "Howell Mountain."

(b) *Approved maps.* The appropriate maps for determining the boundaries of the Howell Mountain viticultural area are four U.S.G.S. topographic maps in the 7.5 minute series, as follows:

(1) "Detert Reservoir, CA.," 1958 (photorevised 1980).

(2) "Aetna Springs, CA.," 1958 (photorevised 1981).

(3) "Calistoga, CA.," 1958 (photorevised 1980).

(4) "St. Helena, CA.," 1960 (photorevised 1980).

(c) *Boundaries.* The proposed Howell Mountain viticultural area is located in Napa County, California, and is part of the Napa Valley viticultural area. The exact boundaries of the proposed area, based on landmarks and points of reference found in the approved maps, are as follows: Commencing at the 1,400' contour line at the intersection of Sections 15 and 16 in R6W/T9N of the Detert Reservoir Quadrangel U.S.G.S. map; Then, continue in an east and southeast direction along the 1,400' contour line to the southeast corner of Section 23 in R5W/T8N; Then, in a generally northwest direction along the 1,400' contour line until it intersects the line between Sections 21 and 22 in R6W/T9N; Then, north along the Section 21/22 boundary line to the starting point at the 1,400' contour line.

Approved: August 12, 1983.

Stephen E. Higgins,

Director.

[FR Doc. 83-22843 Filed 8-18-83 8:45 am]

BILLING CODE 4810-31-M

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

29 CFR Part 1910

[Docket No. H-052E]

Occupational Exposure to Cotton Dust

AGENCY: Occupational Safety and Health Administration, Labor.

ACTION: Corrections to proposed rule.

SUMMARY: This notice annouces corrections to the Proposed Rule for Occupational Exposure to Cotton Dust which appeared in the **Federal Register** on June 10, 1983 (48 FR 26962).

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. James Foster, OSHA Office of Public Affairs, U.S. Dept. of Labor, Room N3637, 200 Constitution Avenue, NW., Washington, D.C. 20210. Telephone: (202) 523-8151.

SUPPLEMENTARY INFORMATION: On June 10, 1983 (48 FR 26962) OSHA published proposed amendments to its standard covering occupational exposure to cotton dust (29 CFR 1910.1043). There were a number of typographical errors and a few unintended omissions and inclusions. This document corrects those typographical errors where correction is needed to make the meaning clear and the unintended omissions and inclusions.

Accordingly, 48 FR 26962-26984 is corrected as follows:

1. On page 26962, third column, line 8 is corrected to read, "1910.1000, Table Z-1."

2. On page 26963, first column, the 23rd line from the bottom is corrected to read, "eight hour period. An extensive record".

3. On page 26969, first column, line 21 is corrected to read, "of significant risk at 1 mg/m^3, there is an indication."

4. On page 26969, first column, line 25 is corrected to read, "reported for waste recycling (Exhibits 175-".

5. On page 26969, first column, line 28 is corrected to read, "(Exhibits 38f and 188-X). Therefore,".

6. On page 26969, third column, line 38 is corrected to read, "terms. OSHA proposes to consider cotton,".

7. On page 26971, third column, line 23 is corrected to read, "which might not be detected by a periodic".

8. On page 26972, second column, the 21st line from the bottom is corrected to read, "For some operations, such multishift".

9. On page 26973, first column, line 14 is corrected to read, "at or below the action level,".

10. On page 26977, first column, line 44 is corrected to read, "coarser than a number 14 yarn and a cotton".

11. On page 26980, first column, line 4 to 6 of the text under § 1910.1000 [Amended] are corrected to read, "cotton yarn manufacturing until the applicable compliance dates for installing feasible engineering".

12. On page 26980, second column, paragraph (a)(2), line 2 is corrected to read, "handling or processing of woven or" and lines 11 and 12 are corrected to read, "of classing, warehousing, cottonseed processing, cotton waste processing, and upholstered furniture manufacturing."

13. On page 26982, first column, paragraph (f)(2)(iv), lines 3 to 5 are corrected to read, "form of respirator, including a powered air purifying respirator, the employee."

14. On page 26984, second column, line 4 is corrected to read, "equal to or coarser than a number 14 yarn with".

(Secs. 6 and 8 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655, 657); Secretary of Labor's Order No. 8-76 (41 FR 25059); 29 CFR Part 1911)

Signed at Washington, D.C. this 16th day of July 1983.

Thorne G. Auchter,

Assistant Secretary of Labor.

[FR Doc. 83-22795 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-26-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 938

Pennsylvania Permanent Regulatory Program Under the Surface Mining Control and Reclamation Act of 1977

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Withdrawal of State program amendment.

SUMMARY: This document gives notice that a proposed State program amendment submitted by Pennsylvania pursuant to the Surface Mining Control and Reclamation Act (SMCRA) relating to Pennsylvania's enforcement policy has been withdrawn by the State from further consideration.

EFFECTIVE DATE: August 4, 1983.

FOR FURTHER INFORMATION CONTACT: Robert Biggi, Director, Harrisburg Field Office, Office of Surface Mining Reclamation and Enforcement, 101 South 2nd Street, Suite L-4, Harrisburg, Pennsylvania 17101; telephone (717) 872-4036.

Background

OSM received an enforcement policy statement from the Commonwealth of Pennsylvania by a letter dated March 29, 1983. OSM reviewed the enforcement policy statement and determined that it differed from that approved by the Secretary in his conditional approval of the Pennsylvania program on July 30, 1982 (47 FR 33050-33083), and therefore constituted a State program amendment. The enforcement policy statement primarily provided that violations be separated into categories. Those violations determined to be less serious would be treated as a separate class of violations for enforcement purposes.

On April 19, 1983, OSM published a notice in the **Federal Register** (48 FR 16706) announcing receipt of the amendment and inviting public comment on whether the material submitted should be approved and incorporated into the Pennsylvania regulatory program. The public comment period ended on May 19, 1983. The public hearing scheduled for April 26, 1983, was not held because no one expressed an interest in making an oral or written presentation.

By letter dated July 29, 1983, Pennsylvania gave OSM notice that it is withdrawing the program amendment from further consideration. Pennsylvania further stated that it will conduct inspection and enforcement activities in accordance with all provisions of the approved State program.

Therefore, the proposed program amendment published in the **Federal Register** dated April 19, 1983, relating to certain inspection and enforcement provisions of the Pennsylvania State program is withdrawn and Part 938 Title 30 of the Code of Federal Regulations is not amended.

List of Subjects in 30 CFR Part 938

Coal mining, Intergovernmental relations, Surface mining, Underground mining.

(Pub. L. 95-87, Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1201 *et seq.*)

Dated: August 15, 1983.

J. R. Harris,

Director, Office of Surface Mining.

[FR Doc. 83-22893 Filed 8-18-83; 8:45 am]

BILLING CODE 4310-05-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 145

[OW-FRL-2419-3]

Illinois Environmental Protection Agency; Underground Injection Control; Primacy Application

AGENCY: Environmental Protection Agency.

ACTION: Notice of public comment period and of public hearing.

SUMMARY: The purpose of this notice is to announce that: (1) The Environmental Protection Agency (EPA) has received a complete application from the Illinois Environmental Protection Agency requesting primary enforcement responsibility for the Underground Injection Control (UIC) Program to regulated Classes I, III, IV, and V injection wells; (2) the application is now available for inspection and copying; (3) public comments are requested; and (4) a public hearing will be held.

The proposed comment period will provide EPA the breadth of information and public opinion necessary to approve, disapprove, or approve in part and disapprove in part the application of the Illinois Environmental Protection Agency.

DATES: Requests to present oral testimony should be filed by September 14, 1983. The public hearing will be held on September 21, 1983 , beginning at 10:00 a.m. and ending at the completion of testimony. Written comments must be received by September 26, 1983. Should EPA not receive sufficient comments or requests to present oral testimony by September 14, 1983, the Agency reserves the right to cancel the Public Hearing.

ADDRESSES: Comments and/or requests to testify should be mailed to Robert J. Hilton, Chief, Ground Water Section (5WD–12), Environmental Protection Agency, Region V, 230 S. Dearborn Street, Chicago, Illinois 60604. Copies of the application and pertinent materials are available between 10:00 a.m. and 5:00 p.m., Monday through Friday, at the following locations:

Environmental Protection Agency, Region V Library, 14th Floor, 230 S. Dearborn Street, Chicago, Illinois 60604, PH: (312) 353–2022.

Illinois Environmental Protection Agency, Division of Land/Noise Pollution Control 2200, Churchill Road, Springfield, Illinois 62706, PH: (217) 782–6760.

The Hearing will be held at the Illinois Environmental Protection Agency, 2200 Churchill Road, Springfield, Illinois.

FOR FURTHER INFORMATION CONTACT: Robert J. Hilton, Chief, Ground Water Section (5WD–12), Environmental Protection Agency, Region V, 230 S. Dearborn Street, Chicago, Illinois 60604, (312) 886–6184. Comments should be sent to this address.

SUPPLEMENTARY INFORMATION: This application from the Illinois Environmental Protection Agency is for the regulation of Class I, III, IV, and V injection wells.

The Underground Injection Control (UIC) program seeks to protect as "underground sources of drinking water" (USDWs) all aquifers capable of yielding a significant amount of water containing less than 10,000 milligrams per liter of total dissolved solids. If this application from Illinois is approved, the State would protect underground sources of drinking water from endangerment by the following kinds of injection practices:

Class I—wells which are used to inject municipal and industrial wastes (including hazardous wastes) below the deepest USDW in the area.

Class III—wells which are used to inject for the extraction of minerals.

Class IV—wells which are used to inject hazardous wastes into or above USDWs.

Class V—all other wells.

At present, Illinois has 10 known Class I wells and no known Class II or IV wells.

Class I and III wells would require a permit to operate. The permit would apply a number of technical requirements designed to assure that the injection did not result in native or injected fluids reaching USDWs. Such requirements include criteria for siting, construction, testing, operation, monitoring and abandonment.

Class IV wells would be prohibited. Class V wells would be studied to assess what further regulatory measures, if any, may be required.

This application includes a description of the State Underground Injection Control program, copies of all applicable regulations and forms, a statement of legal authority, and the memorandum of agreement between Illinois Environmental Protection Agency and the Region V office of the U.S. Environmental Protection Agency.

List of Subjects in 40 CFR Part 145

Indians—lands, Reporting and recordkeeping requirements, Intergovernmental relations, Penalties, Confidential business information, Water supply.

Dated: August 12, 1983.

Rebecca W. Hanmer,

Acting Assistant Administrator for Water.

[FR Doc. 83-22840 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

DEPARTMENT OF THE INTERIOR

Office of the Secretary

43 CFR Part 36

Bureau of Land Management

Fish and Wildlife Service

50 CFR Part 36

National Park Service

36 CFR Part 13

Transportation and Utility Systems in and Across, and Access Into, Conservation System Units in Alaska

AGENCY: Department of the Interior.

ACTION: Notice of public hearings on proposed regulations.

SUMMARY: This notice sets forth the schedule of public hearings on proposed regulations to implement the provisions of title XI of the Alaska National Interest Lands Act.

DATES: Public hearings will be held in Juneau on Monday, September 12 from 3 p.m. until 5:30 p.m. and from 7:30 p.m. until 9:30 p.m.; in Fairbanks on Wednesday, September 14 from 10 a.m. until 12 noon and from 1 p.m. until 4 p.m., and in Anchorage on Friday, September 16 beginning at 7:30 p.m.

ADDRESSES: The Juneau hearings will be held in the Hammond Room in Centennial Hall; the Fairbanks hearings will be held in Room 314 of the Federal Court Building, 101 12th Avenue; and the Anchorage hearing will be held at the U.S. Fish and Wildlife Service Regional Office, 1011 East Tudor Road.

FOR FURTHER INFORMATION CONTACT: Brian C. Koula, Office of the Solicitor, Room 6546, Department of the Interior, Washington, D.C. 20240. Telephone: (202) 343–7957.

SUPPLEMENTARY INFORMATION: The purpose of the public hearings is to receive public comments on the proposed regulations concerning transportation and utility systems in Alaska when any portion of the route of the system will be within any conservation system unit, national recreation area or national conservation area. The regulations detail procedures that must be followed to obtain any needed Federal approval for these

systems. In addition, they address special access, temporary access and access to inholdings. The proposed regulations were published in the **Federal Register** on July 15, 1983 48 FR 32506–32517, and apply to the Bureau of Land Management, the Fish and Wildlife Service and the National Park Service.

Interested persons are encouraged to prepare written comments for submission at the hearings and to present orally only a summary of those comments. Both oral and written comments will become part of the official record. To aid the Department in the review and analysis of public comments, any person wishing to comment should address each regulation separately. Draft or revised regulatory language is specifically requested in the instances where the proposed regulation is judged to be inadequate, or on issues on which the proposed rule is silent.

William P. Horn,

Deputy Under Secretary.

[FR Doc. 83-22563 Filed 8-18-83; 8:45 am]

BILLING CODE 4310-10-M

Notices

Federal Register
Vol. 48, No. 162
Friday, August 19, 1983

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

Agricultural Marketing Service

Advisory Committee on Instrument Standards for Cotton; Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463) announcement is made of the following meeting.

Name: Advisory Committee on Instrument Standards for Cotton.

Date: September 29, 1983.

Place: Sirrine Hall, School of Textiles, Clemson University, Clemson, South Carolina.

Time: 8:00 a.m.

Purpose: The agenda will include discussion of several technical issues relating to instrument standards which were not resolved at the prior committee meeting held on March 22, 1983 in Lubbock, Texas. Progress reports will be made on research that has been conducted since the earlier meeting. This meeting will also include a tour of the USDA Cotton Laboratory in Clemson and a demonstration of procedures followed in preparing Calibration Cotton Standards.

The meeting is open to the public. Public participation will be limited to written statements received prior to the meeting. Written statements should be addressed to Jesse F. Moore, Director, Cotton Division, Agricultural Marketing Service, U.S. Department of Agriculture, Annex Building, Room 302, Washington, D.C. 20250, (202) 447–3193.

Dated: August 15, 1983.

Vern F. Highley,

Administrator, Agricultural Marketing Service.

[FR Doc. 83-22794 Filed 8-18-83; 8:45 am]

BILLING CODE 3410-02-M

Soil Conservation Service

Boulder Meadow (Home Camp-Tuledad Meadow Restoration); RC&D Measure, California; Finding of No Significant Impact

AGENCY: Soil Conservation Service, Agriculture.

ACTION: Notice of a finding of no significant impact.

FOR FURTHER INFORMATION CONTACT: Mr. Eugene E. Andreuccetti, State Conservationist, Soil Conservation Service, 2828 Chiles Road, Davis, California 95616, telephone 916–449–2848.

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 (40 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 Boulder Meadow Critical Area Treatment RC&D Measure, Washoe County, Nevada.

The environmental assessment of this Federal action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Mr. Eugene E. Andreuccetti, 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 the installation of facilities for erosion and sediment control. The planned works of improvement include 1451 acres of revegetation, installation of 5.4 miles of barbed wire fence and two rock grade control structures.

The Notice of a Finding of No Significant Impact 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. Eugene E. Andreuccetti, State Conservationist, Soil Conservation Service, 2828 Chiles Road, Davis, California, 916–449–2848. A combined environmental assessment and finding of no significant impact has been prepared and sent to various Federal, State and local agencies and interested parties. A limited number of copies of the finding of no significant impact 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.

(Catalog of Federal Domestic Assistance Program No. 10.901, Resource Conservation and Development Program—Pub. L. 87–703, 16 U.S.C. 590 a–f, q)

Gerald G. Larson,

Acting State Conservationist.

August 12, 1983.

[FR Doc. 83-22749 Filed 8-18-83; 8:45 am]

BILLING CODE 3410-16-M

Kelliher Public Water-Based Recreation Development RC&D Measure, Minnesota; Finding of No Significant Impact

AGENCY: Soil Conservation Service, USDA.

ACTION: Notice of a finding of no significant impact.

SUMMARY: Pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969; the Council on Environmntal 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 Kelliher Public Water-Based Recreation Development RC&D Measure, Beltrami County, Minnesota.

FOR FURTHER INFORMATION CONTACT: Mr. Donald G. Ferren, State Conservationist, Soil Conservation Service, 316 North Robert Street, Room 200, St. Paul, Minnesota 55101, telephone 612–725–7675.

SUPPLEMENTARY INFORMATION: 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. Donald G. Ferren, 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 public water-based recreation. The planned works of improvement include picnic tables, benches, grills, bath house, swimming area, water lines, sewer lines,

wildlife ponds, parking area, landscaping and entrance road.

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

No administrative action on implementation of the proposal will be taken 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: August 1, 1983.

Donald G. Ferren,

State Conservationist.

[FR Doc. 83-22520 Filed 8-18-83; 8:45 am]

BILLING CODE 3410-16-M

Pine Creek Reservoir Pipeline, Public Water-Based Fish, Wildlife, and Recreation Development, RC&D Measure, California; Finding of No Significant Impact

AGENCY: Soil Conservation Service, Agriculture.

ACTION: Notice of a Finding of No Significant Impact.

FOR FURTHER INFORMATION CONTACT: Mr. Eugene E. Andreuccetti, State Conservationist, Soil Conservation Service, 2828 Chiles Road, Davis, California 95616, Telephone 916-449-2848.

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 (4 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 Pine Creek Reservoir Pipeline RC&D Measure, Modoc County, California.

The environmental assessment of this Federal action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Mr. Eugene E. Andreuccetti, 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 the replacement of a pipeline 4370 feet long and renovation of a 49 acre feet reservoir for a Public Water-based Fish, Wildlife, and Recreation Development. Specific items of work include:

1. Replacement of 4370 linear feet of 6" pipe including an entrance structure.
2. Removal of 12564 cubic yards of silt from the existing reservoir.
3. Renovate the earth fill which forms the reservoir.
4. Provide parking area for 14 vehicles with associated access road.
5. Install 4¼ acres of vegetation for landscaping and erosion control.
6. Install a restroom.

The Notice of a Finding of No Significant Impact 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. Eugene E. Andreuccetti, State Conservationist, Soil Conservation Service, 2828 Chiles Road, Davis, California, 916-449-2848. A combined environmental assessment and finding of no significant impact has been prepared and sent to various Federal, State and local agencies and interested parties. A limited number of copies of the findings of no significant impact 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.

(Catalog of Federal Domestic Assistance Program No. 10.901, Resource Conservation and Development Program—Pub. L. 87-703, 16 U.S.C. 590 a-f, q.) and Pub. L. 91-343.

Dated: August 12, 1983.

Gerald G. Larson,

Acting State Conservationist.

[FR Doc. 83-22730 Filed 8-18-83; 8:45 am]

BILLING CODE 3410-16-M

Pismo Marsh Wetland Restoration, Public Water-Based Fish, Wildlife, and Recreation Development, RC&D Measure, California; Finding of No Significant Impact

AGENCY: Soil Conservation Service, Agriculture.

ACTION: Notice of a Finding of No Significant Impact.

FOR FURTHER INFORMATION CONTACT: Mr. Eugene E. Andreuccetti, State Conservationist, Soil Conservation Service, 2828 Chiles Road, Davis, California 95616, telephone 916-449-2848.

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 (4 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 Pismo Marsh Wetland Restoration RC&D Measure, San Luis Obispo County, California.

The environment assessment of this Federal action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Mr. Eugene E. Andreuccetti, 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 dredging, constructing low levee systems and renovating approximately 43 acres of freshwater marsh for a Public Water-Based Fish, Wildlife, and Recreation Development. Specific items of work include:

1. Removal and disposal of about 50,000 cubic yards of organic material.
2. Removal and disposal of about 50,000 cubic yards of inorganic material.
3. Install about 2,500 linear feet of levees and associated water control structures.
4. Establish vegetation within wetland and on upland spoil areas.

The Notice of a Finding of No Significant Impact 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. Eugene E. Andreuccetti, State Conservationist, Soil Conservation Service, 2828 Chiles Road, Davis, California, 916-449-2848. A combined environmental assessment and finding of no significant impact has been prepared and sent to various Federal, State and local agencies and interested parties. A limited number of copies of the finding of no significant impact 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.

(Catalog of Federal Domestic Assistance Program No. 10.901, Resource Conservation

and Development Program—Pub. L. 87–703, 16 U.S.C. 590 a–f, q) and Pub. L. 91–343.

Gerald G. Larson,

Acting State Conservationist.

August 12, 1983.

[FR Doc. 83–22751 Filed 8–18–83; 8:45 am]

BILLING CODE 3410–16–M

Shipwreck Memorial Museum Critical Area Treatment and Public Water-Based Recreation Development RC&D Measure, Michigan; Finding of No Significant Impact

AGENCY: Soil Conservation Service, Agriculture.

ACTION: Notice of Finding of No Significant Impact.

SUMMARY: 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 Shipwreck Memorial Museum RC&D Measure, Chippewa County, Michigan.

FOR FURTHER INFORMATION CONTACT: Mr. Homer R. Hilner, State Conservationist, Soil Conservation Service, 1405 South Harrison Road, East Lansing, Michigan 48823, telephone 517–337–6702.

SUPPLEMENTARY INFORMATION: The environmental assessment of this federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. A contact has been made with the State Historical Preservation Officer and concludes that it will have no effect on any cultural resources either eligible for or listed on the National Register of Historic Places. The State Archaeologist will be contacted if any land disturbance associated with this project and archaeological sites, features, or materials are encountered during actual construction. As a result of these findings, Mr. Homer R. Hilner, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this project.

This measure concerns a plan for the installation of practices for critical area treatment and public water-based recreation. Critical area treatment measures will include: critical area seeding on four acres with pathways and trails being developed. Public water-based recreation measure will include: a day recreation area with construction of a parking lot, landscaping with trees and shrubs, 25 picnic tables and 12 stoves. Total construction cost is estimated to be $209,300; $128,000 RC&D funds and $81,300 local funds.

The Notice of a Finding of No Significant Impact (FONSI) has been forwared to the Environmental Protection Agency. The basic data developed during the environmental assessment are on file and may be reviewed by contacting Mr. Homer R. Hilner. The FONSI has been sent to various federal, state, and local agencies and interested parties. A limited number of copies of the FONSI 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, 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: August 4, 1983.

Jerry L. Keller,

Deputy State Conservationist.

[FR Doc. 83–22747 Filed 8–18–83; 8:45 am]

BILLING CODE 3410–16–M

Stony Acres Public Water-Based Recreation Development RC&D Measure, Pennsylvania; Finding of No Significant Impact

AGENCY: Soil Conservation Service, Agriculture.

ACTION: Notice of a Finding of No Significant Impact.

SUMMARY: 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 Stony Acres Public Water-Based Recreation Development RC&D Measure, Monroe County, Pennsylvania.

FOR FURTHER INFORMATION CONTACT: Mr. James H. Olson, State Conservationist, Soil Conservation Service, Federal Building, 228 Walnut Street, Harrisburg, Pennsylvania 17108, telephone (717) 782–2202.

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

The measure concerns recreation facilities. The planned works of improvement include upgrading approximately 800 feet of access road, building 300 feet of access road, a parking lot for 32 vehicles, one picnic shelter, and shrubbery for visual screening. Estimated cost is $40,000.

The Notice of a Finding of No Significant Impact (FONSI) has been forwarded to the Environmental Protection Agency and to various Federal, State and local agencies and interested parties. A limited number of copies of the FONSI are available to fill single copy requests at the above address. Basic data developed during the environmental evaluation are on file and may be reviewed by contacting James H. Olson.

No administrative action on implementation of the proposal will be taken 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: August 10, 1983.

William Hunt,

Deputy State Conservationist.

[FR Doc. 83–22793 Filed 8–18–83; 8:45 am]

BILLING CODE 3410–16–M

Tannersville Cranberry Bog Preserve Public Water-Based Recreation Development RC&D Measure, Pennsylvania; Finding of No Significant Impact

AGENCY: Soil Conservation Service, Agriculture.

ACTION: Notice of a Finding of No Significant Impact.

SUMMARY: 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 Tannersville Cranberry Bog Preserve Public Water-Based Recreation

Development RC&D Measure, Monroe County, Pennsylvania.

FOR FURTHER INFORMATION CONTACT: Mr. James H. Olson, State Conservationist, Soil Conservation Service, Federal Building, 228 Walnut Street, Harrisburg, Pennsylvania 17108, telephone (717) 782–2202.

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

The measure concerns access facilities for the Preserve to reduce visitor damage to the ecosystem. The planned works of improvement include 150 feet of access road, parking for approximately 20 cars, vault-type restrooms, 600 feet of nature trails, 1500 feet of floating boardwalk, and associated items such as signs, wheel stops, and entrance gate. The estimated construction cost is $53,400.

The Notice of a Finding of No Significant Impact (FONSI) has been forwarded to the Environmental Protection Agency and to various Federal, State and local agencies and interested parties. A limited number of copies of the FONSI are available to fill single copy requests at the above address. Basic data developed during the environmental evaluation are on file and may be reviewed by contacting James H. Olson.

No administrative action on implementation of the proposal will be taken until 30 day 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: August 4, 1983.

James H. Olson,

State Conservationist.

[FR Doc. 83–22521 Filed 8–18–83; 8:45 am]

BILLING CODE 3410–16–M

Kellogg Environmental Center Fish & Wildlife Development RC&D Measure, Connecticut; Finding of No Significant Impact

AGENCY: Soil Conservation Service, Agriculture.

ACTION: Notice of a Finding of No Significant Impact.

FOR FURTHER INFORMATION CONTACT: Philip H. Christensen, State Conservationist, Soil Conservation Service, Rt. 44, Mansfield Professional Park, Storrs, Connecticut 06268, telephone (203) 429–9361.

Notice: Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality 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 Kellogg Environmental Center Fish & Wildlife Development RC&D Measure, New Haven County, Connecticut.

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, Philip H. Christensen, State Conservationist, has determined the preparation and review of an Environmental Impact Statement are not needed for this project.

The measure concerns the development of three wetlands to be used as and outdoor classroom for the Kellogg Environmental Center. The planned works include two low level water control structures, 2,000 feet of handicap accessible nature trails, an open air amphitheater, an observation platform, and screening plantings. All disturbed areas will be seeded.

The Notice of Finding of No Significant Impact (FONSI) 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 Philip H. Christensen. The Environmental Assessment has been sent to various federal, state, and local agencies and interested parties. A limited number of copies of the Environmental Assessment 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.)

Edward H. Sautter,

Acting State Conservationist.

[FR Doc. 83–22748 Filed 8–18–83; 8:45 am]

BILLING CODE 3410–16–M

DEPARTMENT OF COMMERCE

International Trade Administration

[A–427–075]

Perchlorethylene from France; Preliminary Results of Administrative Review of Antidumping Finding and Tentative Determination to Revoke

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of preliminary results of administrative review of antidumping finding and tentative determination to revoke.

SUMMARY: The Department of Commerce has conducted an administrative review of the antidumping finding on perchlorethylene from France. The review covers the one known exporter of this merchandise to the United States, Chloe Chimie, and the period May 1, 1982 through May 18, 1983. There were no known shipments of this merchandise to the United States during the period and there are no known unliquidated entries.

As a result of the review, the Department has tentatively determined to revoke the finding. There have been no shipments of this merchandise to the United States for four years. Interested parties are invited to comment on these preliminary results and tentative determination to revoke.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Arthur N. DuBois or Susan Crawford, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, telephone: (202) 377–5253/2209.

SUPPLEMENTARY INFORMATION:

Background

On April 20, 1983, the Department of Commerce ("the Department") published in the **Federal Register** (48 FR 16929) the final results of its last administrative review of the antidumping finding on perchlorethylene from France (44 FR 29045, May 18, 1979) and announced its intent to immediately conduct the next review. As required by section 751 of the Tariff Act of 1930 ("the Tariff Act"), the Department has now completed that review.

Scope of the Review

Imports covered by the review are shipments of perchlorethylene, including technical grade and purified grade perchlorethylene. Perchlorethylene is a clear water-white liquid at ordinary temperature with a sweet odor and is completely capable of being mixed with most organic liquids. It is a chlorinated solvent used mainly for drycleaning of clothing, but is also used in other applications such as vapor degreasing of metals. Such merchandise is currently classifiable under item 429.3400 of the Tariff Schedules of the United States Annotated.

The review covers the one known exporter of French perchlorethylene to the United States, Chloe Chimie, and the period May 1, 1982 through May 18, 1983. There were no known shipments of this merchandise to the United States during the period and there are no known unliquidated entries.

Preliminary Results of Review and Tentative Determination to Revoke

Chloe Chimie requested revocation of the finding. As provided for in § 353.54(e) of the Commerce Regulations, Chloe Chimie has agreed in writing to an immediate suspension of liquidation and reinstatement of the finding (as an order) if circumstances develop which indicate that perchlorethylene manufactured by Chloe Chimie and thereafter imported into the United States is being sold by Chloe Chimie at less than fair value. There have been no shipments of this merchandise to the United States since the date of the finding, a period of four years.

Therefore, we tentatively determine to revoke the finding on perchlorethylene from France. If this revocation is made final it will apply to all unliquidated entries of this merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice.

Interested parties may submit written comments on these preliminary results and tentative determination to revoke within 30 days of the date of publication of this notice and may request disclosure and/or a hearing within 10 days of the date of publication. Any hearing, if requested, will be held 45 days after the date of publication or the first workday thereafter. The Department will publish the final results of the administrative review including the results of its analysis of any such comments or hearing.

This administrative review, tentative determination to revoke, and notice are in accordance with sections 751 (a)(1) and (c) of the Tariff Act (19 U.S.C. 1675 (a)(1), (c)) and §§ 353.53 and 353.54 of the Commerce Regulations (19 CFR 353.53, 353.54).

Alan F. Holmer,

Deputy Assistant Secretary for Import Administration.

August 16, 1983.

[FR Doc. 83-22836 Filed 8-18-83; 8:45 am]

BILLING CODE 3510-25-M

[A-122-050]

Racing Plates (Aluminum Horseshoes) from Canada; Final Results of Administrative Review of Antidumping Finding

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of final results of administrative review of antidumping finding.

SUMMARY: On May 26, 1983, the Department of Commerce published the preliminary results of its administrative review of the antidumping finding on racing plates (aluminum horseshoes) from Canada. The review covered the three known manufacturers and/or exporters of this merchandise to the United States and the period February 1, 1982 through January 31, 1983.

Interested parties were given an opportunity to submit oral or written comments on the preliminary results. We received no comments. Based on our analysis, the final results of review are unchanged from those presented in the preliminary results of review.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Valerie Newkirk or Susan Crawford, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, telephone: (202) 377-1130.

SUPPLEMENTARY INFORMATION:

Background

On May 26, 1983, the Department of Commerce ("the Department") published in the **Federal Register** (48 FR 23684) the preliminary results of its last administrative review of the antidumping finding on racing plates (aluminim horseshoes) from Canada (39 FR 54388, February 27, 1974). The Department has now completed that administrative review.

Scope of the Review

Imports covered by the review are shipments of racing plates (aluminum horseshoes) that are used on race horses, polo, jumping, hunting, and other performing horses, as differentiated from pleasure and work horses, are made of aluminum, may have cleats or caulks, and come in a variety of sizes. racing plates are currently classifiable under item 652.4200 of the Tariff Schedules of the United States Annotated.

The review covers the three known manufacturers and/or exporters of Canadian racing plates to the United States and the period February 1, 1982 through January 31, 1983. There were no known shipments of this merchandise to the United States during the period and there are no known unliquidated entries.

Final Results of the Review

Interested parties were invited to comment on the preliminary results. The Department received no comment on the preliminary results. The Department received no comments or requests for a hearing. Based on our analysis, the final results of our review are the same as those presented in the preliminary results of review, and we determine that the following margins exist for the period February 1, 1982 through January 31, 1983:

Manufacturer/Exporter	Margin (percent)
Canadian Racing Plate Co. Limited	[1] 31.94
Equine Forgings Limited	[1] 6.77
Niagara Forge Inc.	[1] 6.77

[1] No shipments during the period.

As provided for in § 353.48(b) of the Commerce Regulations, a cash deposit of estimated antidumping duties based on the above margins shall be required on all shipments of Canadian racing plates from these firms entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice. For future entries from a new exporter not covered in this or prior administrative reviews, whose first shipment occurred after January 31, 1983, and who is unrelated to any covered firm, a cash deposit of 6.77 percent shall be required. These deposit requirements shall remain in effect until publication of the final results of the next administrative review. The Department intends to begin immediately the next administrative review. The Department encourages interested parties to review the public record and submit applications for protective orders, if desired, as early as possible after the Department's receipt of the information during the next administrative review.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act of 1930 (19 U.S.C.

1675(a)(1)) and § 353.53 of the Commerce Regulations (19 CFR 353.53).

Alan F. Holmer,

Deputy Assistant Secretary for Import Administration.

[FR Doc. 83-22839 Filed 8-18-83; 8:45 am]

BILLING CODE 3510-38-M

[A-475-084]

Spun Acrylic Yarn From Italy; Final Results of Administrative Review of Antidumping Duty Order

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of final results of administrative review of antidumping duty order.

SUMMARY: On February 24, 1983, the Department of Commerce published the preliminary results of its administrative review and tentative determination to revoke in part the antidumping duty order on spun acrylic yarn from Italy. The review covers the eight known manufacturers and/or exporters of this merchandise to the United States and the period April 1, 1981 through March 31, 1982.

We gave interested parties an opportunity to submit written or oral comments on the preliminary results. Based on our analysis of the comments received, we have determined that spun acrylic yarn for weaving, exported by one firm, and acrylic yarn spun on the woolen system, exported by two firms, are not within the scope of the order. We found that one other firm never shipped spun acrylic yarn to the United States. The Department has, therefore, eliminated four of the twelve firms covered in the preliminary results. The results for the remaining eight firms remain unchanged from those presented in the preliminary results.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Arthur N. DuBois or Susan M. Crawford, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, telephone: (202) 377-1130.

SUPPLEMENTARY INFORMATION:

Background

On April 18, 1980, the Department of Commerce ("the Department") published in the **Federal Register** (45 FR 23684) an antidumping duty order with respect to spun acrylic yarn from Italy. On February 24, 1983, the Department published in the **Federal Register** (48 FR 7771) the preliminary results of its administrative review of the order and tentative determination to revoke in part. The Department has now completed that administrative review.

Scope of the Review

Imports covered by the review are shipments of worsted spun acrylic plied yarn for machine knitting, excluding four-ply craft yarn and certain brushed yarns. Such merchandise is currently classifiable under items 310.5015 and 310.5049 of the Tariff Schedules of the United States Annotated.

The review covers the eight known manufacturers and/or exporters of Italian spun acryulic yarn to the United States and the period April 1, 1981 through March 31, 1982. The preliminary results of review covered twelve manufacturers and/or exporters. We have determined that the types of spun acrylic yarn exported during the period of review by three firms, Cotiar S.p.A., Fratelli Morganti S.p.A. and Manifattura Erre-Effe S.p.A., are not within the scope of the order. The Department does not possess information that the firms previously shipped to the United States yarn covered by the order. We also determined that Fantafil S.p.A. never exported spun acrylic yarn to the United States. Therefore, these four firms are no longer covered in this review and will not be included in future section 751 reviews. This is not a revocation of the order with respect to these firms. Should these firms begin exporting spun acrylic yarn covered by the order to the U.S., we shall treat them as new exporters.

Analysis of Comments Received

We invited interested parties to comment on our preliminary results. The petitioner, the American Yarn Spinners Association ("Spinners Association"), an importer, Finetex Yarn Co., and an exporter, Cofiar S.p.A., submitted comments.

Comment 1: The Spinners Association disagrees with our calculation of the cost of materials included in the constructed value calculation for Lanificio DiNervesa Della Battaglia S.p.A./Gaston Investments, Inc. Gaston purchased all of the raw material used in the imports during this review period pursuant to a December 20, 1980 contract with its German supplier. The Spinners Association argues that we were incorrect in computing the cost of materials as the lira equivalent, on the December 20, 1980 date of contract, of the deutsche mark contract price. The Spinners Association argues that, if Gaston made payment at once, we should augment the lira price of the raw material by the opportunity cost to Gaston of paying for the material earlier than when it was needed. If Gaston paid as it needed the material, we should calculate the lira equivalent of the deutshe mark price on each date of payment.

Department's Position: The Department does not impute opportunity costs to the calculation of constructed value. Concerning the petitioner's second alternative, since Gaston's cost of material was fixed on the date of contract, we maintain that we should use the contract date exchange rate of lira for deutsche marks. Gaston received extended payment terms from its raw material supplier; these interest costs incurred by Gaston are included in the material cost calculation. All other costs incurred in purchasing the material early, including warehousing, are included in the amount for general expenses. Therefore, no further adjustments to material costs are necessary.

Comment 2: The Spinners Association argues that fabrication costs for both Lanificio DiNervesa/Gaston and Lanificio DiNervesa/IFI evidently did not include fixed costs. It contends that use of a subcontractor for spinning does not exempt the manufacturer from reporting a "fully allocated cost" for the spinning of the yarn.

Department's Position: Because Gaston and IFI retain title to the raw material, we regard them as the manufacturers and Lanificio DiNervesa as a subcontractor. Lanificio DiNervesa is unrelated to either IFI or Gaston and we have no evidence that the transactions between the parties are not "arms-length". Absent such evidence, we have no basis to impute any costs beyond the price charged by Lanificio DiNervesa for the spinning and dyeing.

Comment 3: The Spinners Association argues that, in the constructed value calculation for Lanificio DiNervesa/IFI, the Department should use the actual profit reported by the firm since it is higher than the statutory eight percent minimum. Further, the Spinners Association claims that we cannot use the eight percent minimum for Lanificio DiNervesa/Gaston on our assumption that its actual profit was below the statutory minimum. Since the other exporters reported profits higher than eight percent, the Spinners Association contends that the Department should impute to Gaston the highest of the reported profit rates.

Department's Position: The profit referred to by the Spinners Association is profit on sales to the United States. In the final determination of sales at less than fair value with respect to strontium nitrate from Italy, (46 FR 25496, May 7, 1981), the Department set out the appropriate progression for the

calculation of profit in constructed value. In that notice, we stated that we will not base profit on sales to the United States. Rather we will base profit on: (1) Profits on home market sales of comparable merchandise by the individual producer; (2) profits on third-country sales by the producer to the extent such information is readily available; or, (3) average profits for the industry on home market sales of comparable merchandise. (See "Final Results of Administrative Review of Antidumping Duty Order" regarding large electric motors from Japan (48 FR 14719, April 5, 1983)).

Neither exporter had sales in the home market or in third countries. Because Gaston and IFI do not sell in Italy and because all the other firms either did not ship or did not respond for the review period, we used the statutory minimum based on verified date from previous reviews and the fair value investigation, which demonstrated that the profit in the industry was below 8 percent.

Comment 4: In calculating U.S. price for Lanificio DiNervesa/Gaston, the Spinners Association asserts that we failed to make deductions for Italian inland freight, finance expenses and credit insurance expenses.

Department's Position: In calculating the preliminary results we deducted Italian freight from all shipments and stated so in the preliminary results; however, we inadvertently omitted that deduction in the sample calculation disclosed to the petitoner. We now agree that we should also make an adjustment for credit insurance expenses and finance expenses. We recalculated the results and found that the margin percent remains at zero.

Comment 5: Cofiar argues that the spun acrylic yarn which it exports to the United States is not within the class or kind of merchandise covered by the scope of the order. The yarn it produces and exports to the U.S. is for weaving velours, plush upholstery and furnishing fabrics, while the yarns which were investigated during the original Treasury, Commerce and International Trade Commission ("the ITC") investigations are for machine knitting, used in the manufacture of sweaters, scarves, etc. Comparing the description of the product given in the ITC determination of material injury (USITC Publication 1046, March 1980) with its product, Cofiar argues that its product is different in component fibers, method of production, category of user, the end use of the fabrics ultimately produced, and in price.

Cofiar argues that the component fibers of its yarn differ in fiber form and denier weight from that used to produce knitting yarn. Further, the fibers are branded (e.g. Orlon) and Cofiar's yarn is sold as branded, while the yarn the ITC investigated was, unbranded. Concerning production, the fibers used by Cofiar are top-dyed or tow-dyed before spinning begins, while machine knitting yarns are typically skein dyed after spinning; the production steps prior to spinning are different. As for use, the ITC report stated that the covered yarn is sold to knitters for use principally in the manufacture of sweaters, headwear, gloves, scarves and certain hosiery. By contrast, Cofiar's yarn is sold only to weavers for use in upholstery and furnishing fabrics. The important properties of the covered yarn, as described in the ITC report, include high-bulk for good insulation and a "wicking" factor which allows for the transportation of moisture. The "wicking" properties are of particular importance when the end-use of the yarn is for garments to be worn by people. Important properties for the Cofiar yarn are the strength of the yarn and its capacity to provide woven cover; Cofiar's product is used only in the manufacture of yarn for the weaving of upholstery and furnishing fabrics. Finally, the ITC report states that the industry under examination is extremely price sensitive. By contrast, Cofiar's yarn is much more expensive than yarn used for machine knitting.

The Spinners Association argues that this merchandise is within the scope of the order. First, it contends that the affected domestic industry is not limited to yarn for machine knitting. Second, spun acrylic yarn can be used either for weaving or for knitting. Third, the emphasis on yarn for machine knitting in the fair value investigation did not result in exclusions of yarn for weaving, as evidenced by the words ". . . primarily for machine knitting," contained in the ITC report. The Spinners Association disagrees with Cofiar's argument that its product is fundamentally different from knitting yarn. The petitioner argues that both weavers and knitters buy yarn with varying degrees of high-bulk qualities; that "wicking" is a characteristic of all acrylic fiber, and that the yarn manufactured by Cofiar has the same basic technical characteristics as the yarn clearly covered by the order. Cofiar's yarn is plied, worsted-spun, produced from virgin acrylic fibers, ranging in worsted count from 2/18 to 2/54. Finally, the Spinners Association contends that the price differential highlighted by Cofiar is due to Cofiar's selling its yarn already dyed, while other types of yarn are priced to customers as undyed yarn with a separate charge for subsequent dyeing.

Department's Position: On matters concerning the scope of a finding or order, our primary bases for determining whether a product is covered are the descriptions of the products contained in the petition, the initial investigation, and the International Trade Commission, Treasury, or Commerce determinations.

When, because of vagueness in the description of the product, we cannot make a determination concerning the scope of the finding or order based upon the documentation mentioned above, we use four additional criteria to make a determination on scope: These criteria are:

(1) The physical characteristics of the merchandise;

(2) The uses for which the merchandise is imported;

(3) The expectations of the ultimate purchaser; and

(4) The channels of trade in which the merchandise moves.

For this merchandise, we found it is unnecessary to go beyond the investigatory records to make our decision. In its May 11, 1979 petition, the Spinners Association described the merchandise subject to the petition as "plied, worsted-spun, acrylic, machine knitting yarn". In their investigations, both Treasury and the ITC solely investigated yarn for machine knitting. The Spinners Association is correct in stating that the ITC described the product as "* * * primarily for machine knitting." However, that description is used only once in the entire report and we find no discussion as to the reasons for the qualifier. In its examination of both the domestic and foreign industries, the ITC focused exclusively on yarn for machine knitting. Therefore, we maintain that the merchandise covered by this order is yarn for machine knitting and we have eliminated the qualifier "primarily" from the merchandise description under *scope of the Review*.

Concerning the petitioner's contention that Cofiar's yarn can be used either for weaving or for machine knitting, available information indicates that such substitution would be technically unfeasible, since the yarn for weaving is fine, low bulk, tightly spun with a hard twist and high abrasion resistance while yarn for machine knitting is fluffy, large and loosely spun. To use Cofiar's yarn for machine knitting, the machines would first have to be reset and, even then, the resultant product would be unacceptable because it would not have the properties expected from the high

bulk yarn used for machine knitted products such as sweaters.

Accordingly, since Cofiar's spun acrylic yarn cannot be realistically substituted for machine knitting yarn, we determine that it is not within the scope of the order.

Comment 6: Finetex contends that the spun acrylic yarn which it imports from Erre-Effe and Morganti, *i.e.*, woolen-spun acrylic yarn, produced from garnetted acrylic fibers (i.e., reprocessed from waste, fabric ends, clippings etc.) is not within the class or kind of merchandise described in the original petition or covered in the fair value and injury investigations, and, therefore, is not within the scope of the order.

The Spinners Association does not object to Finetex's request; however, it requests that the exclusion pertain to yarn that is both spun on a woolen system *and* produced from garnetted fibers. It argues that both elements should be necessary for exclusion because garnetted acrylic fibers can be spun on the worsted system and that woolen-spun yarn from virgin fiber can and does compete with more standard worsted-spun yarn. It maintains that a general exclusion of yarn meeting only one of the two criteria would be so broad that it would jeopardize the domestic industry.

Department's Position: We agree with Finetex's claim that its imported merchandise is not within the scope of the order. However, we disagree with the petitioner's request. We have determined that spun acrylic yarn that is spun on the woolen system is outside the scope of the order, whether it is made of virgin fibers or garnetted fibers. The petition itself is expressly limited to worsted spun yarn. The investigatory records demonstrated that the deletion of the word "worsted" was part of an effort to remove "surplus" words. Further, the petitioner presented no evidence that woolen spun yarn from virgin fibers competes with worsted spun yarn.

Garnetted acrylic yarn spun on a worsted system is within the scope of the order.

The Spinners Association also argues that the margin calculated for Erre-Effe was incorrect. All such questions are moot because we have determined that all of Erre-Effe's shipments during the period are outside the scope of the order. Similarly, Cofiar and Morganti presented additional information, but we did not use it since the merchandise that they exported during the period was not within the scope of the order.

Final Results of the Review

After analysis of the comments received, we have eliminated Cofiar, Erre-Effe, Morganti, and Fantafil from these final results. The final results of review for the eight remaining firms are the same as those presented in our preliminary results, and we determine that the following weighted-average margins exist for the time period April 1, 1981 through March 31, 1982:

Manufacturer exporter	Margin (percent)
Babyfil S.A.S	48.05
Fratelli Razzoli S.p.A	[1] 48.05
Fraver S.p.A	[1] 48.05
Lanificio DiNervesa Della Battaglia S.p.A./ Gaston Investments Inc	
Lanificio DiNervesa Della Battaglia S.p.A./International Fibre Industires Ltd	0.66
Maglificio Variarini	[1] 48.05
Orlandi Filatura S.p.A	[1] 48.05
Viana Manifattura Filati	[1] 48.05

[1] No shipments during the period.

The Department shall determine, and the U.S. Customs Service shall assess, dumping duties on all appropriate entries made with purchase dates during the time period involved. Individual differences between United States price and foreign market value may vary from the percentage stated above. The Department will issue appraisement instructions on each exporter directly to the Customs Service.

Further, as provided for in § 353.48(b) of the Commerce Regulations, a cash deposit of estimated antidumping duties based upon the above margins shall be required on all shipments of Italian spun acrylic yarn from these firms entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice. For any future shipment from a new exporter not covered in this or prior reviews, whose first shipment occurred after March 31, 1982, and who is unrelated to any reviewed firm, a cash deposit of 0.66 percent shall be required. These deposit requirements shall remain in effect until publication of the final results of the next administrative review. The Department intends to conduct the next administrative review immediately after publication of this notice.

We will examine exports by Gaston made during the period April 1, 1982 through February 24, 1983, the date of our tentative determination to revoke with regard to Gaston, in our next administrative review. We will determine whether a revocation with regard to Gaston is appropriate.

The Department encourages interested parties to review the public record and submit applications for protective orders, if desired, as early as possible after the Department's receipt of the information during the next administrative review.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act of 1930 (19 U.S.C. 1675(a)(1)) and § 353.53 of the Commerce Regulations (9 CFR 353.53).

August 15, 1983.

Alan F. Holmer,

Deputy Assistant Secretary for Import Administration.

[FR Doc. 83-22837 Filed 8-18-83; 8:45 am]

BILLING CODE 3510-25-M

[A-588-003]

Stainless Clad Steel Plate From Japan Preliminary Results of Administrative Review of Antidumping Duty Order

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of preliminary results of administrative review of antidumping duty order.

SUMMARY: The Department of Commerce has conducted an administrative review of the antidumping order on stainless clad steel plate from Japan. The review covers the one known exporter of this merchandise to the United States and the period March 22, 1982 through July 31, 1982. The review indicates the existence of dumping margins during the period.

As a result of the review, the Department has preliminarily determined to assess dumping duties equal to the calculated differences between United States price and foreign market value on each sale during the period of review. Interested parties are invited to comment on these preliminary results.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Brian Kelly or David Chapman, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, telephone: (202) 377-2923.

SUPPLEMENTARY INFORMATION:

Background

On August 6, 1982, the Department of Commerce ("the Department") published in the **Federal Register** (47 FR 34178) an antidumping duty order to stainless clad steel plate from Japan and announced its intent to conduct a administrative review by the end of August 1983. As required by section 751 of the Tariff Act of 1930 ("the Tariff

Act"), the Department has now conducted that administrative review.

Scope of the Review

Imports covered by the review are shipments of stainless clad street plate, currently classifiable under item 607.94 of the Tariff Schedules of the United States. The product is a rectangular finished steel mill product consisting of a layer of stainless steel bonded to a substrate of carbon of low alloy steel. Depending on its intended use, stainless clad steel plate can be produced in various combinations of stainless and base materials, and in various other dimensions and qualities as specified by the customer. Stainless clad steel plate has many applications where the corrosive resistance of stainless steel and the higher design strength of carbon or alloy steel are required.

The review covers the one known exporter of Japanese stainless clad steel plate to the United States, Japan Steel Works, Ltd. ("JSW"), and the period March 22, 1982 through July 31, 1982.

United States Price

In calculating United States price the Department used purchase price, as defined in section 772 of the Tariff Act. Purchase price was based on the packed, delivered price to unrelated Japanese trading companies for export to the United States, with deductions for Japanese loading and freight charges. At the on-site verification, we found that data submitted in JSW's response to our questionnaire for loading and freight were incorrect. We used data gathered on-site as the best information available for the amounts allowed for loading and freight. No other adjustments were claimed or allowed.

Foreign Market Value

In calculating foreign market value the Department used home market price, as defined in section 773 of the Tariff Act, since sufficient quantities of such or similar merchandise were sold in the home market to be used as a basis for comparison. Home market price was based on the packed, delivered price with adjustments, where applicable, for differences in credit expenses, differences in direct selling expenses, differences in commissions, and Japanese loading and freight charges. We made further adjustments, where applicable, for two differences in the physical characteristics of the merchandise: The differing thicknessess of plate sold in the U.S. and home markets, and the differing cladding ratios—the proportion of the total plate formed by the stainless layer—of plate sold in the U.S. and home markets.

At the on-site verification, we found that the data submitted in JSW's response to our questionnaire for freight and loading, for differences in credit expenses, and for the cladding ratio adjustments were incorrect. We were unable to verify the claimed lack of differences in direct selling expenses, in packing, and in the per ton cost of production for different thicknesses of plate in the two markets. We used data gathered on-site as the best information available for the amounts allowed for freight and loading, credit expenses, and the cladding ratio adjustments. We accepted the claim that there was no difference in packing between the U.S. and home markets. We used the commission payment from JSW (Japan) to its American subsidiary, JSW (America), as the best evidence of direct selling expenses on sales to the United States, and we accept the zero figure submitted in JSW's response for direct selling expenses on sales in the home market. We used the data of the petitioner, Lukens Steel Company, to develop a cost adjustment for differing thicknesses of plate sold in the home and U.S. markets.

Preliminary Results of the reivew

As a result of our comparison of the United States price to foreign market value, we preliminarily determine that a margin 7.20 percent exist for JSW for the period March 22, 1982 through July 31, 1982.

Interested parties may submit written comments on these preliminary results within 30 days of the publication of this notice and may request disclosure and/or a hearing within 10 days of the date of publication. Any hearing, if requested, will be held 45 days after the date of publication or the first workday thereafter. Any request for an administrative protective order must be made within 5 days after the date of publication. The Department will publish the final results of the administrative review including the results of its analysis of any such comments or hearing.

The Department shall determine, and the U.S. Customs Service shall assess, dumping duties on all appropriate entries with purchase dates during the period involved. Individual differences between United States price and foreign market value may vary from the percentage stated above. The Department will issue appraisement instructions directly to the Customs Service.

Further, as provided for in § 353.48(b) of the Commerce Regulations, a cash deposit of estimated antidumping duties of 7.20 percent shall be required on all shipments of Japanese stainless clad steel plate entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results. This deposit requirement shall remain in effect until publication of the final results of the next administrative review.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act (19 U.S.C. 1675(a)(1)) and § 353.53 of the Commerce Regulations (19 CFR 353.53).

Alan F. Holmer,

Deputy Assistant Secretary for Import Administration.

August 15, 1983.

[FR Doc. 83-22838 Filed 8-18-83; 8:45 am]

BILLING CODE 3510-25-M

National Oceanic and Atmospheric Administration

North Pacific Fishery Management Council's Workgroups; Public Meetings

AGENCY: National Marine Fisheries Service, NOAA.

SUMMARY: The North Pacific Fishery Management Council, established by Section 302 of the Magnuson Fishery Conservation and Management Act (Pub. L. 94-265, as amended), has established several workgroups which will hold public meetings as follows.

Prohibited Species Workgroup—This workgroup will meet at 9 a.m., on August 30, 1983, in the auditorium of the National Marine Fisheries Service's Northwest and Alaska Fisheries Center, 2725 Montlake Boulevard East, Seattle, Washington. The workgroup will review information on incidental catches of prohibited species by foreign and domestic groundfish fisheries in the Gulf of Alaska, and then discuss the goals of any program eventually designed to reduce this incidental catch. The workgroup will also examine alternative approaches to reducing the incidental catch.

Foreign Fishing Fees Workgroup—This workgroup will meet at 9 a.m. on August 31, 1983, in Room 438 of the Northwest and Alaska Fisheries Center, Seattle, to discuss alternative foreign fishing fee schedules and collection systems as proposed by the National Marine Fisheries Service.

Halibut Limited Entry Workgroup—This workgroup will meet at 9 a.m., on September 7-8, 1983, in Anchorage, Alaska, at the Council's Headquarters Office, in the Old Federal Building, 605

W. 4th Avenue. The workgroup will discuss the objectives of any Council management system for halibut, and whether to resubmit a moratorium on new entrants to the fishery. The workgroup may also discuss a schedule of events that may lead to a Council decision on a permanent management system for the halibut fishery.

All workgroup meetings are open to the public and may be shortened or lengthened as necessary.

Further information: North Pacific Fishery Management Council, P.O. Box 103136, Anchorage, Alaska 99510, Telephone: (907) 274–4563.

Dated: August 16, 1983.

Ann D. Terbush,

Acting Chief, Operations Coordination Group, National Marine Fisheries Service.

[FR Doc. 83-22866 Filed 8-18-83; 8:45 am]

BILLING CODE 3510-22-M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Announcing Import Levels for Certain Cotton, Wool, and Man-Made Fiber Textile Products From Thailand, Effective January 1, 1983, Under a New Bilateral Agreement

August 16, 1983.

AGENCY: Committee for the Implementation of Textile Agreements.

ACTION: Establishing import levels for certain cotton, wool, and man-made fiber textile products imported from Thailand, effective on January 1, 1983.

SUMMARY: On July 27 and August 8, 1983, the Governments of the United States and Thailand exchanged notes on a new five-year Bilateral Cotton, Wool, and Man-Made Fiber Textile Agreement beginning on January 1, 1983 and extending through December 31, 1987. The agreement establishes, among other things, levels of restraint for cotton, wool, and man-made fiber textile products in Categories 313, 314, 315, 317, 319, 320, 331, 334/335, 338/339, 340, 341, 347/348, 445/446, 604, 613, 634/635, 638, 641, 645/646, and 647/648 during the agreement year which began on January 1, 1983 and extends through December 31, 1983. In the letter published below the Chairman, Committee for the Implementation of Textile Agreements, directs the Commissioner of Customs to prohibit entry into the United States for consumption or withdrawal from warehouse for consumption of textile products in the foregoing categories, produced or manufactured in Thailand and exported during the twelve-month period which began on January 1, 1983, in excess of the designated levels.

A description of the textile categories in tems of T.S.U.S.A. numbers was published in the **Federal Register** on December 13, 1982 (47 FR 55709), as amended on April 7, 1983 (48 FR 15175) and May 3, 1983 (48 FR 19924).

This letter and the actions taken pursuant to it are not designed to implement all of the provisions of the bilateral agreement, but are designed to assist only in the implementation of certain of its provisions.

EFFECTIVE DATE: August 22, 1983.

FOR FURTHER INFORMATION CONTACT: Gordana Slijepcevic, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, Washington, D.C. 20230 (202/377–4212).

SUPPLEMENTARY INFORMATION: On October 14, 1982 a letter dated October 8, 1982 from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs was published in the **Federal Register** (47 FR 45896), which established levels of restraint for cotton, wool, and man-made fiber textile products in certain designated categories, produced or manufactured in Thailand and exported during the eighteen-month period which began on January 1, 1982 and extended through June 30, 1983, the final agreement period of the bilateral agreement of October 4, 1978, as amended and extended. During negotiations the two governments agreed to begin the new agreement with effect from January 1, 1983; consequently, the levels for the final period of the expired agreement have reverted to twelve-month levels effective before the expired agreement extension:

Category	Amended level of restraint for 1982
314	7,000,000 square yards.
315/320 pt. (only T.S.U.S.A. No. 326.0092).	16,705,600 square yards.
319	5,000,000 square yards.
320 pt. (excluding T.S.U.S.A. No. 326.0092).	6,666,667 square yards.
331	457,281 dozen pairs.
334/335	52,531 dozen.
336	22,075 dozen.
338/339	647,506 dozen.
340	103,069 dozen.
341	108,819 dozen.
347/348	175,136 dozen.
435	1,852 dozen.
445/446	11,715 dozen.
604	487,805 pounds.
613	9,500,000 square yards.
641	162,720 dozen.
645/646	74,180 dozen.
647/648	420,143 dozen.

The following adjustments have been included in the foregoing levels:

Category 331 reflects the addition of 11 percent carryover from 1981; carryover amounting to 63,110 dozen has been added to the level for Category 338/339; carryforward used in 1981 in respective amounts of 1,424 dozen and 8,964 dozen has been deducted from the levels for Categories 334/335 and 347/348; and the Category 445/446 level has been reducted to reflect 872 dozen in carryforward used in 1981 and 1980 overshipments of 2,099 dozen.

To the extent that there are any unfilled balances in the 1982 levels, as adjusted, merchandise exported during 1982 will be charged to those levels. Amounts in excess of the adjusted 1982 levels will be charged to the levels established for the categories during the twelve-month period which began on January 1, 1983.

Walter C. Lenahan,

Chairman, Committee for the Implementation of Textile Agreements.

August 16, 1983.

Committee for the Implementation of Textile Agreements

Commissioner of Customs
Department of the Treasury, Washington, D.C.

Dear Mr. Commissioner: Under the terms of Section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854), and the Arrangement Regarding International Trade in Textiles done at Geneva on December 20, 1973, as extended on December 15, 1977 and December 22, 1981; pursuant to the Bilateral Cotton, Wool, and Man-Made Fiber Textile Agreement of July 27 and August 8, 1983, between the Governments of the United States and Thailand; 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 August 22, 1983 and for the twelve-month period which began on January 1, 1983 and extends through December 31, 1983 entry into the United States for consumption and withdrawal from warehouse for consumption of cotton, wool, and man-made fiber textile products in the following categories, produced or manufactured in Thailand, in excess of the following levels of restrant:

Category	Twelve-Month Level of Restraint[1]
313	11,600,000 square yards.
314	8,500,000 square yards.
315	17,000,000 square yards.
317	5,800,000 square yards.
319	6,000,000 square yards.
320	9,900,000 square yards.
331	438,743 dozen pairs.
334/335	57,462 dozen.
338/339	622,382 dozen.
340	109,788 dozen.
341	115,892 dozen.
347/348	196,067 dozen.
445/446	15,000 dozen.
604	700,000 pounds of which not more than 406,504 pounds shall be in T.S.U.S.A. No. 310.5049.
613	13,750,000 square yards.

Category	Twelve-Month Level of Restraint [1]
634/635	401,265 dozen.
638	130,467 dozen.
641	173,297 dozen.
645/646	79,002 dozen.
647/648	447,452 dozen.

[1] The levels of restraint have not been adjusted to reflect any imports after December 31, 1982.

In carrying out this directive, cotton, wool, and man-made fiber textile products in all of the foregoing categories, except Categories 313, 317, 604 pt. (only T.S.U.S.A. No. 310.5049), 339, and 634/635, produced or manufactured in Thailand and exported to the United States on and after January 1, 1982 and extending through December 31, 1982 shall, to the extent of any unfilled balances, be charged against the levels of restraint established for such goods during that twelve-month period. In the event the levels of restyraint established for that period have been exhausted by previous entries, such goods shall be subject to the levels set forth in this directive. Textile products in Categories 313, 317, 604 (T.S.U.S.A. No. 310.5049), 339, and 634/635 that have been exported before January 1, 1983 shall not be subject to this directive.

Textile products in Categories 313, 317, 604 pt. (only T.S.U.S.A. No. 310.5049), 339, and 634/635 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.

The levels set forth above are subject to adjustment according to the terms of the bilateral agreement of July 27 and August 8, 1983 between the Governments of the United States and Thailand, which provide, in part, that: (1) Under certain specified conditions any non-apparel specific limit or sublimit may be exceeded by not more than 7 percent, provided that the amount of the increase is compensated for by an equal square yard equivalent decrease in another specific limit in the same group; during the first agreement year special swing is available between Categories 313, 314, 315, and 320; (2) specific levels of restraint may be increased for carryover and carryforward up to 11 percent of the applicable category limit; and (3) administrative arrangements or adjustments may be made to resolve problems arising in the implementation of the agreement.

A description of the textile categories in terms of T.S.U.S.A. numbers was published in the Federal Register on December 13, 1982 (47 FR 55709), as amended on April 7, 1983 (48 FR 15175) and May 3, 1983 (48 FR 19924).

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 Thailand and with respect to imports of cotton, wool, and man-made fiber textile products from Thailand 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,

Walter C. Lenahan,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 83-22892 Filed 8-16-83; 8:45 am]

BILLING CODE 3510-25-M

Announcing Import Restraint Levels for Certain Cotton, Wool, and Man-Made Fiber Textile Products Under a New Bilateral Agreement With the People's Republic of China

AGENCY: Committee for the Implementation of Textile Agreements.

ACTION: Establishing import restraint levels for cotton, wool and man-made fiber textile products in Categories 314, 315, 331, 333, 334, 335, 337, 338, 339, 340, 341, 342, 345, 347/348, 350, 351, 363, 443, 445/446, 447, 448 631, 634, 635, 636, 640, 641, 645/646, 647, and 648, produced or manufactured in the People's Republic of China and exported to the United States during the twelve-month period which began on January 1, 1983.

A description of the textile categories in terms of T.S.U.S.A. numbers was published in the **Federal Register** on December 13, 1982 (47 FR 55709), as amended on April 7, 1983 (48 FR 15175) and May 3, 1983 (48 FR 19924).

SUMMARY: On August 19, 1983, the Governments of the United States and the People's Republic of China signed a Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement, beginning on January 1, 1983 and extending for five years through December 31, 1987. The agreement establishes specific levels of restraint for Categories 314, 315, 331, 333, 334, 335, 337, 338, 339, 340, 341, 342, 345, 347/348, 350, 351, 363, 443, 445/446, 447, 448, 631, 634, 635, 636, 640, 641, 645/646, 647 and 648 during the agreement year which began on January 1, 1983 and extends through December 31, 1983. The agreement also provides a consultation mechanism for categories of textile products which are not subject to specific ceilings and for which levels may be established during the year. In the letter published below, the Chairman of the Committee for the Implementation of Textile Agreements directs the Commissioner of Customs, in accordance with the terms of the bilateral agreement, to prohibit entry into the United States for consumption, or withdrawal from warehouse for consumption, of textile products in the designated categories, produced or manufactured in the People's Republic of China and exported during the twelve-month period which began on January 1, 1983 and extends through December 31, 1983, in excess of the indicated levels of restraint. These levels have not been adjusted to account for any goods exported after December 31, 1982 and to the date of effect of this directive. Such charges will be made. Charges against the newly agreed 1983 limit for women's, girls', and infants' man-made fiber trousers in Category 648 are in excess of that limit. Any charges above the newly agreed limit for Category 648, as it may be adjusted, will be deducted from the 1984 limit. Charges against the limits established for Categories 331, 335, 339, 347/348, 445/446, and 645/646 have been increased to account for overshipments from 1982.

To the extent that there are any unfilled balances remaining in the 90-day restraint periods established during 1982 for Categories 337, 640, 641, 648, 333, 345, 443 and 635, merchandise exported during those periods will be charged to the full extent of those balances. Amounts in excess of those balances will be charged to the levels established for the categories during the subsequent twelve-month periods which for administrative purposes are being terminated at December 31, 1982.

The 90-day levels established in 1982 for Categories 351, 363, 634 and 647, 350, and 447 extended beyond December 31, 1982. For administrative purposes the restraint period is being terminated on December 31, 1982.

Merchandise exported in these categories during 1982 will be charged to the 1982 levels. Goods exported in 1983 will be charged to the 1983 levels.

On July 15, 1983 (48 FR 33028), the Chairman of the Committee for the Implementation of Textile Agreements issued a directive to the Commissioner of Customs under the terms of Section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854), limiting imports of cotton and man-made fiber textile products in Categories 337, 640, 641, and 648, produced or manufactured in the People's Republic of China and exported during the twelve-month period which began on July 30, 1983. The letter published below cancels and supersedes that directive.

This letter and the actions taken pursuant to it are not designed to implement all of the provisions of the bilateral agreement, but are designed to assist only in the implementation of certain of its provisions.

EFFECTIVE DATE: August 22, 1983.

FOR FURTHER INFORMATION CONTACT: Diana Bass, International Trade

Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, Washington, D.C. 20230 (202/377–4212).

Walter C. Lenahan,

Chairman, Committee for the Implementation of Textile Agreements.

August 19, 1983.

Committee for the Implementation of Textile Agreements

Commissioner of Customs
Department of the Treasury, Washington, D.C.

Dear Mr. Commissioner: Effective on August 22, 1983, this directive amends, but does not cancel, the directive of January 14, 1983. It also cancels and supersedes, effective on August 22, 1983, the directive issued to you on July 15, 1983.

Under the terms of Section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854), the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of August 19, 1983, between the Governments of the United States and the People's Republic of China; an in accordance with the provisions of Executive Order 11651 of March 3, 1974, as amended by Executive Order 11951 of January 6, 1977, you are directed to prohibit, effective on August 22, 1983 and for the twelve-month period beginning on January 1, 1983 and extending through December 31, 1983, entry into the United States for consumption and withdrawal from warehouse for consumption of cotton, wool and man-made fiber textile products in the following categories in excess of the levels of restraint indicated below:

Category	12-month level of restraint[1]
314	15,000,000 square yards.
315	118,000,000 square yards.
331	3,511,588 dozen pairs.
333	52,000 dozen.
334	200,304 dozen.
335	274,275 dozen.
337	829,400 dozen.
338	767,970 dozen of which not more than 550,000 dozen shall be in T.S.U.S.A. numbers 379.0240 and 379.4050.
339	895,565 dozen.
340	601,586 dozen.
341	456,760 dozen.
342	156,000 dozen.
345	60,000 dozen.
347/348	1,782,477 dozen.
350	89,000 dozen.
351	290,000 dozen.
363	18,000,000 numbers.
443	9,750 dozen.
445/446	255,025 dozen.
447	69,215 dozen.
448	18,500 dozen.
631	615,000 dozen pairs.
634	379,497 dozen.
635	394,711 dozen.
636	295,000 dozen.
640	1,070,000 dozen.
641	885,000 dozen.
645/646	601,000 dozen.
647	750,955 dozen.
648	966,468 dozen.

[1] The levels of restraint have not been adjusted to reflect any entries after December 31, 1982.

In carrying out this directive, entries of cotton and man-made fiber textile products in Categories 314 and 636, produced or manufactured in the People's Republic of China, that have been exported to the United States before January 1, 1983 shall not be subject to this directive.

Cotton and man-made fiber textile products in Categories 314 and 636 that 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.

In carrying out this directive those 90-day and 12-month levels for Categories 337, 640, 641, 648, 333, 345, 443, 635, 351, 363, 634, 647, 350, and 447 that extended beyond December 31, 1982 should be terminated as of December 31, 1982. To the extent that there are any unfilled balances in the 90-day restraint periods established during 1982 for Categories 337, 640, 641, 648, 333, 345, 443, and 635, merchandise exported during those periods should be charged to the full extent of those balances. Amounts in excess of those balances should be charged to the levels established for 1982. Any amounts in excess of the 1982 levels should be charged to the levels established for 1983. In the case of Categories 351, 363, 634, 647, 350, and 447 merchandise exported in 1982 should be charged to the levels established for those categories in 1982. Merchandise exported in 1983 should be charged to the levels set forth in this letter.

Cotton textile products in Category 315, exported during the period which began on January 19, 1982 and extended through December 31, 1982, shall, to the extent of any unfilled balance, be charged to the level of restraint established for the category during that period. In the event the levels for the foregoing periods have been exhausted by previous entries, such goods shall be subject to the levels set forth in this directive for the twelve-month period which began on January 1, 1983.

In carrying out this directive, entries of cotton, wool and man-made fiber textile products in Categories 331, 334, 335, 338, 339, 341, 347/348, 445/446, and 645/646 which have been exported on and after January 1, 1982 and extending through December 31, 1982, shall, to the extent of any unfilled balances, be charged against the levels of restraint established for such goods during that twelve-month period. In the event those levels of restraint have been exhausted by previous entries, such goods shall be subject to the limits set forth in this letter.

The limits set forth above are subject to adjustment in the future according to the provisions of the bilateral agreement of August 19, 1983 between the Governments of the United States and the People's Republic of China, which provide, in part, that: (1) with the exception of Category 315, any specific limit may be exceeded by not more than 5 percent of its square yard equivalent total, provided that the amount of the increase is compensated for by an equivalent square yard equivalent decrease in one or more other specific limits in that agreement year; (2) specific limits may be increased for carryover and carryforward up to 10 percent of the applicable category limit in any agreement year according to the terms specified in the agreement; and (3) administrative arrangements or adjustments may be made to resolve minor problems arising in the implementation of the agreement. Any appropriate adjustments under these provisions of the bilateral agreements will be made to you by letter.

A description of the textile categories in terms of T.S.U.S.A. numbers was published in the **Federal Register** on December 13, 1982 (47 FR 55709), as amended on April 7, 1983 (48 FR 15175) and May 3, 1983 (48 FR 19924)).

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 People's Republic of China and with respect to imports of cotton, wool and man-made fiber textile products from China 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,

Walter C. Lenahan,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 83-23207 Filed 8-18-83; 12:30 pm]

BILLING CODE 3510-25-M

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

Procurement List 1983; Additions

AGENCY: Committee for Purchase from the Blind and Other Severely Handicapped.

ACTION: Additions to Procurement List.

SUMMARY: This action adds to Procurement List 1983 services to be provided by workshops for the blind and other severely handicapped.

EFFECTIVE DATE: August 19, 1983.

ADDRESS: Committee for Purchase from the Blind and Other Severely Handicapped, Crystal Square 5, Suite 1107, 1755 Jefferson Davis Highway, Arlington, Virginia 22202

FOR FURTHER INFORMATION CONTACT: C. W. Fletcher, (703) 557–1145

SUPPLEMENTARY INFORMATION:

On October 29, 1982, December 10, 1982, May 27, 1983, June 10, 1983, (June 14, 1983 correction), and (June 22, 1983 correction), the Committee for Purchase from the Blind and Other Severely Handicapped published notices (47 FR 49066, 47 FR 55512, 48 FR 23880, 48 FR 26866, 48 FR 27288, and 48 FR 28530) of proposed additions to Procurement List 1983, November 18, 1982 (47 FR 52101):

After consideration of the relevant matter presented, the Committee has

determined that the services listed below are suitable for procurement by the Federal Government under 41 U.S.C. 46–48c, 85 Stat. 77.

I certify that the following actions will not have a significant impact on a substantial number of small entities. The major factors considered were:

a. The actions will not result in any additional reporting, recordkeeping or other compliance requirements.

b. The actions will not have a serious economic impact on any contractors for the services listed.

c. The actions will result in authorizing small entities to provide services procured by the Government.

Accordingly, the following services are hereby added to Procurement List 1983:

SIC 7349

Janitorial Service, Pioneer Courthouse, 520 SW Morrison, Portland, Oregon.
Janitorial Service, Federal Archives and Records Center, 6125 Sandpoint Way Seattle, Washington.

SIC 7369

Commissary Shelf Stocking, Naval Submarine Base, Bangor, Washington.

SIC 7399

Assembly, Living Kit, Basic and supplemental.

C. W. Fletcher,

Executive Director.

[FR Doc. 83-22858 Filed 8-18-83; 8:45 am]

BILLING CODE 6820-33-M

Procurement List 1983; Proposed Additions and Deletions

AGENCY: Committee for Purchase from the Blind and Other Severely Handicapped.

ACTION: Proposed Additions to and Deletions from Procurement List.

SUMMARY: The Committee has received proposals to add to and delete from Procurement List 1983 commodities and services provided by workshops for the blind and Other severely handicapped.

COMMENTS MUST BE RECEIVED ON OR BEFORE: September 21, 1983.

ADDRESS: Committee for Purchase from the Blind and other Severely Handicapped, Crystal Square 5, Suite 1107, 1755 Jefferson Davis Highway, Arlington, Virginia 22202.

FOR FURTHER INFORMATION CONTACT: C. W. Fletcher, (703) 557–1145.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to 41 U.S.C. 47(a)(2), 85 Stat. 77. Its purpose is to provide interested persons an opportunity to submit comments on the possible impact of the proposed actions.

Additions

If the Committee approves the proposed additions, all entities of the Federal Government will be required to procure the commodities and services listed below from workshops for the blind or other severely handicapped.

It is proposed to add the following commodities and services to Procurement List 1983, November 18, 1982 (47 FR 52101):

Class 3990

Pallet, Material Handling, Corrugated, Fiberboard
3990–00–L77–0044

(Requirements for Navy Ships Parts Control Center, Mechanicsburg, Pennsylvania only.)

Class 4130

Filter Element, Air Conditioning
4130–00–064–5802
4130–00–106–9766
4130–00–187–6080
4130–00–274–9862
4130–00–408–2986
4130–00–498–5455
4130–00–625–8896
4130–00–701–1947
4130–00–965–1185
4130–00–020–3325

Class 4930

Cable Assembly, Nozzle Grounding
4930–01–009–5440

Class 7930

Cloth, Wiping, Lint Free
7930–LL–C00–3782 (with lanyard)
7930–LL–C00–2768 (without lanyard)

(Requirements for Mare Island Naval Shipyard, California only.)

SIC 7349

Janitorial Services, Main Building, Bureau of Engraving and Printing, 14th and C Streets, S.W., Washington, D.C.
Janitorial/Custodial, Fairchild Air Force Base, Washington.

(Excluding USAF Hospital and Air National Guard.)

Deletions

It is proposed to delete the following commodities and service from Procurement List 1983, November 18, 1982 (47 FR 52101):

Class 7220

Mat, Floor
7220–01–023–9487
7220–01–023–9489
7220–01–024–5997
7220–01–023–9496
7220–01–023–9490
7220–01–023–9491
7220–01–023–9493
7220–01–023–9494
7220–01–023–9495

SIC 0782

Grounds Maintenance
Mare Island Housing Areas:
Coral Sea Village, Bldg. 301D–4
Farragut South, Bldg. 302D–3
Farragut Central, Bldg. 303E–3
Farragut North
Mare Island Naval Shipyard, Vallejo, California

C. W. Fletcher,

Executive Director.

[FR Doc. 83-22857 Filed 8-18-83; 8:45 am]

BILLING CODE 6820-33-M

DEPARTMENT OF DEFENSE

Office of the Secretary

Privacy Act of 1974; New System of Records

AGENCY: Defense Audiovisual Agency (DAVA), DOD.

ACTION: Establishment of a new system of records.

SUMMARY: The Defense Audiovisual Agency (DAVA) proposes to establish a system of records that will be subject to the Privacy Act of 1974. The system notice for the system is set forth below.

DATES: This system will become effective September 19, 1983.

ADDRESSES: Address any comments to the System Manager identified in the system notice.

FOR FURTHER INFORMATION CONTACT: Mr. Randy Gulley, Administrative Services Division (HQ DAVA–RAP), Directorate for Administration, HQ Defense Audiovisual Agency, Norton AFB, CA 92409. Telephone: 714/382–2096.

SUPPLEMENTARY INFORMATION: The Defense Audiovisual Agency (DAVA) system notices for systems of records subject to the Privacy Act of 1974, as amended, Title 5 United States Code, Section 552a have been published in the **Federal Register** at: 48 FR 36507, August 11, 1983.

A new system report as required by 5 U.S.C. 552a(o) was submitted on June 7, 1982.

August 16, 1983.

M. S. Healy,

OSD Federal Register Liaison Officer, Department of Defense.

DAVA P102-03

SYSTEM NAME:

DAVA Office Personnel Locator Files.

SYSTEM LOCATION:

Segments are maintained by offices at Headquarters, Defense Audiovisual Agency (DAVA), and its activities. Official mailing addresses are: Defense Audiovisual Agency—Norton Activity, Norton AFB, CA 92409; Defense Audiovisual Agency—Tobyhanna Activity, Tobyhanna, PA 18466; and Defense Audiovisual Agency—Washington Activity, Bldg. 219, Washington Navy Yard, Washington, D.C. 20374.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Military personnel and civilian employees and in some instances their dependents.

CATEGORIES OF RECORDS IN THE SYSTEM:

Records include cards, sheets of individual paper files, lists and compilations of individual's name, social security number, home address, home telephone number, and related information. Rosters of office personnel, and office directories are included in this system.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Pursuant to the authority vested in the Secretary of Defense under the provisions of Title 10, U.S.C., he has issued DoD Directive 5040.1, June 12, 1979, creating the Defense Audiovisual Agency (DAVA) as a separate agency of the Department of Defense under his direction. This directive charges the Director, DAVA, with the responsibility of maintaining all necessary and appropriate records.

PURPOSE(S):

This system will permit managers and supervisors to maintain a roster of their office personnel to ensure that they or their families can be contacted if requred.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

See blanket routine uses.

POLICIES AND PRACTICE FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Paper records in file folders, card files and/or Kardex book.

RETRIEVABILITY:

Filed alphabetically by last name of employee.

SAFEGUARDS:

Records are filed in secure file containers, locked desks, or rooms, accessible only to authorized personnel.

RETENTION AND DISPOSAL:

Temporary records. Destroy on separation or transfer of the individual.

SYSTEM MANAGER(S) AND ADDRESS:

Defense Audiovisual Agency, ATTN: Civilian Personnel Division, HQ DAV-POC, Building 248, Room 1206A, Norton AFB, CA 92409. Telephone: (714) 382-5896.

NOTIFICATION PROCEDURE:

Information may be obtained from Director, Activity Chief or supervisor of organization to which the individual is assigned, or at which he/she is employed.

RECORD ACCESS PROCEDURES:

Requests should be addressed to appropriate Activity Chief or supervisor. Written request should include full name of individual and social security number. For personal visits, individual must provide acceptable identification; e.g., driver's license, military or civilian identification card. No identification is required if the individual has previously given consent for release to the general public.

CONTESTING RECORD PROCEDURES:

The Agency's rules for contesting contents and appealing initial determination may be obtained from the System Manager.

RECORD SOURCE CATEGORIES:

Information received from employee and other personnel records.

SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:

None.

[FR Doc. 83-22829 Filed 8-18-83; 8:45 am]

BILLING CODE 3810-01-M

Assistant Inspector General for Auditing

Membership of the OAIG(A) Performance Review Board

AGENCY: Assistant Inspector General for Auditing.

ACTION: Notice of membership of the OAIG(A) Performance Review Board.

SUMMARY: This notice announces the appointment of the members of the Performance Review Board (PRB) of the OAIG(A). The publication of PRB membership is required by 5 U.S.C. 4314 (c)(4).

The Performance Review Board provides fair and impartial review of Senior Executive Service performance appraisals and makes recommendations regarding performance and performance awards to the Assistant Inspector General for Auditing.

EFFECTIVE DATE: August 19, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. Robert Coffey, Staff Manager, OAIG(A), 1300 Wilson Boulevard, Arlington, VA. 22209. (202) 694-8333.

SUPPLEMENTARY INFORMATION: In accordance with 5 U.S.C. 4314(C)(4), the following are names and titles of the executives who have been appointed to serve as members of the Performance Review Board. They will serve a one-year renewable term, effective upon publication of this notice.

Mary Jane Calais, Office of the Assistant Inspector General for Management

Albert V. Conte, Office of the Assistant Secretary of Defense (Comptroller)

Charles L. Cipolla, Office of the Assistant Inspector General for Contract Audit Policy.

R. Coffey,

Staff Manager.

[FR Doc. 83-22863 Filed 8-18-83; 8:45 am]

BILLING CODE 3620-01-M

DEPARTMENT OF ENERGY

Energy Information Administration

Publication of Alternative Fuel Price Ceilings and Incremental Price Threshold for High Cost Natural Gas

The Natural Gas Policy Act of 1978 (NGPA) (Pub. L. 95-621) signed into law on November 9, 1978, mandated a new framework for the regulation of most facets of the natural gas industry. In general, under Title II of the NGPA, interstate natural gas pipeline companies are required to pass through certain portions of their acquisition cost

for natural gas to industrial users in the form of a surcharge. The statute requires that the ultimate costs of gas to the industrial facility should not exceed the cost of the fuel oil which the facility could use as an alternative.

Pursuant to Title II of the NGPA, Section 204(e), the Energy Information Administration (EIA) herewith publishes for the Federal Energy Regulatory Commission (FERC) computed natural gas ceiling prices and the high cost gas incremental pricing threshold which are to be effective September 1, 1983. These prices are based on the prices of alternative fuels.

FOR FURTHER INFORMATION CONTACT: Leroy Brown, Jr., Energy Information Administration, 1000 Independence Avenue, SW., Room BE–034, Washington, D.C. 20585, Telephone: (202) 252–6077.

Section I

As required by FERC Order No. 50, computed prices are shown for the 48 contiguous States. The District of Columbia's ceiling is included with the ceiling for the State of Maryland. FERC, by an Interim Rule issued on March 2, 1981, in Docket No. RM79–21, revised the methodology for calculating the monthly alternative fuel price ceilings for State regions. Under the revised methodology, the applicable alternative fuel price ceiling published for each of the contiguous States shall be the lower of the alternative fuel price ceiling for the State or the alternative fuelprice ceiling for the multistate region in which the State is located.

The price ceiling is expressed in dollars per million British Thermal Units (BTU's). The method used to determine the price ceilings is described in Section III.

State	Dollars per million BTU's
Alabama	3.92
Arizona[1]	3.80
Arkansas[1]	3.58
California	3.78
Colorado[1]	3.75
Connecticut[1]	4.10
Delaware[1]	4.19
Florida[1]	4.01
Georgia[1]	4.10
Idaho[2]	3.75
Illinois[1]	3.91
Indiana[1]	3.91
Iowa[1]	4.17
Kansas[1]	4.17
Kentucky[1]	3.91
Louisiana[1]	3.58
Maine[1]	4.10
Maryland[1]	4.19
Massachusetts	3.99
Michigan[1]	3.91
Minnesota	4.16
Mississippi	4.06
Missouri	4.10
Montana[2]	3.75
Nebraska[1]	4.17
Nevada[1]	3.80
New Hampshire[1]	4.10
New Jersey	4.14
New Mexico	3.26
New York	4.19
North Carolina[1]	4.10
North Dakota[1]	4.17
Ohio	3.72
Oklahoma[1]	3.58
Oregon[1]	3.80
Pennsylvania	4.19
Rhode Island[1]	4.10
South Carolina[1]	4.10
South Dakota[1]	4.17
Tennessee[1]	4.10
Texas	3.48
Utah[2]	3.75
Vermont[1]	4.10
Virginia[1]	4.10
Washington[1]	3.80
West Virginia[1]	3.91
Wisconsin[1]	3.91
Wyoming[2]	3.75

[1] Region based price as required by FERC Interim Rule, issued on March 2, 1981, in Docket No. RM 79–21.
[2] Region based price computed as the weighted average price of Regions E, F, G, and H.

Section II. Incremental Pricing Threshold for High Cost Natural Gas

The EIA has determined that the volume-weighted average price for No. 2 distillate fuel oil landed in the greater New York City Metropolitan area during June 1983 was $33.18 per barrel. In order to establish the incremental pricing threshold for high cost natural gas, as identified in the NGPA, Title II, Section 203(a)(7), this price was multiplied by 1.3 and converted to its equivalent in millions of BTU's by dividing by 5.8. Therefore, the incremental pricing threshold for high cost natural gas, effective September 1, 1983, is $7.44 per million BTU's.

Section III. Method Used to Compute Price Ceilings

The FERC, by Order No. 50, issued on September 29, 1979, in Docket No. RM79–21, established the basis for determining the price ceiling required by the NGPA. FERC also, by Order No. 167, issued in Docket No. RM81–27 on July 24, 1981, made permanent the rule that established that only the price paid for No. 6 high sulfur content residual fuel oil would be used to determine the price ceilings. In addition, the FERC, by Order No. 181, issued on October 6, 1981, in Docket No. RM81–28, established that price ceilings should be published for only the 48 contiguous States on a permanent basis.

A. Data Collected

The following data were required from all companies identified by the EIA as sellers of No. 6 high sulfur content (greater than 1 percent sulfur content by weight) residual fuel oil: for each selling price, the number of gallons sold to large industrial users in the months of April 1983, May 1983, and June 1983.[1] All reports of volume sold and price were identified by the State into which the oil was sold.

B. Method Used to Detemine Alternative Price Ceilings

(1) *Calculation of Volume-Weighted Average Price*

The prices which will become effective September 1, 1983, (shown in Section I) are based on the reported price of No. 6 high sulfur content residual fuel oil, for each of the 48 contiguous States, for each of the 3 months, April 1983, May 1983, and June 1983. Reported prices for sales in April 1983 were adjusted by the percent change in the nationwide volume-weighted average price from April 1983 to June 1983. Prices for May 1983 were similarly adjusted by the percent change in the nationwide volume-weighted average price from May 1983 to June 1983. The volume-weighted 3-month average of the adjusted April 1983 and May 1983, and the reported June 1983 prices were than computed for each State.

(2) *Adjustment for Price Variation*

States were grouped into the regions identified by the FERC (see Section III.C.). Using the adjusted prices and associated volumes reported in a region during the 3-month period, the volume-weighted standard deviation of prices was calculated for each region. The volume-weighted 3-month average price (as calculated in Section III.B.(1) above) for each State was adjusted downward by two times this standard deviation for the region to form the adjusted weighted average price for the State.

(3) *Calculation of Ceiling Price*

The lowest selling price within the State was determined for each month of the 3-month period (after adjusting up or down by the percent change in oil prices at the national level as discussed in Section III.B(1) above). The products of the adjusted low price for each month times the State's total reported sales volume for each month were summed over the 3-month period for each State and divided by the State's total sales volume during the 3 months to determine the State's average low price. The adjusted weighted average price (as

[1] Large Industrial User—A person/firm which purchases No. 6 fuel oil in quantities of 4,000 gallons or greater for consumption in a business, including the space heating of the business premises. Electric utilities, governmental bodies (Federal, State, or Local), and the military are excluded.

calculted in Section III.B(2)) was compared to this average low price, and the higher of the values was selectd as the base for determining the alternative fuel price ceiling for each State. For those States which has no reported sales during one or more months of the 3-month period, the appropriate regional volume-weighted alternative fuel price was computed and used in combination with the available State data to calculate the State alternative fuel price ceiling base. The State's alternative fuel price ceiling base was compared to the alternative fuel price ceiling base for the multistate region in which the State is located and the lower of these two prices was selected as the final alternative fuel price ceiling base for the State. The appropriate lag adjustment factor (as discussed in Section III.B.4) was then applied to the alternative fuel price ceiling base. The alternative fuel price (expressed in dollars per gallon) was multiplied by 42 and divided by 6.3 to estimated the alternative fuel price ceiling for the State (expressed in dollars per million BTU's).

There were insufficient sales reported in Region G for the months of April, May, and June 1983. The alternative fuel price ceilings for the States in Regions G were determined by calculating the volume weighted average price ceilings for Region E, Region F, Region G, and Region H.

(4) *Lag Adjustment*

The EIA implemented a procedure to partially compensate for the two-month lag between the end of the month for which data are collected and the beginning of the month for which ceiling prices become effective. It was determined that *Platt's Oilgram Price Report* publication provides timely information relative to the subject. The prices found in *Platt's Oilgram Price Report* Publication are given for each trading day in the form of high and low prices for No. 6 residual oil in 21 cities throughout the United States. The low posted prices for No. 6 residual oil in these cities were used to calculate a national and a regional lag adjustment factor. The national lag adjustment factor was obtained by calculating a weighted average price for No. 6 high sulfur residual fuel oil for the ten trading days ending August 12, 1983, and dividing that price by the corresponding weighted average price computed from prices published by Platt's for the month of June 1983. A regional lag adjustment factor was similarly calculated for four regions. These are: one for FERC Regions A and B combined; one for FERC Region C; one for FERC Regions D, E, and G combined; and one for RERC Regions F and H combined. The lower of the national or regional lag factor was then applied to the alternative fuel price ceiling for each State in a given region as calculated in Section III.B.(3).

Listing of States by Region

States were grouped by the FERC to form eight distinct regions as follows:

Region A	*Region B*
Connecticut	Delaware
Maine	Maryland
Massachusetts	New Jersey
New Hamphire	New York
Rhode Island	Pennsylvania
Vermont	
Region C	*Region D*
Alabama	Illinois
Florida	Indiana
Georgia	Kentucky
Mississippi	Michigan
North Carolina	Ohio
South Carolina	West Virginia
Tennessee	Wisconsin
Virginia	
Region E	*Region F*
Iowa	Arkansas
Kansas	Louisiana
Missouri	New Mexico
Minnesota	Oklahoma
Nebraska	Texas
North Dakota	
South Dakota	
Region G	*Region H*
Colorado	Arizona
Idaho	California
Montana	Nevada
Utah	Oregon
Wyoming	Washington

Issued in Washington, D.C., August 17, 1983.

Albert H. Linden, Jr.,

Deputy Administrator Energy Information Administration.

[FR Doc. 83-23037 Filed 8-18-83; 10:34 am]

BILLING CODE 6450-01-M

Economic Regulatory Administration

CertainTeed Corp.; Application for Amendment to Existing Certification of Eligible Use of Natural Gas to Displace Fuel Oil

[ERA Docket No. 83-CERT-179, as Amended]

On July 5, 1983, CertainTeed Corp., Valley Forge, Pa., was granted a certificate of an eligible use of natural gas to displace fuel oil by the Administrator of the Economic Regulatory Administration (ERA) (Docket No. 83-CERT-179). The certification was for the eligible use of 520,200 Mcf per year of natural gas purchased from Castle Gas Co., Inc., Exxon U.S.A., J and J Enterprises, Inc., Felmont Oil Co., and Union Drilling Co., Inc., for use by CertainTeed Corp. at its two facilities located in Milan, Ohio, and York, Pa. The volume of natural gas was estimated to displace the use of approximately 82,700 barrels of No. 6 fuel oil (2.0-2.3 percent sulfur) per year at the above facilities. The transporters were Columbia Gas Transmission Corp., Columbia Gas of Ohio, and Columbia Gas of Pennsylvania. That certificate will expire July 4, 1984.

On July 14, 1983, CertainTeed Corp. filed an application for amendment to the existing certification of an eligible use to add POI Energy, Inc., Cleveland, Ohio, Morgan-Pennington, Inc., Wooster, Ohio, John C. Mason, Millersburg, Ohio, and Fox Oil and Gas, Inc., McMurray, Pa., as eligible sellers, and to delete Castle Gas Co., Inc., J & J Enterprises, Inc., Felmont Oil Co., and Union Drilling Co., Inc., as eligible sellers, pursuant to 10 CFR Part 595 (44 FR 47920, August 16, 1979). All other aspects of the July 5, 1983, certification remain unchanged. The application for amendment is on file and available for public inspection at the ERA Fuels Conversion Division Docket Room, RG-42, Room GA-093, Forrestal Building, 1000 Independence Avenue SW., Washington, D.C. 20585, from 8:00 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

To provide the public with as much opportunity to participate in this proceeding as is practicable under the circumstances, we are inviting any person wishing to comment concerning this application for amendment to submit comments in writing to the Economic Regulatory Administration, Office of Fuels Programs, Fuels Conversion Division, RG-42, Room GA-093, Forrestal Building, 1000 Independence Avenue SW., Washington, D.C. 20585, Attention: Richard A. Ransom, within ten (10)

calendar days of the date of publication of this notice in the **Federal Register.**

An opportunity to make an oral presentation of data, views, and arguments either against or in support of this application for amendment may be requested by any interested person in writing within the ten (10) day comment period. The request should state the person's interest and, if appropriate, why the person is a proper representative of a group or class of persons that has such an interest. The request should include a summary of the proposed oral presentation and a statement as to why an oral presentation is necessary.

If ERA determines that an oral presentation is necessary, further notice will be given to the application and any person filing comments and will be published in the **Federal Register.** Issued in Washington, D.C., on August 5, 1983.

Robert L. Davies,

Deputy Director, Office of Fuels Programs, Economic Regulatory Administration.

[FR Doc. 83-22781 Filed 8-18-83; 8:45 am]

BILLING CODE 6450-01-M

[ERA Docket Nos. 83-CERT-296 and 83-CERT-297]

Deep River Dyeing Co., Inc. and Pfizer Chemicals Div.; Applications for Certification of Eligible Use of Natural Gas To Displace Fuel Oil

The Economic Regulatory Administration (ERA) of the Department of Energy has received the following applications for certification of an eligible use of natural gas to displace fuel oil pursuant to 10 CFR Part 595 (44 FR 47920, August 16, 1979). End-users who have the capability to use natural gas in place of fuel oil at any of their facilities can arrange for direct purchases and transportation of the gas to those facilities under the Federal Energy Regulatory Commission's (FERC) fuel oil displacement program. The ERA certification is required by the FERC as a precondition to interstate transportation of fuel oil displacement gas in accordance with the procedures in 18 CFR Part 284, Subpart F.

Pertinent information regarding these applications is listed below, while more detailed information is contained in each application on file and available for inspection at the ERA Fuels Conversion Division Docket Room, RG-42, Room GA-093, Forrestal Building, 1000 Independence Avenue, SW., Washington, D.C. 20585, from 8:00 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

1. 83-CERT-296.

Applicant: Deep River Dyeing Co., Inc.

Date Filed: August 5, 1983.

Facility Location: Randleman, N.C.

Gas Volume: 76,500 Mcf per year.

Oil Displacement: 512,550 gallons of No. 6 fuel oil (2.1% sulfur).

Eligible Seller: Oklahoma Natural Gas Co., Tulsa, Okla.

Transporters: Transcontinental Gas Pipeline Corp., Houston, Tex.; Northern Natural Gas Co., Omaha, neb.; Piedmont Natural Gas Co., Inc., Charlotte, N.C.

2. 83-CERT-297.

Applicant: Pfizer Chemicals Div.

Date Filed: August 8, 1983.

Facility Location: Greensboro, N.C.

Gas Volume: 233.552 Mcf per year.

Oil Displacement: 1,560,000 gallons of No. 6 fuel oil (1.5% sulfur).

Seller: Oklahoma Natural Gas Co., Tulsa, Okla.

Transporters: Transcontinental Gas Pipeline Corp., Houston, Tex.; Northern Natural Gas Co., Omaha, Neb.; Piedmont Natural Gas Co., Inc., Charlotte, N.C.

To provide the public with as much opportunity to participate in this proceeding as is practicable under the circumstances, we are inviting any person wishing to comment concerning any of these applications to submit comments in writing to the Economic Regulatory Administration, Office of Fuels Programs, Fuels Conversion Division, RG-42, Room GA-093, Forrestal Building, 1000 Independence Avenue, SW., Washington, D.C. 20585, Attention: Richard A. Ransom, within ten calendar days of the date of publication of this notice in the **Federal Register.** The docket number of the case should be printed in the outside of the envelope.

An opportunity to make an oral presentation of data, views, and arguments either against or in support of any of the above applications may be requested by any interested person in writing within the ten-day comment period. The request should state the person's interest and, if appropriate, why the person is a proper representative of a group or class of persons that has such an interest. The request should include a summary of the proposed oral presentation and a statement as to why an oral presentation is necessary.

If ERA determines that an oral presentation is necessay in a particular case, further notice will be given to the applicant and any person filing comments in that case and will be published in the **Federal Register.**

Issued in Washington, D.C., on August 15, 1983.

James W. Workman,

Director, Office of Fuels Programs, Economic Regulatory Administration.

[FR Doc. 83-22854 Filed 8-18-83; 8:45 am]

BILLING CODE 6450-01-M

[ERA Docket No. 83-CERT-283, et al.]

Ohio Steel Tube Co., et al.; Applications for Certification of Eligible Use of Natural Gas to Displace Fuel Oil

The Economic Regulatory Administration (ERA) of the Department of Energy has received the following applications for certification of an eligible use of natural gas to displace fuel oil pursuant to 10 CFR Part 595 (44 FR 47920, August 16, 1979). End-users who have the capability to use natural gas in place of fuel oil at any of their facilities can arrange for direct purchases and transportation of the gas to those facilities under the Federal Energy Regulatory Commission's (FERC) fuel oil displacement program. The ERA certification is required by the FERC as a precondition to interstate transportation of fuel oil displacement gas in accordance with the procedures in 18 CFR Part 284, Subpart F.

Pertinent information regarding these applications is listed below, while more detailed information is contained in each application on file and available for inspection at the ERA Fuels Conversion Division Docket Room, RG-42, Room GA-093, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, from 8:00 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

1. 83-CERT-283.

Applicant: Ohio Steel Tube Co., Shelby, Ohio.

Date Filed: July 28, 1983.

Facility Location: Shelby, Ohio.

Gas Volume: 757,900 Mcf per year.

Oil Displacement: 5,737,300 gallons of No. 2 fuel oil (.15% sulfur).

Eligible Sellers: Ohio Gas Marketing, Newark, Ohio; Atlas Energy Group, Inc., Coraopolis, Pa.; Vescorp Industries, Inc., Columbus, Ohio.

Transporters: Columbia Gas of Ohio, Inc., Columbus, Ohio; Columbia Gas Transmission Corp., Charleston, W. Va.; East Ohio Gas Co., Cleveland, Ohio.

2. 83-CERT-284.

Applicant: Troy Laundry & Dry Cleaning Co., Inc., Carlisle, Pa.

Date Filed: July 29, 1983.

Facility Location: Carlisle, Pa.

Gas Volume: 20,555 Mcf per year.

Oil Displacement: 142,850 gallons of No. 5 fuel oil (2.0% sulfur).

Eligible Seller: Victory Development Co., Pittsburgh, Pa.

Transporters: Columbia Gas Transmission Corp., Charleston, W. Va.; UGI Corp. (Gas Utility Div.), Reading, Pa.

3. 83–CERT–285.

Applicant: Central Power & Light Co., Corpus Christi, Tex.

Date Filed: August 1, 1983.

Facility Location: Barney M. Davis Power Plant, Corpus Christi, Tex.

Gas Volume: 2,000,000 Mcf per year.

Oil Displacement: 14,000,000 gallons of No. 6 fuel oil (.7% sulfur).

Eligible Seller: Enjet, Inc., Houston, Tex.

Transporters: Transcontinental Gas Pipe Line Corp., Houston, Tex.; Natural Gas Pipe Line Co. of America, Houston, Tex.; Michigan-Wisconsin Pipe Line Co., Houston, Tex.; Texas Eastern Transmission Corp., Houston, Tex.; Tennessee Gas Transmission, Inc., Houston, Tex.; Valero Transmission Co., San Antonio, Tex.; Houston Pipe Line Co., Houston, Tex.

4. 83–CERT–286.

Applicant: Carlisle Hospital, Carlisle, Pa.

Date Filed: August 1, 1983.

Facility Location: Carlisle, Pa.

Gas Volume: 127,750 Mcf per year.

Oil Displacement: 909,580 gallons of No. 4 fuel oil (1.0% sulfur).

Eligible Seller: Fox Oil & Gas, Inc., McMurray, Pa.

Transporters: Columbia Gas Transmission Corp., Charleston, W. Va.; UGI Corp. (Gas Utility Div.), Reading, Pa.

5. 83–CERT–287.

Applicant: Quin-T Corp., Erie, Pa.

Date Filed: August 1, 1983.

Facility Location: Erie, Pa.

Gas Volume: 72,000 Mcf per year.

Oil Displacement: 511,000 gallons of No. 6 fuel oil (1.0% sulfur).

Eligible Seller: Robert H. Brace, Waterford, Pa.

Transporters: National Fuel Gas Supply Corp., Oil City, Pa.; National Fuel Gas Distribution Corp., Buffalo, N.Y.

To provide the public with as much opportunity to participate in this proceeding as is practicable under the circumstances, we are inviting any person wishing to comment concerning any of these applications to submit comments in writing to the Economic Regulatory Administration, Office of Fuels Programs, Fuels Conversion Division, RG–42, Room GA–093, Forrestal Building, 1000 Independence Avenue, SW., Washington, D.C. 20585, Attention: Richard A. Ransom, within ten calendar days of the date of publication of this notice in the **Federal Register**. The docket number of the case should be printed on the outside of the envelope.

An opportunity to make an oral presentation of data, views, and arguments either against or in support of any of the above applications may be requested by any interested person in writing within the ten-day comment period. The request should state the person's interest and, if appropriate, why the person is a proper representative of a group or class of persons that has such an interest. The request should include a summary of the proposed oral presentation and a statement as to why an oral presentation is necessary.

If ERA determines that an oral presentation is necessary in a particular case, further notice will be given to the applicant and any person filing comments in that case and will be published in the **Federal Register**.

Issued in Washington, D.C., on August 15, 1983.

James W. Workman,

Director, Office of Fuels Programs, Economic Regulatory Administration.

[FR Doc. 83–22780 Filed 8–18–83; 8:45 am]

BILLING CODE 6450–01–M

Sound Refining, Inc.; 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 Sound Refinery, Inc. (Sound). This proposed Remedial Order charges Sound with entitlements violations in the amount of $2,752,804.79, plus interest, in connection with Sound's participation in the Entitlements Program during the reporting period August 1976 through May 1977.

A copy of the Proposed Remedial Order, with confidential information deleted, may be obtained from Milton C. Lorenz, Special Counsel, ERA, Washington, D.C. (202) 633–8925. Within fifteen (15) days of publication of this Notice, any aggrieved person may file a notice of Objection with the Office of Hearings and Appeals, 12th and Pennsylvania Avenue, NW., Washington, D.C. 20461, in accordance with 10 CFR 205.193.

Issued in Washington, D.C. on the 12th day of August 1983.

Avrom Landesman,

Acting Special Counsel, Economic Regulatory Administration, Washington, D.C.

[FR Doc. 83–22782 Filed 8–18–83; 8:45 am]

BILLING CODE 6450–01–M

Federal Energy Regulatory Commission

[Docket No. G–4579–022, et al.]

Cities Service Oil and Gas Corp., et al.; Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates [1]

August 16, 1983.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to Section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before August 31, 1983, 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 385.211, .214). 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.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by

[1] This notice does not provide for consolidation for hearing of the seveal matters covered herein.

the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or to be represented at the hearing.

Lois D. Cashell,
Acting Secretary.

Docket No. and date filed	Applicant	Purchaser and location	Price per 1,000 ft.[2]	Pressure base
G-4579-022, D, Aug. 4, 1983	Cities Service Oil and Gas Corporation, P.O. Box 300, Tulsa, Oklahoma 74102.	Trunkline Gas Company, Ramsey Field, Colorado County, Texas.	[1]	
G-11414-000, D, July 28, 1983	ARCO Oil and Gas Company, Division of Atlantic Richfield Company, Post Office Box 2819, Dallas, Texas 75221.	Northern Natural Gas Company, a Division of Inter-North Inc., Hulldale (El Dorado) Plant, S/2 of Section 81, Block TT, T&C Ry. Company Survey, Schleicher County, Texas.	[2]	
CI61-1557-001, D, Aug. 4, 1983	Ladd Petroleum Corporation, Successor to LVO Corp. (formerly Livingston Oil Co.), 630 Denver Club Building, Denver, Colorado 80202.	Ringwood Gathering Company (formerly Oklahoma Natural Gas Gathering Corporation) and Pioneer Gas Products Company Ringwood Field, Major County, Oklahoma.	[3]	
CI66-410-001, D, July 28, 1983	ARCO Oil and Gas Company, Division of Atlantic Richfield Company, Post Office Box 2819, Dallas, Texas 75221.	Northern Natural Gas Company, a Division of Inter-North, Inc., Hulldale (El Dorado) Plant, S/2 of Section 81, Block TT, T&C Ry. Company Survey, Schleicher County, Texas.	[4]	
CI71-663-000, July 29, 1983	Phillips Petroleum Company, 336 Home Savings and Loan Bldg., Bartlesville, Oklahoma 74004.	El Paso Natural Gas Company, Lusk Gasoline Plant Tailgate, Lea County, New Mexico.	[5]	14.65
CI72-762-001, D, July 21, 1983	Getty Oil Company, Post Office Box 1404, Houston, Texas 77251.	Northern Natural Gas Company, D. A. Williamson #1 (Blinebry), Eunice Plant, Lea County, New Mexico.	[6]	
CI75-679-001, June 20, 1983	Texas Eastern Exploration Co., P.O. Box 2521, Houston, Texas 77001.	Texas Eastern Transmission Corporation, Block 349, Eugene Island Area, South Addition, Offshore Louisiana.	[7]	
CI77-646-001, C, Aug. 1, 1983	ARCO Oil and Gas Company, Division of Atlantic Richfield Company, Post Office Box 2819, Dallas, Texas 75221.	Michigan Wisconsin Pipe Line Company, Eugene Island Block 307, Offshore Louisiana.	[8]	15.025
CI81-178-004, C, Aug. 1, 1983	Exxon Corporation, P.O. Box 2180, Houston, Texas 77001.	Southern Natural Gas Company, Matagorda Island Blocks 632, 656 & 657, Offshore Texas.	[9]	
CI83-297-000, D, July 21, 1983	Eastern American Energy Corporation, 14001 East Cliff Avenue, Suite 600, Aurora, Colorado 80014.	Equitable Gas Company, G. Collins #1 Well, C. G. Hays #2 Well, Ophe Wolfe #1 Well, and J. W. Wolfe #4 Well, Gilmer County, West Virginia.	[10]	
CI83-348-000, A, July 29, 1983	Getty Oil Company, Post Office Box 1404, Houston, Texas 77251.	Tennessee Gas Pipeline Company, West Cameron Block 66 "E" Field, Offshore Louisiana.	[11]	15.025
CI83-349-000, B, July 29, 1983	ARCO Oil and Gas Company, Division of Atlantic Richfield Company, Post Office Box 2819, Dallas, Texas 75221.	Phillips Petroleum Company, Trigg Federal Well, SW/4 NW/4 Sec. 27-T16S-R27E, Eddy County, New Mexico.	[12]	
CI83-350-000, A, Aug. 1, 1983	Exxon Corporation, P.O. Box 2180, Houston, Texas 77001.	Southern Natural Gas Company, Main Pass Block 265, Offshore Louisiana.	[13]	15.025
CI83-351-000, B, Aug. 1, 1983	Samedan Oil Corporation, P.O. Box 909, Ardmore, Oklahoma 73402.	Michigan Wisconsin Pipe Line Company, Watonga Trend Field, Grady County, Oklahoma.	[14]	
CI83-352-000, B, Aug. 1, 1983	do	Montana Dakota Utilities Company, Pavilion Field, Fremont County, Wyoming.	[14]	
CI83-353-000, B, Aug. 1, 1983	do	Michigan Wisconsin Pipe Line Company, Watonga Trend Field, Grady County, Oklahoma.	[14]	
CI83-354-000, B, July 25, 1983	Wichita River Oil Corporation, City Center 4, Suite 4500, 1801 California, Denver, Colorado 80202.	Lone Star Gas Company, Doyle Field, Stephens County, Oklahoma.	[15]	
CI83-355-000, B, July 25, 1983	do	do	[16]	
CI83-357-000, A, Aug. 4, 1983	Pan Eastern Exploration Company, P.O. Box 1642, Houston, Texas 77001.	Panhandle Eastern Pipe Line Company, High Island Blocks A-365 and A-376, Offshore Texas.	[17]	14.65
CI83-358-000 (CI66-557), B, Aug. 4, 1983.	Getty Oil Company, Post Office Box 1404, Houston, Texas 77251.	Natural Gas Pipeline Company, Indian Basin Field, Eddy County, New Mexico.	[18]	
CI83-359-000 (CI73-189), B, Aug. 4, 1983.	do	El Paso Natural Gas Company, Cedar Canyon Field, Eddy County, New Mexico.	[18]	
CI83-360-000, A, Aug. 8, 1983	Samedan Oil Corporation, P.O. Box 909, Ardmore, Oklahoma 73402.	Michigan Wisconsin Pipe Line Company, S/2 Eugene Island Block 247, Offshore Louisiana.	[20]	15.025
G-3711-000, E, Aug. 9, 1983	Breton Resources Company, Successor In Interest To Union Oil Company of California, Union Oil Center, Room 832, P.O. Box 7600, Los Angeles, California 90051.	Transcontinental Gas Pipe Line Corporation, West White Lake Field, Vermilion Parish, Louisiana.	[21]	15.025
G-12583-000, E, Aug. 9, 1983	do	Tennessee Gas Pipeline Company, Block 39 Field, Vermilion Area, Offshore Louisiana.	[22]	15.025
CI69-446-001, E, Aug. 9, 1983	do	Texas Eastern Transmission Corporation, Block 53 Field, Breton Sound Area, Offshore Louisiana.	[23]	15.025
CI68-611-001, E, Aug. 9, 1983	do	Texas Eastern Transmission Corporation, Block 6 Field, Main Pass Area, Offshore Louisiana.	[24]	15.025
CI69-795-001, E, Aug. 9, 1983	do	Texas Eastern Transmission Corporation, Block 276 Field, Eugene Island Area, Offshore Louisiana.	[25]	15.025

[1] Several leases which made up the Goeckler Unit in the Ramsey Field located in Colorado County, Texas expired of their own terms after the plugging and abandoning of the last well in the Goeckler Unit in October, 1981.

[2] Applicant to filing to reflect reduction of gas reserves previously committed under Residue Gas Purchase Contract dated December 20, 1956, due to increased shrinkage caused by ethane extraction at the Hulldale Plant facilities.

[3] Landowner, Jack Fosler, wishes to purchase gas from the well located on his lands, Major County Unit #27-3, CNE/4, NE/4, Section 27-T22N-R11W, Major County, Oklahoma, for irrigation and agricultural uses.

[4] Applicant is filing to reflect the extraction of ethane and the reduction in the gas reserves previously committed under the Residue Gas Purchase Contract dated October 29, 1956, due to increase shrinkage caused by ethane extraction.

[5] Applicant is filing under Residue Gas Purchase Agreement dated February 19, 1971, amended by Amendatory Agreement dated July 1, 1983, to reflect change in delivery point.

[6] The D. A. Williamson #1 (Blinebry) was reclassified from an oil well to a gas well effective December 8, 1982.

[7] Applicant is filing to add additional reserves as agreed to in the Letter Agreement dated April 12, 1983.

[8] Applicant is filing under Gas Sales Contract dated June 10, 1977, amended by Amendment dated June 13, 1983 to add acreage.

[9] Applicant is filing under Gas Purchase Contract dated December 24, 1980, amended by Amendment dated July 11, 1983 to add acreage.

[10] Applicant is requesting authority to abandon sales of natural gas to Equitable Gas Company from wells in Gilmer County, West Virginia in order to sell the gas to Columbia Gas Transmission Corporation.

[11] Applicant is filing under Gas Purchase Contract dated May 15, 1983.

[12] Contract primary term expired on July 11, 1983. Trigg Federal Well was the last producing well located on the subject acreage. Said well was plugged and abandoned December 29, 1980, and there is no other production under this contract.

[13] Applicant is filing under Gas Purchase Contract dated July 1, 1983.

[14] Due to depletion of gas reserves.

[15] Contract expired as to deep horizons on January 1, 1973.

[16] Contract expired on January 1, 1973 and no gas has been sold since before January 1, 1973.

[17] Applicant is filing under Gas Purchase Agreement dated May 11, 1983.
[18] Only well on lease was plugged and abandoned on October 12, 1982. No other producing wells in this field.
[19] The last sales were made in December of 1978 to purchaser. There is no gas production and no plans for future development. Gas reserves are considered depleted.
[20] Applicant is filing under Gas Purchase Contract dated May 1, 1972.
[21] By Assignments dated July 27, 1983, pursuant to a Sale of Oil and Gas Properties Agreement dated June 1, 1983, effective June 1, 1983, Union Oil Company of California assigned all of its right, title and interest in the remaining leases covered by Union's Rate Schedule No. 2 to Breton Resources Company, a wholly subsidiary of Union, reserving unto itself an overriding royalty of 25 percent of the net interest conveyed.
[22] By Assignments dated July 27, 1983, pursuant to a Sale of Oil and Gas Properties Agreement dated June 1, 1983, effective June 1, 1983, Union Oil Company of California assigned all of its right, title and interest in S ½ Block 38 (OCS No. 0204), N ½ Block 28 (OCS No. 0205), N ½ Block 39 (OCS No. 0206), W ½ Block 42 (OCS No. 0207) and E ½ Block 42 (OCS No. 0208), all located in the Block 39 Field, Vermilion Area, Offshore Louisiana to Breton Resources Company, a wholly owned subsidiary of Union, reserving unto itself an overriding royalty of 25 percent of the net interest conveyed.
[23] By Assignments dated July 27, 1983, pursuant to a Sale of Oil and Gas Properties Agreement dated June 1, 1983, effective June 1, 1983, Union Oil Company of California assigned all of its remaining right, title and interest in State Leases 3770 and 4772 to Breton Resources Company, a wholly owned subsidiary of Union, reserving unto itself an overriding royalty of 25 percent of the net interest conveyed.
[24] By Assignments dated July 27, 1983, pursuant to a Sale of Oil and Gas Properties Agreement dated June 1, 1983, effective June 1, 1983, Union Oil Company of California assigned all of its remaining right, title and interest in State Leases 3771 and 3773 to Breton Resources Company, a wholly owned subsidiary of Union, reserving unto itself an overriding royalty of 25 percent of the net interest conveyed.
[25] By an Assignment dated July 27, 1983, pursuant to a Sale of Oil and Gas Properties Agreement dated June 1, 1983, effective June 1, 1983, Union Oil Company of California assigned all of its right, title and interest in Block 276 (OCS-G-0989) to Breton Resources Company, a wholly owned subsidiary of Union, reserving unto itself an overriding royalty of 25 percent of the net interest conveyed.

Filing Code: A—Initial Service. B—Abandonment. C—Amendment to add acreage. D—Amendment to delete acreage. E—Total Succession. F—Partial Succession.

[FR Doc. 83-22848 Filed 8-18-83; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. CP83-421-000]

Northern Natural Gas Co., Division of InterNorth, Inc.; Application

August 16, 1983.

Take notice that on July 14, 1983, Northern Natural Gas Company, Division of InterNorth, Inc. (Northern), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP83-421-000 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon and remove one 594 horsepower compressor unit located in Reagan County, Texas, all as more fully set forth in the application which is on file with the Commission and open to public inpsection.

Northern states that because of low production from Northern's Barnhart system sweet gas field in Reagan County, Texas, Northern has determined that a more economical and efficient means of compressing such sweet gas would be to commingle the sweet and sour gas volume from the Barnhart System, to amend Northern's gas gathering, treating, and compression agreement dated October 10, 1979, with J. L. Davis whereby J. L. Davis, *inter alia*, would compress the sweet gas volumes, and to abandon the 594 horsepower rental compressor unit at the Reagan County No. 3 Gathering Station. Northern asserts that by abandoning said compressor and utilizing J. L. Davis' compression services, substantial savings would be realized.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 6, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Northern to appear or be represented at the hearing.

Lois D. Cashell,
Acting Secretary.

[FR Doc. 83-22849 Filed 8-18-83; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. CP83-427-000]

Southern Natural Gas Co., Application

August 16, 1983.

Take notice that on July 18, 1983, Southern Natural Gas Company (Southern), P.O. Box 2563, Birmingham, Alabama 35202, filed in Docket No. CP83-427-000 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon a natural gas receiving station, known as its Eloi Bay receiving station, and appurtenant facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Southern states that it seeks authority to abandon its Eloi Bay receiving station which was located in the vicinity of milepost 10.725 on Southern's 6-inch Eloi Bay-Lake Fortuna Line, St Bernard Parish, Louisiana. The Eloi Bay receiving station was originally installed to attach and receive new gas reserves committed to Southern in the Eloi Bay Field. Southern utilized the Eloi Bay receiving station to receive natural gas until January 20, 1983, when the facilities were damaged beyond repair by a storm, it is explained. In their damaged state, Southern considered the condition of its facilities a safety hazard; and on January 24, 1983, Southern states, it salvaged the remaining facilities at its receiving station site and secured the station area.

Southern states that a modified station was installed at the site of the damaged receiving station pursuant to its blanket certificate of public convenience and necessity issued in Docket No. CP82-406-000.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 6, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person

wishing to become a party to a proceeding to participate as a party in any hearing therein must file a motion to intervence in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by section 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Southern to appear or be represented at the hearing.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22850 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP82-373-002]

Southern Natural Gas Co.; Petition To Amend

August 16, 1983.

Take notice that on July 26, 1983, Southern Natural Gas Company (Petitioner), P.O. Box 2563, Birmingham, Alabama 35202, filed in Docket No. CP82-373-002 a petition to amend the order issued March 4, 1983, in Docket No. CP82-373-000 pursuant to Section 7(c) of the Natural Gas Act so as to conform it to the actual interest in the compression facilities that Petitioner acquired from Chevron, U.S.A. Inc. (Chevron), all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Specifically, Petitioner contends that it proposed to acquire, from Chevron 100 percent of the compression facilities located on the Main Pass Area Block 133 C Platform, offshore Louisiana, but that upon receipt of the bill of sale Chevron notified Petitioner that it only owned and undivided 83.5 percent of the facilities at that location. Petitioner states that it proceeded with the acquisition of Chevron's 83.5 percentage because such percentage ownership in the stated compression facilities represented the total compression capacity needed to fulfill Petitioner's compression requirements under the gas purchase contract between Petitioner and Chevron dated May 15, 1978. Petitioner further states that the maximum price of $3,066,000 paid Chevron to acquire said compression facilities corresponds to Chevron's share of the original estimated total cost of the compression facilities. Thus, Petitioner further contends that the only inconsistency in the compression facilities it proposed to acquire and the actual acquisition was Petitioner's mis-description of Chevron's ownership interest in said facilities.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before September 6, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commissioner's Rules.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22851 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP83-117-000]

Transcontinental Gas Pipe Line Corp.; Supplement to Notice of Implementation of Tariff Provision

August 16, 1983.

On August 3, 1983, the Federal Energy Regulatory Commission (Commission) issued a Notice of Implementation of Tariff Provision in the above-captioned docket. The notice announced that on July 29, 1983, Transcontinental Gas Pipe Line Corporation (Transco) filed notice that on September 1, 1983, the company would begin retaining fuel for offshore compression in connection with a transportation service rendered for Public Service Electric and Gas Company (Public Service) under Rate Schedule X-222. The service is rendered by Transco through its Southeast Louisiana Gathering Service.

This order supplements the notice issued on August 3, 1983 and provides notice of the eight similar filings listed below. On July 29, 1983, Transco also filed eight separate notices announcing that on September 1, 1983, the company would begin retaining fuel for offshore compression in connection with transportation for eight customers under eight separate rate schedules:

Customer	Rate schedule
Consolidated Gas Supply Corp	X-168
Columbia Gas Transmission Corp	X-172
Natural Gas Pipeline Co. of America	X-178
Florida Gas Transmission Co	X-199
United Gas Pipe Line Co	X-200
Texas Eastern Transmission Corp	X-202
Northern Natural Gas Co	X-221
Southern Natural Gas Co	X-206

Each of the above listed filings concerned transportation services offered on Transco's Southeast Louisiana Gathering System as described in our order of August 3, 1983. The eight filings will be considered with the filing noticed on August 3, 1983, under the same docket, Docket No. RP83-117-000.

In each of its filings, Transco states that a copy of the filing was sent to each of the customers for whom the change was proposed.

Any person desiring to be heard or to protest any of the eight filings listed above should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 211 and 214 of the Commission's Rules of Practice and Procedure, 18 CFR 385.211 and 385.214. All such motions and protests should be filed on or before August 22, 1983. 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 motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22852 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP83-447-000]

Valero Transmission Co.; Application

August 16, 1983.

Take notice that on July 26, 1983, Valero Transmission Company

(Applicant), P.O. Box 500, San Antonio, Texas 78292, filed in Docket No. CP83-447-000 an application pursuant to Section 311(a)(2) of the Natural Gas Policy Act of 1978 and § 284.127 of the Commission's Regulations for authorization to transport natural gas for Transwestern Pipeline Company (Transwestern), for a term extending to January 15, 1992, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that pursuant to the terms of a gas transportation agreement dated December 12, 1979, it began transportation service for Transwestern on January 15, 1980, for an initial term of 2 years under the self-implementing provisions of § 284.122(a) of the Commission's Regulations and service was extended for a period through January 15, 1984, pursuant to § 284.125 of the Commission's Regulations. Applicant requests authority to provide service for Transwestern from January 15, 1984, through January 15, 1992. Applicant asserts that the gas to be transported for Transwestern is imported from Mexico by Border Gas, Inc., and is resold to Texas Eastern Transmission Corporation (TETCO). Applicant further asserts that the gas to be transported for Transwestern would be delivered to Applicant by TETCO, for Transwestern's account, at the interconnection of Applicant's 21-inch pipeline near the City of Angleton, Brazoria County, Texas, and that the Applicant would redeliver the gas to Transwestern at the interconnection of Applicant's 36-inch pipeline and Transwestern's 20-inch pipeline in Pecos County, Texas. Applicant further states that it would transport up to 27,500 Mcf of natural gas per day for Transwestern.

Applicant proposes to charge Transwestern monthly, for each million Btu equivalent of gas delivered, the sum of: (a) 10.0 cents per million Btu for calendar year 1980, increased by ½ percent per million Btu effective January 1, 1981, and each succeeding January 1, and (b) ¾ of one percent of the weighted monthly average at which Applicant sells gas to its customers, as such price is approved by the Railroad Commission of Texas for any calendar year would not exceed 112 percent of the ¾ of one percent calculation for the previous calendar year. Applicant states that in addition to the proposed rate, Applicant would retain, for system fuel and shrinkage, ¼ of one percent of the gross heating value of the gas delivered to Applicant for Transwestern's account.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 6, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a part in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22853 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-798-001]

Florida Public Utilities Co.; Compliance

August 12, 1983.

Take notice that on July 14, 1983, Florida Public Utilities Company, ("FPUC"), submitted for filing its "Fourth Revised Sheet No. 40.1 in Rate Schedule NO. 1."

FPUC states that the Commission approved a settlement in Gulf Power's proceeding, Docket No. ER83-689-000 on July 8, 1983, and that the instant filing reflects the effect of Gulf Power's reduced settlement rates on the portion of FPUC's purchases from Gulf Power which is sold to Blountstown.

FPUC further states that copies of its revised tariff changes were served upon the City of Blountstown and the Florida Public Service Commission.

FPUC requests an effective date as of March 1, 1983.

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 August 22, 1983. Comments will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission are available for public inspection.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22768 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-571-000]

Northern States Power Co.; Application

August 12, 1983.

Take notice that on August 4, 1983, Northern States Power Company ("NSP"), submitted for filing an "Application for Approval of Change in Intercompany Billings through Coordinating Agreement."

NSP states that it is clarifying the impact that an increase in accrual for interim away-from-reactor storage cost will have on intercompany billings under NSP's coordinating agreement with its subsidiaries. NSP also states that the impact of the increase in accrual for interim storage cost will slightly off-set the reduction in permanent disposal costs.

Company	June 15, 1983, estimate of cost reduction	Revised estimate of cost reduction
NSP(M)	$6,655,874	$6,594,367
NSP(W)	1,106,650	1,096,424
LSDP	234,476	232,309

The outcome of this application affects Docket Nos. ER83-555-000, ER83-556-000 and ER83-557-000.

Copies of this filing have been mailed to Michigan Public Service Commission, Minnesota Public Utilities Commission, North Dakota Public Service Commission, South Dakota Public Utilities Commission and the Public Service Commission of Wisconsin.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure on or before August 25, 1983. All such motions or 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 motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22787 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP70-7-024]

Southern Natural Gas Co.; Petition To Amend

August 15, 1983.

Take notice that on July 25, 1983, Southern Natural Gas Company (Southern), P.O. Box 2563, Birmingham, Alabama 35202-2563, filed in Docket No. CP70-7-024 a petition to amend the order issued October 29, 1969 [1], as amended, pursuant to Section 7(c) of the Natural Gas Act so as to authorize a decrease in the contract demand (CD) volume of gas for Chattanooga Gas Company (Chattanooga) and to reallocate said gas to other of Southern's customers, all as more fully set forth in the petition which is on file with the Commission and open to public inspection.

Southern is currently authorized to sell and deliver a CD of 52,000 Mcf of gas per day to Chattanooga, it is stated. Due to a permanent loss of one of its customers, Chattanooga notified Southern that it desires to reduce its CD from 52,000 Mcf to 30,000 Mcf of gas per day by October 1, 1983, it is further stated. Southern herein proposes to decrease the level of CD service to Chattanooga from 52,000 Mcf per day to 30,000 Mcf per day and to transfer 2,000 Mcf per day of said decrease in CD to Atlanta Gas Light Company (Atlanta) and to reallocate the remaining 20,000 Mcf per day of said decrease in CD to other of Southern's customers who elect to participate in the reallocation. In the event all customers do not elect to participate in this reallocation, Southern states that it would prepare a revised exhibit setting forth the final allocation of the 20,000 Mcf and would file the revised exhibit as a supplement to this petition to amend. It is further stated that a customer with more than one delivery point may specify the point(s) of delivery at which it desires to take its increased volume provided that the increased volume may be taken at such point(s) of delivery without the construction of additional facilities. Southern further states that it would prepare revised tariff sheets to its Index of Requirements to reflect the revised contract quantities resulting from the proposed transfer and reallocation.

It is further stated that, pursuant to Section 9.4 of the General Terms and Conditions of Southern's FERC Gas Tariff, the volume of gas taken by a customer in excess of two percent of a curtailment order issued by Southern is deemed to be unauthorized overrun gas for which the customer pays a penalty in accordance with the rate schedule under which it purchases gas from Southern. It is explained that subsection 9.4(3) provides for waiver of this penalty if the customer can certify, *inter alia*, that it did not attach any additional requirements on its system for any priority subsequent to November 1, 1977, it is averred. To ensure that a customer eligible to obtain a waiver of the penalty under this provision can effectively utilize the increase in CD or maximum delivery obligation resulting from the reallocation, Southern further proposes to modify the foregoing requirement so that a customer may add requirements that are not in excess of an increase in its contract quantities obtained pursuant to an authorized shift of contract quantities between and/or among customers.

It is further stated that Atlanta would acquire distribution facilities in the vicinity of Rossville, Fort Oglethorpe, and Lookout Mountain, Georgia, from Chattanooga and that the transfer of 2,000 Mcf per day in CD to Atlanta would be required to enable Atlanta to maintain service to customers served by these distribution facilities.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before September 6, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22788 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[1] This proceeding commenced before the FPC. By joint regulation of October 1, 1977 (10 CFR 1000.1), it was transferred to the Commission.

[Docket No. QF83-381-000]

Wind Venture 1983-1; Application for Commission Certification of Qualifying Status of a Small Power Production Facility

August 15, 1983.

On August 4, 1983, Wind Venture 1983-1, (Applicant) of 1029 J. Street, Suite 500, Sacramento, California 95814, filed with the Federal Energy Regulatory Commission (Commission) an application for certification of a facility as a qualifying small power production facility pursuant to § 292.207 of the Commission's rules.

The facility will be located in the Altamont Pass, Contra Costa County, California. The primary energy source for the facility will be wind. The facility will consist of up to sixteen wind turbine.generators. The electric power production capacity of the facility will be 1075 kilowatts.

Any person desiring to be heard or objecting to the granting of qualifying status 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 rules 211 and 214 of the Commission's Rules of Practice and Procedure. All such petitions or protests must be filed within 30 days after the date of publication of this notice and must be served on the applicant. 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.

Lois D. Cashell,

Acting Secretary.

[FR Doc. 83-22789 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-683-000]

Pacific Gas and Electric Co.; Filing

August 17, 1983.

The filing Company submits the following:

Take notice that on August 16, 1983, Pacific Gas and Electric Company (PG&E) tendered for filing, as an initial rate schedule, a contract entitled "Interconnection Agreement Between Pacific Gas and Electric Company and Northern California Power Agency, City of Alameda, City of Biggs, City of Gridley, City of Healdsburg, City of Lodi, City of Lompoc, City of Palo Alto, City of Roseville, City of Ukiah, and Plumas Sierra Rural Electric Cooperative" (the Interconnection Agreement").

PG&E states that the Interconnection Agreement which was executed on July 29, 1983, provides the Northern California Power Agency (NPCA) with firm and interruptible transmission service, partial requirements power,

emergency power, maintenance power, short-term firm power, Geysers curtailment power and reserves, all pursuant to the terms and conditions specified in the Interconnection Agreement. The term of the Interconnection Agreement is 30 years from its effective date, unless terminated earlier on not less than three years advance written notice of termination by either PG&E or NCPA. In addition, PG&E, NCPA, the Cities of Alameda, Biggs, Gridley, Healdsburg, Lodi,, Lompoc, Palo Alto, Roseville, Ukiah and the Plumas Sierra Rural Electric Cooperative ("NCPA Member Customers") have agreed to a comprehensive rate settlement conversing service under the Interconnection Agreement for the effective date of the Interconnection Agreement through December 31, 1985.

Copies of this filing were served upon the Public Utilities Commission of the State of California, the Northern California Power Agency, the Cities of Alameda, Biggs, Gridley, Healdsburg, Lodi, Lompoc, Palo Alto, Roseville and Ukiah, California, and the Plumas Sierra Rural Electric Cooperative.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before August 29, 1983. Protest 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 motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-22911 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-684-000]

Pacific Gas and Electric Co.; Termination

August 17, 1983.

The filing Company submits the following:

Take notice that on August 16, 1983, Pacific Gas and Electric Company (PG&E) tendered for filing a Notice of Termination of service under Rate Schedule R-1, to become effective upon the acceptance by the Commission of a certain contract entitled "Interconnection Agreement Between Pacific Gas and Electric Company and Northern California Power Agency, City of Alameda, City of Biggs, City of Gridley, City of Healdsburg, City of Lodi, City of Lompoc, City of Palo Alto, City of Roseville, City of Ukiah, and Plumas Sierra Rural Electric Cooperative", dated July 29, 1983, (Rate Schedule R-1, effective January 1, 1983), is to be cancelled with regard to the Cities of Alameda, Biggs, Gridley, Healdsburg, Lodi, Lompoc, Palo Alto, Roseville, and Ukiah, California. PG&E states that the Rate Schedule R-1 shall remain in effect with regard to the Cities of Santa Clara and Redding, California.

Copies of the filing have been served upon Northern California Power Agency, City of Alameda, City of Biggs and the City of Gridley, City of Healdsburg, City of Lodi, City of Lompoc, City of Palo Alto, City of Redding, City of Roseville, City of Santa Clara, City of Ukiah and the Plumas Sierra Rural Electric Cooperative.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before August 29, 1983. Protests will be considered by the Commission 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 motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-22912 Filed 8-18-83; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION AGENCY

[OPTS-59131A; TSH-FRL 2419-1]

Certain Chemicals; Approval of Test Marketing Exemption

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces EPA's approval of TM-83-67, an application for a test marketing exemption (TME) under section 5(h)(6) of the Toxic Substances Control Act (TSCA). The test marketing conditions are described below.

EFFECTIVE DATE: August 10, 1983.

FOR FURTHER INFORMATION CONTACT: Margaret J. Stasikowski, Acting Chief, Notice Review Branch, Chemical Control Division (TS-794), Office of Toxic Substances, Environmental Protection Agency, Rm. E-204, 401 M St. SW., Washington, DC 20460, (202-382-3725).

SUPPLEMENTARY INFORMATION: Section 5(h)(1) of TSCA authorizes EPA to exempt persons from premanufacture notification (PMN) requirements and to permit them to manufacture or import new chemical substances for test marketing purposes if the Agency finds that the manufacture, processing, distribution in commerce, use and disposal of the substances for test marketing purposes will not present any unreasonable risk of injury to health or the environment. EPA may impose restrictions on test marketing activities.

EPA has determined that test marketing of the new chemical substances described below, under the conditions set out in the applications, and for the time periods specified below will not present any unreasonable risk of injury to health or the environment. Production volume, number of workers exposed to the new chemical, and the levels and duration of exposure must not exceed that specified in the applications. All other conditions described in the applications must be met. The following additional restrictions apply:

1. The applicant must maintain records of the date(s) of shipment(s) to each customer and the quantities supplied in each shipment, and must make these records available to EPA upon request.

2. A bill of lading accompanying each shipment must state that use of the substance is restricted to that approved in the TME.

TME 83-67.

Date of Receipt: July 1, 1983.

Notice of Receipt: July 15, 1983 (48 FR 32385).

Applicant: Confidential.

Chemical: (Generic) Modified rosin calcium salt.

Use: Stabilizer for Polyvinyl chloride (PVC).

Production Volume: Confidential.

Number of Customers: One.

Exposure Information: During manufacturing and processing, a small number of workers at 1 site will have potential low level inhalation exposure

and dermal contact. Workers are expected to use protective equipment, including NIOSH approved dust masks.

Test Marketing Period: 6 months.

Commencing on: (Insert signature date).

Risk Assessment: The Agency did not identify any significant health or environmental effects which might be associated with production, use or release of the TME substance. Overall concerns were low.

Public Comments: None.

The Agency reserves the right to rescind approval of an exemption should any new information come to its attention which casts significant doubt on its finding that the test marketing activities will not present an unreasonable risk to health or the environment.

Dated: August 10, 1983.

Marcia E. Williams,

Acting Director, Office of Toxic Substances.

[FR Doc. 83-22819 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

[OPTS-51480; TH-FRL 2419-2]

Certain Chemicals; Premanufacture Notices

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Section 5(a)(1) of the Toxic Substances Control Act (TSCA) requires any person who intends to manufacture or import a new chemical substance to submit a premanufacture notice (PMN) to EPA at least 90 days before manufacture or import commences. Statutory requirements for section 5(a)(1) premanufacture notices are discussed in EPA statements of interim policy published in the **Federal Register** of May 15, 1979 (44 FR 28558) and November 7, 1980 (45 FR 74378). This notice announces receipt of twenty-three PMNs and provides a summary of each.

DATES: Close of Review Period:

PMN 83-1024, 83-1025, 83-1026 and 83-1027, November 2, 1983.

PMN 83-1028, 83-1029, 83-1030 and 83-1031, November 6, 1983.

PMN 83-1032, November 7, 1983.

PMN 83-1033, 83-1034, 83-1035, 83-1036, 83-1037, 83-1038, 83-1039, 83-1040, 83-1041, 83-1042, 83-1043, 83-1044, 83-1045, and 83-1046, November 8, 1983.

Written comments by:

PMN 83-1024, 83-1025, 83-1026 and 83-1027, October 3, 1983.

PMN 83-1028, 83-1029, 83-1030 and 83-1031, October 7, 1983.

PMN 83-1032, October 8, 1983.

PMN 83-1033, 83-1034, 83-1035, 83-1036, 83-1037, 83-1038, 83-1039, 83-1040, 83-1041, 83-1042, 83-1043, 83-1044, 83-1045 and 83-1046, October 9, 1983.

ADDRESS: Written comments, identified by the document control number "[OPTS-51480]" and the specific PMN number should be sent to: Document Control Officer (TS-793), Office of Toxic Substances, Office of Pesticides and Toxic Substances, Environmental Protection Agency, Rm. E-409, 401 M St., SW., Washington, DC 20460, (202-382-3582).

FOR FURTHER INFORMATION CONTACT: Margaret Stasikowski, Acting Chief, Notice Review Branch, Chemical Control Division (TS-794), Office of Toxic Substances, Environmental Protection Agency, Rm. E-216, 401 M St., SW., Washington, DC 20460, (202-382-3729).

SUPPLEMENTARY INFORMATION: The following notice contains information extracted from the non-confidential version of the submission provided by the manufacturer on the PMN's received by EPA. The complete non-confidential document is available in the Public Reading Room E-107.

PMN 83-1024

Manufacturer. Confidential.

Chemical. (G) Polyether urethane-methacrylate blocked.

Use/Production. Confidential. Prod. range: Confidential.

Toxicity Data. Acute oral: 5 g/kg; Acute dermal: 2 g/kg; Irritation: Skin—Not an irritant, Eye—Not an irritant; Inhalation: Not toxic.

Exposure. Manufacture: Dermal, a total of 1 worker, up to 3 hrs/da, up to 7 da/yr.

Environmental Release/Disposal. No release.

PMN 83-1025

Manufacturer. Confidential.

Chemical. (G) Amino disubstitutedsulfamoyl carbomonocycle.

Use/Production. (G) Chemical intermediate-destructive use. Prod. range: Confidential.

Toxicity Data. No data on the PMN substance submitted.

Exposure. Manufacture: Dermal.

Environmental Release/Disposal. Confidential.

PMN 83-1026

Manufacturer. Confidential.

Chemical. (G) Disubstitutedsulfamoylcarbomonocycle azo substituted naphthalene sulfonic acid, sodium salt.

Use/Production. (G) Open, non-dispersive use. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Manufacture: Dermal and inhalation.

Environmental Release/Disposal. Confidential.

PMN 83-1027

Manufacturer. Confidential.

Chemical. (S) Haloalkyl diphosphorohalidic acid.

Use/Production. Confidential. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Confidential.

PMN 83-1028

Manufacturer. Confidential.

Chemical. (G) Polyester resin.

Use/Production. (G) Resin in coatings. Prod. range: Confidential.

Toxicity Data. No data on the PMN substance submitted.

Exposure. Confidential.

Environmental Release/Disposal. Confidential.

PMN 83-1029

Manufacturer. Confidential.

Chemical. (G) Substituted heterocycle.

Use/Production. (G) Contained use. Prod. range: Confidential.

Toxicity Data. Micronucleus test—Negative; Ames Test: Negative w/o activation, positive w/activation.

Exposure. Manufacture: Dermal and inhalation, a total of 2 hrs/da, up to 200 da/yr.

Environmental Release/Disposal. No release. Disposal by incineration.

PMN 83-1030

Manufacturer. Confidential.

Chemical. (G) Hydroxy functional acrylic copolymer.

Use/Production. (S) Industrial thermosetting decorative and protective coating. Prod. range: 140,000-480,000 kg/yr.

Toxicity Data. No data submitted.

Exposure. Manufacture: Inhalation, a total of 40 workers, up to 1 hr/da, up to 8 da/yr.

Environmental Release/Disposal. No release. Disposal by incineration.

PMN 83-1031

Manufacturer. Confidential.

Chemical. (G) Oil modified polyester.

Use/Production. (S) Resin used in low VOC industrial coatings. Prod. range: 2,500-50,000 kg/yr.

Toxicity Data. No data submitted.

Exposure. Manufacture, processing and use: Dermal, inhalation and ocular, a total of 43 workers, up to 8 hrs/da, up to 250 da/yr.

Environmental Release/Disposal. Less than 10 to 100 kg/yr released to air and water with 10 to 10,000 kg/yr to land. Disposal by incineration and approved landfill.

PMN 83–1032

Importer. Confidential.

Chemical. (G) Substituted alkyl cyclic amine.

Use/Import. (G) Industrial additive for plastics. Import range: Confidential.

Toxicity Data. Acute oral: Mice and rat (male)—>5,000 mg/kg, Mice (female)—>5,000 mg/kg, Rat (female—>2,000 mg/kg; Ames Test: Negative; Systemic oral (beagle hound)—No adverse effects.

Exposure. Import: Inhalation, a total of 12 workers.

Environmental Release/Disposal. No release.

PMN 83–1033

Manufacturer. Confidential.

Chemical. (G) C_{6-8} carboxylic acid.

Use/Production. (G) Chemical Intermediate. Prod. range: Confidential.

Toxicity Data. Acute oral: 1.86 g/kg; Acute dermal: >3.16 g/kg; Irritation: Skin—Slight to moderate, Eye—Severe; Inhalation: Not appreciably toxic; Subchronic skin: Severe.

Exposure. Manufacture: Dermal and inhalation, a total of 16 workers, up to 5 hrs/da, up to 21 da/yr.

Environmental Release/Disposal. Confidential. Disposal by navigable waterway or tributary.

PMN 83–1034

Manufacturer. Milliken and Company.

Chemical. (G) Polyoxyalkylene acetate ester.

Use/Production. (G) Chemical intermediate. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Confidential. Disposal by navigable waterway.

PMN 83–1035

Manufacturer. Milliken and Company.

Chemical. (G) Substituted polyoxyalkylene aniline.

Use/Production. (G) Chemical intermediate. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Confidential. Disposal by navigable waterway.

PMN 83–1036

Manufacturer. Milliken and Company.

Chemical. (G) Chromophore substituted polyoxyalkylene.

Use/Production. (G) Chemical intermediate. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Confidential. Disposal by navigable waterway.

PMN 83–1037

Manufacturer. Milliken and Company.

Chemical. (G) Chromophore substituted polyoxyalkylene.

Use/Production. (G) Chemical intermediate. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Confidential. Disposal by navigable waterway.

PMN 83–1038

Manufacturer. Confidential.

Chemical. (G) Acrylamide polymer.

Use/Production. Confidential. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Release is negligible. Disposal by Resource Conservation and Recovery Act (RCRA).

PMN 83–1039

Manufacturer. Confidential.

Chemical. (G) Cycloalkylamine salt.

Use/Production. Confidential. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Release is negligible. Disposal by RCRA.

PMN 83–1040

Manufacturer. Confidential.

Chemical. (G) Thioalkyl substituted nitrogen heterocycle.

Use/Production. Confidential. Prod. range: Confidential.

Toxicity Data. No data submitted.

Exposure. Confidential.

Environmental Release/Disposal. Release is negligible. Disposal by RCRA.

PMN 83–1041

Manufacturer. Confidential.

Chemical. (G) Siloxanes and silicones, dimethyl, methyl (acetamido alkyl) trimethyl endblocked.

Use/Production. (G) Release agent. Prod. range: Confidential.

Toxicity Data. Acute oral: >15.4 gm/kg; Irritation: Skin—Non irritating, Eye—Slight; Ames Test: No evidence of genetic activity.

Exposure. Manufacture: Ocular, a total of 2 workers, up to 2 hrs/da, up to 18 da/yr.

Environmental Release/Disposal. No release. Disposal by incineration and approved landfill.

PMN 83–1042

Importer. Confidential.

Chemical. (S) Acridine, 9-phenyl.

Use/Import. (G) Open non-dispersive. Import range: 25–40 kg/yr.

Toxicity Data. No data on the PMN substance submitted.

Exposure. Use: Dermal, a total of 2–3 workers, up to 1,000 manhours/yr.

Environmental Release/Disposal. Less than 2.0 kg/yr released. Disposal by publicly owned treatment works (POTW).

PMNB 83–1043

Importer. Confidential.

Chemical. (G) Hydrogen <2-[2-[a-[2-hydroxy-3,5-substituted phenyl azol-arylhy-drazino]4-substitutedaryl]cuprate, sodium salt.

Use/Import. (S) Industrial textile dye. Import range: 15,000–36,000 kg/yr.

Toxicity Data. Acute oral: >5,000 mg/kg; Irritation: Skin—Non-irritant, Eye—Non-irritant; Ames Test: No mutagenic activity; LC^{50} (fish) 96 hrs—10–100 mg/1.

Exposure. Import: Inhalation, a total of 40–60 workers, up to 500 manhours/yr.

Environmental Release/Disposal. 12,600 kg/yr released during third year production. Disposal by POTW.

PMN 83–1044

Importer. Confidential.

Chemical. (G) Hydrogen <2-[a-[2-hydroxy-3,5-substituted phenylazo]-arylhydrazino]-5-substitutedaryl]cuprate, sodium salt.

Use/Import. (G) Industrial textile dye. Import range: 11,000–24,000 kg/yr.

Toxicity Data. Acute oral: >5,000 mg/kg; Irritation: Skin—Slightly irritant, Eye—Non-irritant; LC^{50} 96 hr (fish)—>100 mg/1; Ames Test: Non-mutagenic.

Exposure. Import: A total of 30–40 workers, up to 350 manhours/yr.

Environmental Release/Disposal. 8,400 kg released during third year production. Disposal by POTW.

PMN 83–1045

Manufacturer. Confidential.

Chemical. (G) 1,3-naphthalenedisulfonic acid, 4-amino-5-hydroxy-6-arylzao.

Use/Production. (G) Dye intermediate. Prod. range: 49,000–55,000 kg/yr.

Toxicity Data. No data submitted.

Exposure. Manufacture: Dermal, total of 2 workers, up to 90 manhours/yr.

Environmental Release/Disposal. No release. Disposal by biological treatment system.

PMN 83–1046

Manufacturer. Confidential.

Chemical. (G) 1,5-naphthalenedisulfonic acid, 3-((3-arylazo)arylazo).

Use/Production. (S) Dye intermediate. Prod. range: 41,000–44,000 kg/yr.

Toxicity Data. No data submitted.

Exposure. Manufacture: Dermal, a total of 2 workers, up to 90 manhours/yr.

Environmental Release/Disposal. No release. Disposal by biological treatment system.

Dated: August 12, 1983.

Linda A. Travers,

Acting Director, Management Support Division.

[FR Doc. 83-22820 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

[A-10-FRL 2418-4]

PSD Applicability Determination; Northwest Cogeneration

Notice is hereby given that the Environmental Protection Agency has determined that Northwest Cogeneration's proposed 4 megawatt wood-fired electric generating station at Ione, Washington is not subject to PSD review. The June 19, 1978 PSD regulations require that the construction or modification of a major stationary source be subject to PSD review if the resulting increase in potential emissions is greater than 250 tons per year. Using the June 1978 definition of potential to emit, EPA has reviewed the projected emissions from the subject facility and has concluded that potential emission increases are less than the PSD applicability threshold amounts.

Under Section 307(b)(1) of the Clean Air Act, judicial review of the applicability determination is available only by the filing of a petition for review in the Ninth Circuit Court of Appeals on or before October 18, 1983. Under Section 307(b)(2) of the Clean Air Act, the requirements which are the subject of today's notice may not be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

Copies of the applicability determination are available for public inspection upon request at the following location: EPA, Region 10, 1200 Sixth Avenue, Room 11B, Seattle, Washington 98101.

For further infomation contact: Raymond C. Nye, (200) 442-7154.

Dated: August 5, 1983.

L. E. Coate,

Acting Regional Administrator.

[FR Doc. 83-22821 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

[A-10-FRL 2418.2]

PSD Applicability Determination; Aberdeen Energy, Incorporated

Notice is hereby given that the Environmental Protection Agency has determined that Aberdeen Energy, Incorporated's proposal to construct a coal-fired cogeneration unit near Aberdeen, Idaho is not subject to PSD review. The June 19, 1978 PSD regulations require that the construction or modification of a major stationary source be subject to PSD review if the resulting increase in potential emissions is greater than 250 tons per year. Using the June 1978 definition of potential to emit, EPA has reviewed the projected emissions from the subject facility and has concluded that potential emission increases are less than the PSD applicability threshold amounts.

Under Section 307(b)(1) of the Clean Air Act, judicial review of the applicability determination is available only by the filing of a petition for review in the Ninth Circuit Court of Appeals on or before October 18, 1982. Under Section 307(b)(2) of the Clean Air Act, the requirements which are the subject of today's notice may not be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

Copies of the applicability determination are available for public inspection upon request at the following location: EPA, Region 10, 1200 Sixth Avenue, Room 11B, Seattle, Washington 98101.

For further information contact: Raymond C. Nye, (206) 442-7154.

Dated: August 5, 1983.

L. E. Coate,

Acting Regional Administrator.

[FR Doc. 83-22822 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

[A-10-FRL 2418.3]

PSD Applicability Determination; Northwest Cogeneration

Notice is hereby given that the Environmental Protection Agency has determined that Northwest Cogeneration's proposed 6 megawatt wood-fired electric generating plant at Bonner's Ferry, Idaho is not subject to PSD review. The June 19, 1978 PSD regulations require that the construction or modification of a major stationary source be subject to PSD review if the resulting increase in potential emissions is greater than 250 tons per year. Using the June 1978 definition of potential to emit, EPA has reviewed the projected emissions from the subject facility and has concluded that potential emission increases are less than the PSD applicability threshold amounts.

Under Section 307(b)(1) of the Clean Air Act, judicial review of the applicability determination is available only by the filing of a petition for review in the Ninth Circuit Court of Appeals on or before October 18, 1982. Under Section 307(b)(2) of the Clean Air Act, the requirements which are the subject of today's notice may not be challenged later in civil or criminal proceedings brought by EPA to enforce these requirements.

Copies of the applicability determination are available for public inspection upon request at the following location: EPA, Region 10, 1200 Sixth Avenue, Room 11B, Seattle, Washington 98101.

For further information contact: Raymond C. Nye, (206) 442-7154.

Dated: August 5, 1983.

L. E. Coate,

Acting Regional Administrator.

[FR Doc. 83-22823 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

[ON-FRL-2389-5]

Hawaii Pretreatment Program Approval

AGENCY: Environmental Protection Agency.

ACTION: Notice of approval of the National Pollutant Discharge Elimination System Pretreatment Program of the State of Hawaii.

SUMMARY: On August 12, 1983, the Environmental Protection Agency approved the State of Hawaii's National Pollutant Discharge Elimination System State Pretreatment Program. This action authorizes the State of Hawaii to administer the National Pretreatment Program as it applies to municipalities and industries within the State.

FOR FURTHER INFORMATION CONTACT: George E. Young, Permits Division (EN-336), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460, 202-426-4793.

SUPPLEMENTARY INFORMATION:

Background

The Pretreatment Program, required by the Clean Water Act of 1977, governs the control of industrial wastes introduced into Publicly Owned Treatment Works (POTWs). The objectives of the Pretreatment Program are to: (1) Prevent introduction of pollutants into POTWs which will interfere with the operation of a POTW,

including interference with its use or disposal of municipal sludge; (2) prevent the introduction of pollutants into POTWs which pass through treatment works or otherwise be incompatible with such works; (3) improve opportunities to recycle and reclaim municipal and industrial wastewaters and sludges. Local and enforcing pretreatment standards for industrial users of POTWs. To receive pretreatment program approval a State must submit to the EPA a modification to its NPDES program pursuant to the requirements and procedures of the General Pretreatment Regulation (40 CFR Part 403).

Federal Register Notice of Approval of State NPDES Programs or Modifications

EPA will provide **Federal Register** notice of any action by the Agency approving or modifying a State NPDES program. The following table will provide the public with an up-to-date list of the status of NPDES permitting authority throughout the country.

	Approved State NPDES permit program	Approved to regulate Federal facilities	Approved State pretreatment program
Alabama	10/19/79	10/19/79	10/19/79
California	05/14/73	05/05/78	
Colorado	03/27/75		
Connecticut	09/26/73		06/03/81
Delaware	04/01/74		
Georgia	06/28/74	12/08/80	03/12/81
Hawaii	11/28/74	06/01/79	08/12/83
Illinois	10/23/77	09/20/79	
Indiana	01/01/75	12/09/78	
Iowa	08/10/78	08/10/78	06/03/81
Kansas	06/28/74		
Maryland	09/05/74		
Michigan	10/17/73	12/09/78	06/07/83
Minnesota	06/30/74	12/09/78	07/16/79
Mississippi	05/01/74	01/28/83	05/13/82
Missouri	10/30/74	06/26/79	06/03/81
Montana	06/10/74	06/23/81	
Nebraska	06/12/74	11/02/79	
Nevada	09/19/75	08/31/78	
New Jersey	04/13/82	04/13/82	04/13/82
New York	10/28/75	06/13/80	
North Carolina	10/19/75		06/22/82
North Dakota	06/13/75		
Ohio	03/11/74	01/28/83	07/27/83
Oregon	09/26/73	03/02/79	03/12/81
Pennsylvania	06/30/78	06/30/78	
South Caroline	06/10/75	09/26/80	04/09/82
Tennessee	12/28/77		08/10/83
Vermont	03/11/74		03/16/82
Virgin Islands	06/30/74		
Virginia	03/31/75	02/09/82	
Washington	11/14/73		
West Virginia	05/10/82	05/10/82	05/10/82
Wisconsin	02/04/74	11/26/79	12/24/80
Wyoming	01/30/75	05/18/81	

Review Under Executive Order 12291 and the Regulatory Flexibility Act

The Office of Management and Budget has exempted this action from the OMB review requirements of Executive Order 12291 pursuant to Section 8(b) of that Order.

Pursuant to Section 605(d) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), I certify that this State Pretreatment Program Approval will not have a significant impact on a substantial number of small entities. Approval of the Hawaii NPDES State Pretreatment Program establishes no new substantive requirements, but merely transfers responsibility for administration of the program from EPA to the State.

Dated: August 12, 1983.

William D. Ruckelshaus,

Administrator.

[FR Doc. 83-22824 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

[OPTS-51475; TSH-FRL 2399-1]

Certain Chemicals; Premanufacture Notices

Correction

In the correction document appearing on page 36336 in the issue of Wednesday, August 10, 1983, which corrected FR Doc. 83-19144, make the following corrections:

1. In the heading "[OPTS-514751; TSH-FRL 2399-1]" should read "[OPTS-51475; TSH-FRL 2399-1]".

2. Correction "1.", line four, "male—1.343 g/ky" should read "male—1.343 g/kg".

BILLING CODE 1505-01-M

[ER-FRL-2418-5]

Notice of Availability of Environmental Impact Statement Filed August 8 Through August 12, 1983, Pursuant to 40 CFR Part 1506-9

RESPONSIBLE AGENCY: Office of Federal Activities, General Information (202) 382-5075 or 382-5076.

U.S. Army Corps of Engineers:
- EIS No. 830430, Report, COE, CA, Crescent City Inner Harbor Basin Improvements, Rock Removal, Del Norte County

Department of Commerce:
- EIS No. 830435, Final, NOA, SEV, ATL MXG Coral and Coral Reefs Fishery Management Plan, Due: Sept. 19, 1983
- EIS No. 830436, Final, NOA, SEV, REG ATL NC SC FL Snapper Grouper Complex Fishery Management Plan, Due: Sept. 19, 1983

Department of the Interior:
- EIS No. 830429, Draft, BLM, SEV, UT CO Green River/Hams Fork Coal Region, Two Leasing, Due: Oct. 7, 1983
- EIS No. 830441, DSuppl., MMS, AK, St. George Basin Oil and Gas Sale No. 70, Leasing, Due: Oct. 3, 1983

Department of Transportation:
- EIS No. 830442, Final, FHW, NH, I-393 and Approach Completion, NH-106 to NH-9/US 4, Merrimack County, Due: Sept. 19, 1983
- EIS No. 830438, Final, CGD, FL, Rickenbacker Causeway Improvement/Bridge Construction, Permit, Dade County, Due: Sept. 19, 1983

Environmental Protection Agency:
- EIS No. 830431, Draft, EPA, REG, Low-Arsenic Primary Copper Smelters, Inorganic Emissions Standards, Due: Oct. 3, 1983
- EIS No. 830432, Draft, EPA, REG, Glass Manufacturing Plants, Inorganic Arsenic Emissions Standards, Due: Oct. 3, 1983
- EIS No. 830433, Draft, EPA, REG, High-Arsenic Primary Copper Smelters, Inorganic Emissions Standards, Due: Oct. 03, 1983
- EIS No. 830439, Final, EPA, AZ, Arizona Hazardous Waste Facility, Land Transfer, Maricopa County, Due: Sept. 19, 1983

Departmenmt of Agriculture:
- EIS No. 830440, Draft, AFS, CO, White River National Forest Land and Resource Management Plan, Due: Nov. 23, 1983
- EIS No. 830437, Final, AFS, CA, Angeles National Forest, Special Use Road Permit, Los Angeles County, Due: Sept. 19, 1983

Tennessee Valley Authority:
- EIS No. 830434, Draft, TVA, NM, Marquez Underground Uranium Mine, Construction/Operation, McKinley County, Due: Oct. 3, 1983

Amended Notices:
- EIS No. 830334, FSuppl, NOA, SEV, OR WA CA PAC 1983 Salmon Fisheries Commercial and Recreational FMP, Published FR July 1, 1983—Review period reestablished, Due: Sept. 19, 1983

Dated: August 15, 1983.

Pasquele A. Alberico,

Acting Director, Office of Federal Activities.

[FR Doc. 83-22790 Filed 8-18-83; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL MARITIME COMMISSION

Agreement Filed

The Federal Maritime Commission hereby gives notice that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and may request a copy of the agreement and the supporting statement at the Washington, D.C. Office of the Federal Maritime Commission, 1100 L Street, NW., Room 10325. Interested parties may submit protests or comments on the agreement 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. The requirements for comments and protests are found in

§ 522.7 of Title 46 of the Code of Federal Regulations. Interested persons should consult this section before communicating with the Commission regarding a pending agreement.

Any person filing a comment or protest with the Commission shall, at the same time, deliver a copy of that document to the person filing the agreement at the address shown below.

Agreement No.: T-3981-2.

Title: Board of Trustees of the Galveston Wharves and Galport Terminal, Inc. Operating Agreement Amendment.

Parties: Board of Trustees of the Galveston Wharves (GW) and Galport Terminal, Inc. (TO).

Synopsis: Agreement No. T-3981-2 modifies the basic agreement which assigns to Galport the exclusive right to manage and operate Galveston's East End Container Terminal as a public marine container terminal in accordance with the terms and conditions of Gaveston's Container Terminal Tariff. The amendment provides for the acquisition of additional container-handling equipment by GW, provides for additional payments of fees to GW by the TO, provides for certain deductions by TO of some cost through amendment to a cost factor in the Fee Schedule, and provides for extension of the term of the Agreement to September 30, 1998.

Filing party: Benjamin R. Powel, General Counsel, Board of Trustees of the Galveston Wharves, McLeod, Alexander, Powel & Apffel, P.O. Box 629, Galveston, Texas 77553.

By order of the Federal Maritime Commission.

Dated: August 16, 1983.

Francis C. Hurney,

Secretary.

[FR Doc. 83-22845 Filed 8-18-83; 8:45 am]

BILLING CODE 6730-01-M

Security for the Protection of the Public; Financial Responsibility to Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages; Issuance of Certificate [Casualty]

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility to Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages pursuant to the provisions of Section 2, Pub. L. 89-777 (80 Stat. 1356, 1357) and Federal Maritime Commission General Order 20, as amended (46 CFR 540): Salen Lindblad Crusing, Inc. and Salenia AB, c/o Salen Lindblad Crusing, Inc., 133 East 55th Street, New York, New York 10022.

Dated: August 16, 1983.

Francis C. Hurney,

Secretary.

[FR Doc. 83-22850 Filed 8-18-83; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Agency Forms Under Review

August 11, 1983.

Background

When executive departments and independent 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 to consult with the public on significant reporting requirements before seeking OMB approval. OMB in carrying out its responsibilities under the act also considers comments on the forms and recordkeeping requirements that will affect the public. Reporting or recordkeeping requirements that appear to raise no significant issues are approved promptly. OMB's 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.

List of Forms Under Review

Immediately following the submission of a request by the Federal Reserve for OMB approval of a reporting or recordkeeping requirement, a description of the report is published in the **Federal Register**. This information contains the name and telephone number of the Federal Reserve Board clearance officer (from whom a copy of the form and supporting documents is available). The entries are grouped by type of submission—i.e., new forms, revisions, extensions (burden change), extensions (no change), and reinstatements.

Copies of the proposed forms and supporting documents may be obtained from the Federal Reserve Board clearance officer whose name, address, and telephone number appear below. The agency clearance officer will send you a copy of the proposed form the request for clearance (SF 83), supporting statement, instruction, transmittal letters, and other documents that are submitted to OMB for review.

For further information contact:

Federal Reserve Board Clearance Officer—Cynthia Glassman—Division of Research and Statistics, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 (202-452-3829)

OMB Reviewer—Judy McIntosh—Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 3208, Washington, D.C. 20503 (202-395-6880)

Request for Revision of an Existing Report

1. Report title: Quarterly Survey of Number of Selected Transaction Accounts.

Agency form number: FR 2071a, FR 2071a-n

Frequency: Quarterly

Reporters: Commercial banks

SIC Code: 602

Small businesses are affected.

General description of report: Respondent's obligation to reply is voluntary [12 U.S.C. 248(a)]; a pledge of confidentiality is promised [5 U.S.C. 552(b)(4) and (b)(8)].

This report provides information on the number of selected transaction accounts (NOW/ATS, "Super NOWs" and MMDAs). This information is important in analyzing the monetary aggregates.

Request for Deletion

1. Report title: Monthly Survey of Number of Accounts in and Sources of Funds for, Money Market Deposit Accounts; Monthly Survey of Number of Accounts in and Sources of Funds for, "Super NOW" Accounts.

Agency form number: FR 2071c, FR 2071d

Frequency: Monthly

Reporters: Commercial banks

SIC Code: 602

Small businesses are affected.

General description of report: Respondent's obligation to reply is voluntary [12 U.S.C. 248(a)]; a pledge of confidentiality is promised [5 U.S.C. 552(b)(4) and (b)(8)].

These reports provided information on the number of accounts in and sources of funds for, MMDAs and "Super NOWs". The information on the sources of funds is no longer needed but it is necessary to continue monitoring the number of MMDA and "Super NOW" accounts. Therefore, the latter will be collected on the FR 2071a and FR 2071a-n reports.

Board of Governors of the Federal Reserve System, August 15, 1983

James McAfee,

Associate Secretary of the Board.

[FR Doc. 83-22798 Filed 8-18-83; 8:45 am]

BILLING CODE 6210-01-M

Formation of Bank Holding Companies; Caney Valley Bancshares, et al.

The companies listed in this notice have applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become bank holding companies by acquiring voting shares or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. **Federal Reserve Bank of Kansas City** (Thomas M. Hoenig, Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. **Caney Valley Bancshares, Inc.**, Caney, Kansas; to become a bank holding company by acquiring 95 percent of the voting shares of Caney Valley National Bank, Caney, Kansas. Comments on this application must be received not later than September 12, 1983.

2. **The Mitch Corporation**, Mitchell, Nebraska; to become a bank holding company by acquiring 91 percent of the voting shares of First National Bank in Mitchell, Nebraska. Comments on this application must be received not later than September 12, 1983.

B. **Federal Reserve Bank of Chicago** (Franklin D. Dreyer, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. **Iola Bancshares, Inc.**, Iola, Wisconsin; to become a bank holding company by acquiring 94.5 percent of the voting shares of First State Bank of Iola, Iola, Wisconsin. Comments on this application must be received not later than September 12, 1983.

Board of Governors of the Federal Reserve System, August 15, 1983.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 83-22796 Filed 8-18-83; 8:45 am]

BILLING CODE 6210-01-M

Acquisition of Bank Shares by Bank Holding Companies; Centurion Bancorp, Inc.

The company listed in this notice has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire voting shares or assets of a bank. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated. With respect to the application, interested persons may express their views in writing to the address indicated. Any comment on the application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. **Federal Reserve Bank of Richmond** (Lloyd W. Bostian, Jr., Vice President) 701 East Byrd Street, Richmond, Virginia 23261:

1. *Centurion Bancorp, Inc.*, Charleston, West Virginia; to acquire 100 percent of the voting shares or assets of Citizens National Bank of St. Albans, St. Albans, West Virginia. Comments on this application must be received not later than September 7, 1983.

Board of Governors of the Federal Reserve System, August 15, 1983.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 83-22797 Filed 8-18-83; 8:45 am]

BILLING CODE 6210-01-M

Acquisition of Bank Shares by Bank Holding Companies; Dawson Corp., et al.

The companies listed in this notice have applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire voting shares or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. **Federal Reserve Bank of Kansas City** (Thomas M. Hoenig, Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. *Dawson Corporation*, Lexington, Nebraska; to acquire 73 percent of the voting shares or assets of The Mitch Corporation, Mitchell, Nebraska proposed parent of First National Bank in Mitchell, Mitchell, Nebraska. Comments on this application must be received not later than September 14, 1983.

B. **Federal Reserve Bank of Dallas**; (Anthony J. Montelaro, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. *First Bancshares of Texas, Inc.*, Longview, Texas; to acquire 100 percent of the voting shares or assets of The First National Bank of Atlanta, Atlanta, Texas. Comments on this application must be received not later than September 14, 1983.

Board of Governors of the Federal Reserve System, August 16, 1983.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 83-22799 Filed 8-18-83; 8:45 am]

BILLING CODE 6210-01-M

Formation of Bank Holding Companies; Sandwich Banco, Inc., et al.

The companies listed in this notice have applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become bank holding companies by acquiring voting shares or assets of a bank. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application may be inspected at the offices of the Board of Governors, or at the Federal Reserve Bank indicated for that application. With respect to each application, interested persons may express their views in writing to the address indicated for that application. Any comment on an application that requests a hearing must include a

statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

A. **Federal Reserve Bank of Chicago** (Franklin D. Dreyer, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. *Sandwich Banco, Inc.*, Sandwich, Illinois; to become a bank holding company by acquiring 100 percent of the voting shares of The Sandwich State Bank, Sandwich, Illinois, and 100 percent of the voting shares of First National Bank in DeKalb, KeKalb, Illinois. Comments on this application must be received not later than September 7, 1983.

B. **Federal Reserve Bank of Minneapolis** (Bruce J. Hedblom, Vice President) 250 Marquette Avenue, Minneapolis, Minnesota 55480:

1. *Eagle Bank Holding Corp.*, Clarissa, Minnesota; to become a bank holding company by acquiring 91.25 percent of the voting shares of the Citizens State Bank, Eagle Bend, Minnesota. Comments on this application must be received not later than September 14, 1983.

C. **Federal Reserve Bank of Dallas** (Anthony J. Montelaro, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. *Washington County Bancshares, Inc.*, Brenham, Texas; to become a bank holding company by acquiring 80 percent or more of the voting shares of Washington County State Bank, Brenham, Texas. Comments on this application must be received not later than September 14, 1983.

D. **Board of Governors of the Federal Reserve System** (William W. Wiles, Secretary) Washington, D.C. 20551:

1. *Triad Bancshares, Inc.*, Tulsa, Oklahoma; to become a bank holding company by acquiring 100 percent of the voting shares of Triad Bank, N.A., Tulsa, Oklahoma. This application may be inspected at the offices of the Board of Governors or the Federal Reserve Bank of Kansas City. Comments on this application must be received not later than September 14, 1983.

Board of Governors of the Federal Reserve System, August 15, 1983.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 83-22800 Filed 8-18-83; 8:45 am]

BILLING CODE 6210-01-M

Bank Holding Companies; Proposed de Novo Nonbank Activities, Area Financial Corp. et al

The organizations identified in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *de novo*, (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to these applications, interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreasd or unfair competition, conflicts of interests, or unsound banking practices." Any comment that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

The applications may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated. Comments and requests for hearing should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than the date indicated.

Federal Reserve Bank of San Francisco (Harry W. Green, Vice President) 101 Market Street, San Francisco, California 94105:

1. *Area Financial Corporation*, Redwood City, California (real estate appraisal activities; California): To engage *de novo*, through its subsidiary, C. Warren Fox Appraisal Services, Inc., in real estate appraisal. These activities would be conducted in the State of California from an office in Redwood City, California. Comments on this application must be received not later than September 15, 1983.

2. *United Nancorp of Arizona*, Phoenix, Arizona (lending and servicing activities; Arizona): To engage, through its subsidiary, H.S. Pickrell Company, in origination, making, acquiring, purchasing, arranging for, holding, warehousing and selling, for its own account and for the account of others, loans of all types, and other extensions of credit, secured by mortgages or deeds of trust on real property such as would be made by a mortgage company; and servicing loans and other extensions of credit for any person. These activities will be conducted at an office located in Phoenix, Arizona, servicing northwest Phoenix, Arizona. Comments on this application must be received not later than September 14, 1983.

3. *BankAmerica Corporation*, San Francisco, Califorinia (financing, servicing, and insurance activities; *de novo* office; New York): To engage, through its three indirect subsidiaries, BA FinanceAmerica Corporation, a New York corporation, BAC Credit Corporation, a New York corporation, and FA Credit Corporation, a Delaware corporation, in the activities of making or acquiring for their own account loans and other extensions of credit such as would be made or acquired by a finance company; servicing loans and other extensions of credit; and offering credit-related life insurance and credit-related accident and health insurance. The aforementioned types of credit-related insurance are permissible under Section 4(c)(8)(A) of the Bank Holding Company Act of 1956, as amended by the Garn St. Germain Depository Institutions act of 1982. Credit-related property insurance will not be offered. The activities of BA FinanceAmerica Corporation will include, but not be limited to, making consumer installment loans, making loans or other extensions of credit to businesses and making loans or other extensions of credit secured by real and personal property. The activities of BAC Credit Corporation will include, but not be limited to, purchasing installment sales finance contracts. The activities of FA Credit Corporation will include, but not be limited to, making loans or other extensions of credit secured either by first liens on stock in a residential cooperative housing corporation where the loan, mortgage or advance is used to finance the acquisition of such stock, or by a first lien on a residetial manufactured home. All three corporations will be offering credit-related life and credit-related accident and health insurance directly related to extensions of credit made or acquired by each of the three corporations. The activities of each of the three corporations will be conducted from a *de novo* office located in Rochester, New York; each corporation serving the entire State of New York. Comments on this application must be received not later than September 15, 1983.

Board of Governors of the Federal Reserve System, August 15, 1983.

James McAfee,

Associate Secretary of the board.

[FR Doc. 83-22802 Filed 8-18-83; 8:45 am]

BILLING CODE 6210-01-M

FEDERAL TRADE COMMISSION

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules; ARA Services, Inc. et al.

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register.**

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction	Waiting period terminated effective
(1) 83-0538—ARA Services Inc.'s proposed acquisition of voting securities of Solon Automated Services, Inc.	Aug. 4, 1983.
(2) 83-0543—Boone Valley Cooperative Processing Association's proposed acquisition of assets of Land O' Lakes, Inc.	Do.
(3) 83-0547—Boone Valley Cooperative Processing Association's proposed acquisition of assets of Farmland Industries, Inc.	Do.
(4) 83-0569—Porex Technologies Corp.'s proposed acquisition of voting securities and assets of A P L Corp.	Do.
(5) 83-0563—F M I Financial Corp.'s proposed acquisition of voting securities of Mid-Continent Industries, Inc.	Do.
(6) 83-0572—Mid-Continent Industries, Inc.'s proposed acquisition of voting securities of F M I Financial Corp.	Do.
(7) 83-0570—Selim K. Zilkha's proposed acquisition of voting securities of Towner Petroleum Co.	Do.
(8) 83-0575—Tinicum, Inc., (Derald H. Ruttenberg, UPE) of assets of GTE Corp.	Do.
(9) 83-0504—Automatic Data Processing, Inc.'s proposed acquisition of voting securities of GTE Telenet Information Services, Inc., (GTE Corp., UPE).	July 29, 1983.
(10) 83-0519—Beneficial Corp.'s proposed acquisition of assets of Nevada National Bank, (Nevada National Bancorporation, UPE).	Do.
(11) 83-0523—Transamerica Corp.'s proposed acquisition of voting securities of Bell and Howell Co.	July 26, 1983.
(12) 83-0537—International Signal and Control Group PLC's proposed acquisition of voting securities of The Marquardt Co., (C C I Corp., UPE).	Do.
(13) 83-0542—Geoffrey R. Simmonds's proposed acquisition of voting securities of Hercules Inc.	Do.
(14) 83-0541—Hercules Inc.'s proposed acquisition of voting securities of Simmonds Precision Products, Inc.	Do.
(15) 83-0544—Diasonics, Inc.'s proposed acquisition of voting securities of Fischer Imaging Corp.	July 27, 1983.
(16) 83-0505—I P M Technology, Inc.'s proposed acquisition of voting securities of Newhall Refining Co., (Pauley Petroleum, Inc., UPE).	Aug. 8, 1983.
(17) 83-0552—The Oklahoma Publishing Co.'s proposed acquisition of certain assets of American General Corp. and all of the voting securities of WSM, Inc.	Do.
(18) 83-0560—TIE Communications, Inc.'s proposed acquisition of assets of the Hertz Commercial Leasing Division, (RCA Corp., UPE).	Do.
(19) 83-0574—Franklin L. Haney's proposed acquisition of voting securities of Joyce Beverages, Inc.	Aug. 9, 1983.
(20) 83-0563—The Scoular Co.'s proposed acquisition of assets of Standard Oil Co. (Indiana) and all voting securities of Farmer's Fertilizer Co.	Aug. 8, 1983.
(21) 83-0585—The Williams Companies's proposed acquisition of voting securities of Peabody Holding Co., Inc.	Aug. 9, 1983.
(22) 83-0586—Newmont Mining Corp.'s proposed acquisition of voting securities of Peabody Holding Co., Inc.	Do.
(23) 83-0588—Equity Group Holdings' (Steven Rales, Mitchell Rale, UPE) proposed acquisition of assets of the Consumer Plastic Division of International Paper Co.	Aug. 4, 1983.
(24) 83-0593—Pacific Standard Life Co.'s proposed acquisition of voting securities of Southmark Subsidiary Co., (Southmark Corp., UPE).	Do.
(25) Allied Grape Growers's proposed acquisition of assets of Heublein Wines, (R. J. Reynolds Industries, Inc., UPE).	July 27, 1983.
(26) Digital Equipment Corp.'s proposed acquisition of voting securities of Trilogy Ltd.	July 28, 1983.
(27) 83-0534—National Can Co.'s proposed acquisition of assets of Kerr Glass Manufacturing Co.	Aug. 10, 1983.
(28) 83-0603—The LTV Corp.'s proposed acquisition of voting securities of A M General, (American Motors Corp., UPE).	Do.
(29) 83-0591—Kyocera Corp.'s proposed acquisition of voting securities of Yashica Co., Ltd.	Aug. 6, 1983.
(30) 83-0595—Bechtel Group, Inc.'s proposed acquisition of voting securities of Peabody Holding Co., Inc.	Aug. 9, 1983.
(31) 83-0509—Beverly Enterprises' proposed acquisition of voting securities of Villa Ccotillo, Inc.	Aug. 3, 1983.
(32) 83-0549—The Kroger Co.'s proposed acquisition of certain voting securities of Kroco Inc., a subsidiary of Baldwin-United Corp.	Do.
(33) 83-0568—J. B. Haralson's proposed acquisition of assets of The Colwell Co., Baldwin-United Mortgage Co.; C. C. Fletcher Mortgage Co.; Moyer Mortgage Co., Inc. and Fulton and Goss, Inc.	Aug. 4, 1983.

FOR FURTHER INFORMATION CONTACT:
Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580, (202) 523-3894.

By direction of the Commission.

Emily H. Rock,

Secretary.

[FR Doc. 83-22785 Filed 8-18-83; 8:45 am]

BILLING CODE 6750-01-M

GENERAL SERVICES ADMINISTRATION

Agency Information Collections Under Review by the Office of Management and Budget (OMB)

AGENCY: Office of Oversight, GSA.

ACTION: Notice of Information Collections.

SUMMARY: The General Services Administration (GSA) plans to request the Office of Management and Budget to review and approve the information collections listed below. GSA is required under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), to consider comments on proposed information requirements that will affect the public.

DATE: Comments on these information requests must be submitted on or before September 13, 1983.

ADDRESSES: Send comments to Franklin S. Reeder, GSA Desk Officer, Room 3235, NEOB, Washington, D.C. 20503, and John Gilmore, GSA Clearance Officer, GSA (ORAI), Washington, D.C. 20405.

FOR FURTHER INFORMATION CONTACT:
Jim Flowers on 202-566-0666.

SUPPLEMENTARY INFORMATION:

1. *Title, purpose and annual burden.* a. *Automatic Data Processing Equipment Data System (ADPE/DS).* The ADPE/DS collects information from Federal agencies on computer equipment, utilization and resources. Annual reporting burden: Respondents 64, responses 48,000, hours 3,200.

b. *Automatic Data Processing Equipment (ADPE) Solicitation Provision (Discontinuance Repricing).* The ADPE provision may be used when contracting for ADPE systems by negotiation. Annual reporting burden: Respondents 650, responses 650, hours 22.

c. *Change Order Accounting (COA).* The COA requirement is necessary to account for costs associated with changes in supply and research and development contracts. It is required whenever the estimated cost of a change or series of related changes exceeds $100,000. Annual reporting burden:

Respondents 8,750, responses 157,500, hours 26,303.

d. *Scientific and Technical Reports (STR).* Contractors are required under research and development contracts to furnish scientific and technical reports. These provide a permanent record of work accomplished under the contract. Annual reporting burden: Respondents 3,500, responses 35,000, hours 875,000.

e. *Value Engineering Requirements.* These are necessary to encourage contractors to establish a program to identify and submit recommendations for performing more economically. Annual reporting burden: Respondents 400, responses 1,600, hours 48,000.

f. *Technical and Management Approach.* Research and development solicitations require offerors to describe their technical and management approach, identify technical uncertainties, and make recommendations regarding uncertainties. Annual reporting burden: Respondents 5,000, responses 70,000, hours 70,000.

g. *Contractor Purchasing System Review.* Contractors that have sales to exceed $10 million annually must have their purchasing system reviewed for program compliance. Annual reporting burden: Respondents 1,000, responses 333, hours 333.

h. *Consent to Subcontract.* Contractors are required to provide specific information regarding proposed subcontracts. Annual reporting burden: Respondents 2,250, responses 4,500, hours 4,500.

2. *Obtaining copies of information proposals.* A copy of these information collection proposals may be obtained from the Directives and Reports Management Branch (ORAI), Room 3015, GS Building, Washington, D.C. 20405, telephone (202-566-0666).

Dated: August 12, 1983.

Clarence A. Lee, Jr.,

Director of Administrative Services.

[FR Doc. 83-22855 Filed 8-18-83; 8:45 am]

BILLING CODE 6820-34-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Agency Forms Submitted to the Office of Management and Budget for Clearance

Each Friday the Department of Health and Human Services (HHS) publishes a list of information collection packages it has submitted to the Office of Management and Budget (OMB) for clearance in compliance with the Paperwork Reduction Act (44 U.S.C. Chapter 35). The following are those packages submitted to OMB since the last list was published on August 12.

Public Health Service

Alcohol, Drug Abuse, and Mental Health Administration

Subject: Field Test of Survey Forms and Procedures for the 1985 National Institutes of Mental Health Client/Patient Sample Survey—new
Respondents: State and county mental hospitals, private psychiatric hospitals, community mental health centers, and partial care programs which provide mental health services
Subject: Community Support Program Client Follow-up Study—new
Respondents: Individuals and State and local community support program coordinators and program directors
Subject: Protection of Identity—Research Subjects—new
Respondents: Non-profit institutions, Federal agencies or employees
OMB Desk Officer: Fay S. Iudicello.

Centers for Disease Control

Subject: Trade Named Products Ingredient Clarification—new
Respondents: Business firms covered by the Occupational Safety and Health Act of 1970
OMB Desk Officer: Fay S. Iudicello

Health Resources and Services Administration

Subject: National Registry of Health Maintenance Organizations Financing Needs (0915-0066)—extension/no change
Respondents: Health Maintenance Organizations
Subject: Indian Health Service Contract Hospital Inpatient Report (0915-0021)—extension/no change
Respondents: Health care providers under contract to the Indian Health Service
Subject: Indian Heatlh Service Contract Health Service Report (Other than Hospital Inpatient or Dental) (0915-0020)—extension/no change
Respondents: Health care providers under contract to the Indian Health Service
Subject: Indian Health Service Contract Dental Care Report (0915-0022)—extension/no change
Respondents: Health care providers under contract to the Indian Health Service
OMB Desk Officer: Fay S. Iudicello

National Institutes of Health

Subject: Audiovisual Selection-Acquisition Study—new
Respondents: Individuals
OMB Desk Officer: Fay S. Iudicello

Office of Human Development Services

Subject: Head Start Program Performance Standards Plans—existing regulation
Respondents: Head Start grantees and delegate agencies
Subject: Annual Summary of Child Welfare Services and Annual Budget Request (0980-0047)—revision
Respondents: State agencies
OMB Desk Officer: Milo Sunderhauf

Health Care Financing Administration

Subject: Medicaid Quality Control Third Party Resource Worksheet (HCFA 301C) (Addendum) and Third Party Liability Review Worksheet (HCFA 301D)—extension/no change
Respondents: State Medicaid agencies
Subject: Independent Rural Health Clinic Cost Reporting Form (HCFA 222)—extension/no change
Respondents: Rural health clinics participating in Medicare and urban clinics in the Medicare Urban Clinics Demonstration
Subject: Evaluation of Social/Health Maintenance Organization Demonstration—preliminary plan
Respondents: Participating providers and eligible beneficiaries
OMB Desk Officer: Fay S. Iudicello

Social Security Administration

Subject: Agreement to Sell Property (0960-0127)—revision
Respondents: Selected Supplemental Security Income applicants
Subject: Request for Reconsideration—Disability Cessation (SSA-789)—new
Respondents: Certain Social Security disability beneficiaries
Subject: REconsideration Report for Disability Cessation (SSA-782)—new
Respondents: Certain Social Security disability beneficiaries
Subject: Waiver of Right to Appear—Disability Hearing (SSA-773)—new
Respondents: Certain Social Security disability beneficiaries
Subject: Notice Regarding Substitution of Party Upon Death of Claimant-Reconsideration of Disability Cessation (SSA-770)—new
Respondents: Certain Social Security disability beneficiaries
Subject: Response to Notice of Revised Determination (SSA-765)—new
Respondents: Certain Social Security disability beneficiaries
Subject: Request for Change in Time/Place of Disability Hearing (SSA-769)—new
Respondents: Certain Social Security Disability Beneficiaries
OMB Desk Officer: Milo Sunderhauf

Copies of the above information collection clearance packages can be obtained by call the HHS Reports Clearance Officer on 202–245–6511.

Written comments and recommendations for the proposed information collections should be sent directly to the appropriate OMB Desk Officer designated above at the following address: OMB Reports Management Branch, New Executive Office Building, Room 3208, Washington, D.C. 20503; ATTN: (name of OMB Desk Officer).

Dated: August 15, 1983.

Robert F. Sermier,

Deputy Assistant Secretary for Management Analysis and Systems.

[FR Doc. 83-22731 Filed 8-18-83; 8:45 am]

BILLING CODE 4150-04-M

Food and Drug Administration

[Docket No. 83F-0245]

C. V. Chemie Combinatie Amsterdam C. C. A.; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that C. V. Chemie Combinatie Amsterdam C. C. A. has filed a petition proposing that the food additive regulations be amended to provide for the safe use of 4-0-(B-galactosyl)-D-glucitol as a reduced calorie sweetening agent.

FOR FURTHER INFORMATION CONTACT: Geraldine E. Harris, Bureau of Foods (HFF–334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–472–5690.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 3A3727) has been filed by C. V. Chemie Combinatie Amsterdam C. C. A., Gorinchem, Holland, proposing that Part 172 (CFR Part 172) be amended to provide for the safe use of 4-0-(B-galactosyl)-D-glucitol as a reduced calorie sweetening agent for food.

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the **Federal Register** in accordance with 21 CFR 25.40(c) (proposed December 11, 1979; 44 FR 71742).

Dated: August 4, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83-22468 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83F-0250]

Shell Oil Co.; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that Shell Oil Co. has filed a petition proposing that the food additive regulations be amended to provide for the safe use of polyalkyl (C_{16}-C_{22}) acrylate polymer as a processing aid in the manufacture of petroleum wax used as a direct food additive.

FOR FURTHER INFORMATION CONTACT: Garnett R. Higginbotham, Bureau of Foods (HFF–334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–472–5690

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 2A3653) has been filed by Shell Oil Co., Houston, TX 77210, proposing that Part 173 (21 CFR Part 173) of the food additive regulations be amended to provide for the safe use of polyalkyl (C_{16}-C_{22}) acrylate polymer as a processing aid in the manufacture of petroleum wax regulated under § 172.886 *Petroleum wax* (21 CFR 172.886).

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the **Federal Register** in accordance with 21 CFR 25.40(c) (proposed December 11, 1979; 44 FR 71742).

Dated: August 4, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

FR Doc 83-22470 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

Microbiology Device Section of the Immunology and Microbiology Devices Panel; Republishing of Meeting Notice

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is republishing the notice announcing a meeting of the Microbiology Device Section of the Immunology and Microbiology Devices Panel scheduled for September 8 and 9, 1983. The meeting was announced in the **Federal Register** of August 12, 1983 (48 FR 36658). The notice is being republished because of a change in the open committee discussion. In addition to the agenda items announced in the August 12 notice, the committee will also discuss requests for reclassification of the toxoplasma gondii serological reagent and the antimicrobial susceptibility test disc.

Microbiology Device Section of the Immunology and Microbiology Devices Panel

Date, time, and place. September 8 and 9, 9 a.m., Rm. 1207, 8757 Georgia Ave., Silver Spring, MD.

Type of meeting and contact person. Open public hearing, September 8, 9 a.m. to 10 a.m.; open committee discussion, 10 a.m. to 5 p.m.; open public hearing, September 9, 9 a.m. to 10 a.m.; open committee discussion, 10 a.m. to 5 p.m.; Thomas M. Tsakeris, National Center for Devices and Radiological Health (HFK–440), Food and Drug Administration, 8757 Georgia Ave., Silver Spring, MD 20910, 301–427–7550.

General function of the committee. The committee reviews and evaluates available data on the safety and effectiveness of devices and makes recommendations for their regulation.

Agenda—Open public hearing. Interested persons may present data, information, or views, orally or in writing, on issues pending before the committee. Those desiring to make formal presentations should notify the contact person before August 25, and submit a brief statement of the general nature of the evidence or arguments they wish to present, the names and addresses of proposed participants, and an indication of the approximate time required to make their comments.

Open committee discussion. The committee will discuss premarket approval applications for hepatitis A and B virus in vitro diagnostic products and a premarket approval application for an in vitro diagnostic product for the determination of the minimum inhibitory concentration of antimicrobic agents. The committee will also discuss requests for reclassification from class II (performance standards) to class I (general controls) of the toxoplasma gondii serological reagent and the

antimicrobial susceptibility test disc. These request were submitted in response to the July 8, 1983 **Federal Register** notices (48 FR 31388 and 31390) of the agency's intent to develop performance standards for these devices.

Dated: August 11, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-22475 Filed 8-12-83 2:50 pm]

BILLING CODE 4160-01-M

[Docket No. 83D-0256]

Videotaping of Public Administrative Proceedings; Draft Policy Guide

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is inviting public comment on a draft policy guide entitled "Videotaping of Public Administrative Proceedings," which outlines policy and procedures the agency views as appropriate for videotape media coverage of the agency's public administrative proceedings. If, after evaluating the comments, FDA concludes that the policy guide reflects appropriate policy and procedures, FDA wil issue the policy guide in final form and make it publicly available.

DATE: Comments by October 18, 1983.

ADDRESS: Written comments regarding the draft policy guide to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Ruth Sherman, Office of Legislation and Information (HFW-1), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-3793.

SUPPLEMENTARY INFORMATION: FDA has prepared a draft policy guide for the purpose of developing agency policy and procedures applicable to videotape media coverage of the agency's public administrative proceedings.

FDA is making the draft policy guide available for public comment before issuing it as the formal position of the agency. If, after evaluating any comments received, FDA concludes that the policy guide reflects appropriate policy and procedures, FDA will issue the policy guide in final form and make it publicly available. The full text of the draft policy guide follows:

Videotaping of Public Administrative Proceedings

Purpose of Guide

The Food and Drug Administration (FDA) is establishing a policy and procedures regarding the presence and operation of live or delayed television recording, or other videotape and photographic equipment, at public administrative proceedings by any person other than the official reporter.

Background Information

Increasing public awareness of and attention to health issues has, in recent years, led to greater amounts of health-specialized television media coverage. FDA Advisory Committee meetings and a Public Board of Inquiry have been videotaped. The agency believes it is appropriate at this time to establish a policy and implementing procedures on video-media coverage of Agency public administrative proceedings to guide presiding officers and chairpersons and to inform both participants and persons who wish to videotape them.

Because many different types of proceedings fall under this guide, any one of which may present unique circumstances, the policy and procedures in this guide provide the presiding officers with a degree of flexibility. The guide sets forth the agency's policy as well as the procedures that presiding officers should ordinarily follow, but from which they may depart in particular situations if necessary.

The agency has for many years willingly committed itself to a policy of openness. In many instances, FDA has sought to make the open portions of agency public administrative proceedings more accessible to public participation. Similarly, FDA has sought, wherever possible, to allow full written media access to its proceedings, so that members of the press would have the opportunity to provide first hand reports. However, the agency has never established a policy on media videotape coverage. Because this particular type of media coverage may present certain difficulties which will be easier to resolve with advance notice to the agency and all participants, FDA believes that publication of this policy will facilitate and further increase media access to its public administrative proceedings. The agency intends to refer to this guide when notices of hearing or advisory committee meetings are published in the **Federal Register.** Thus, all parties to a proceeding will be aware in advance that the proceeding may be videotaped, and any person interested in videotaping the proceeding will be notified that there are established procedures to be followed.

Public administrative proceedings, as used in this discussion, are all FDA proceedings which the public has a right to attend. These include formal evidentiary hearings, public boards of inquiry, advisory committee meetings, Commissioner and regulatory hearings, and consumer exchange meetings. Certain portions of some of these proceedings may be closed to the public if material that is not to be disclosed to the public because it is confidential, privacy-related, or trade secret under provisions of the Federal Food, Drug, and Cosmetic Act, the Freedom of Information Act, or other applicable Federal statutes is to be discussed. Thus, video-media coverage of a public administrative proceeding may be temporarily interrupted should a portion of the proceeding be closed to the public by the presiding officer.

The agency is requesting advance notice to the Office of Legislation and Information (Press Relations Staff) by any person or organization intending to videotape a public administrative proceeding. The Press Relations Staff will advise the presiding officer that the proceeding will be videotaped and ascertain whether any special provisions in addition to the procedures established in this guide are required by the presiding officer. If so, the Press Relations Staff will function as a liaison between the presiding officer and the person intending to videotape the proceeding in establishing any additional procedures in addition to those outlined herein.

Obviously, the purpose of advance notice is to facilitate the orderly conduct of the proceeding. Knowledge of anticipated media coverage will allow the presiding officer to make any special arrangements as may be required and, if necessary, establish any special conditions for videotaping the proceeding. The agency believes that the statement of policy which follows establishes specific enough criteria to promote uniformity, even though a presiding officer may further establish additional conditions as may be required in a particular situation. The presiding officer may also be less restrictive, taking into account such factors as the duration of a hearing, design of the room, etc.

Should a media representative need to challenge a presiding officer's additional requirements, the agency is establishing an appeal process. Minimum standards for videotaping are described in this guide; any additional restrictions or conditions established are appealable in

writing to the Deputy Commissioner of Food and Drugs.

The primary responsibility of a presiding officer is to ensure the orderly and expeditious conduct of a hearing. The public administrative proceedings covered by this policy statement vary so widely, even for the same type of proceeding, that the circumstances in each will be unique. Therefore, the presiding officer must retain authority to establish additional procedures that are appropriate in each particular set of circumstances. The presiding officer is obligated to be concerned with the timely conduct of a hearing, the limited availability of certain witnesses, and any disruptions to the proceeding which may occur as a result of setting up of videotape equipment. For this reason, the policy establishes certain requirements with respect to set up and breakdown, limiting these activities to before or after the proceeding or during a break.

In addition, it is possible that the presence of cameras may have an adverse impact on the quality of the substantive discussion in a proceeding, if a witness is so intimidated or distracted by the camera that he or she cannot present testimony as effectively as may have been possible without the camera. Thus FDA is affirming, as part of its policy, the privilege of a witness not to be videotaped at all. This option is not available to FDA employees or to special Government employees. Consistent with the agency's desire for openness in its proceedings, availability for videotaping is viewed as a part of a Government employee's official duties. Finally, in order to prevent disruption and distraction from roving camera and microphone teams, cameras and microphones must be set up in a stationary position in advance of the proceeding, and may not be moved during the time that the proceeding is in session. As noted previously, the presiding officer may, at his/her discretion, be less restrictive if appropriate.

The presiding officer may not be able to anticipate everything that will transpire during a proceeding and so retains the authority to make additional rulings regarding videotaping during its course. Although rulings made during the course of a proceeding are appealable to the Deputy Commissioner, an appeal will not stop the proceeding pending the Deputy Commissioner's decision. However, the agency is requiring presiding officers to report to the Deputy Commissoner any additional requirements on videotaping made during the course of a proceeding other than requirements to cease videotaping during any closed portion of the hearing. A presiding officer must notify the Deputy Commissioner immediately of the fact of such a ruling, and must submit a written explanation of his/her decision within 24 hours.

The agency would like to allow all interested media representatives to videotape a proceeding in which they have an interest. However, should space limitations preclude a multitude of cameras, the presiding officer will permit, on a first come basis, a representative of each category of video-media, e.g., one network representative, one cable representative, etc., to the proceeding. In such a case, pool sharing arrangements of the resulting videotape should be made between those allowed to film and those who were excluded. The order in which advance notice of intent to videotape a proceeding is received by the Press Relations Staff will determine the selection of representatives for each category of video-media. The agency recommends that parties intending to videotape provide as much advance notice as possible, so that the agency may best respond to the needs of the video-media.

The agency recognizes that video-media representatives may desire only short footage of a proceeding, a facsimile of the proceeding, and/or interview opportunities and may be unnecessarily restricted by requirements for setting up before a proceeding and then waiting until a break in the proceeding before being permitted to take down their equipment. To accommodate this possibility, the Press Relations Staff, in consultation with the presiding officer, will attempt to make arrangements to respond to the needs of the video-media, such as providing a break shortly after commencement of the proceeding to permit take down.

The agency is committed to allowing, whenever possible, videotape coverage of its public administrative proceedings as established in this guide. The policy and procedures follow the basic recommendation of the Administrative Conference of the United States on Broadcast of Agency Proceedings, which was adopted June 8, 1972. FDA agrees with the conclusions of the Administrative Conference that there is a "need to inform the public concerning administrative proceedings, particularly those of broad social or economic impact, and to encourage participation in and understanding of the administrative process. Therefore, the public interest will be served by permitting radio and television coverage of many administrative proceedings, subject to appropriate limitations and controls."

Definitions

(a) "Public administrative proceeding" as used in this guide means any proceeding that the public has a right to attend. This includes a formal evidentiary public hearing as set forth in Part 12, a public hearing before a Public Board of Inquiry as set forth in Part 13, a public hearing before a Public Advisory Committee as set forth in Part 14, a public hearing before the Commissioner as set forth in Part 15, and a regulatory hearing before FDA as set forth in Part 16. Portions of any of these proceedings may be closed to the public and video-media when material that is not disclosable to the public is to be discussed.

(b) "Advance notice" as used in this guide means written or telephone notification to the Office of Legislation and Information (Press Relations Staff) of intent to videotape an Agency public administrative proceeding.

(c) "Videotape" as used in this guide means any visual recording made by videotape recording equipment or moving film camera.

(d) "Person" means individual, partnership, corporation, association, or other legal entity.

(e) "FDA" means Food and Drug Administration.

Policy With Respect to Videotape Coverage of Agency Public Administrative Proceedings

(a) This guide describes FDA's policy and procedures applicable to videotape media coverage of Agency public administrative proceedings. It is intended to clarify and explain FDA's policy on the presence and operation of videotaping equipment at such proceeding, and to assure uniform and consistent application of practices and procedures throughout the agency.

(b) A person may videotape any open public administrative proceeding, subject to the conditions specified in this guide. FDA will, whenever possible, permit all interested persons access to videotape agency public administrative proceedings. However, when space is limited, the presiding officer of the hearing may restrict the number of cameras present. Should such a restriction become necessary, one representative of each video-media category will be permitted, e.g., one network camera, one cable camera, etc. The time of receipt of the advance notice to videotape will be used to determine the representation for each

category. Pool sharing arrangements of the resulting videotape should be made between those allowed to film and those who were excluded.

(c) Cameras should be completely set up before a proceeding starts and remain standing in the designated area; they may be taken down only during breaks or after the hearing is over. "Roving" video cameras will not be permitted during the proceeding. Any artificial lighting should be unobtrusive. Microphones, like video cameras, should be in place before the start of a proceeding and may be taken down as indicated above.

(d) The presiding officer may establish other conditions before the proceeding begins in conjunction with the Press Relations Staff. These may be either more or less restrictive, specific to the proceeding for which the request is being made.

(e) The presiding officer retains full authority to discontinue videotaping of a proceeding or establish other requirements during a proceeding should such a decison become necessary. If additional requirements are established, the presiding officer will notify the Deputy Commissioner of Food and Drugs of that fact by telephone immediately, and submit a written explanation of the circumstances that necessitated such an action within 24 hours, or sooner if requested by the Deputy Commissioner.

(f) A videotape recording of an FDA public administrative proceeding may not be represented as an official record of the proceeding. The only official record is the written transcript of the proceeding which is taken by the official reporter.

(g) "Off-the-record" portions of a proceeding may not be videotaped.

(h) A witness in a public administrative proceeding has the right, prior to or during his/her testimony, to decline to be videotaped. However, this provision does not apply to FDA employees or to special Government employees.

Obligations of Persons Videotaping Agency Public Administrative Proceedings

(a) To facilitate agency response to media needs, a person intending to videotape an FDA public administrative proceeding shall, whenever possible, notify the Press Relations Staff (HFW–20), Office of Legislation and Information, Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857 (telephone 301–443–3285) in writing or by telephone, at least 48 hours in advance of the proceeding. Notice may include the intended length of videotaping if known, the amount and type of equipment to be used, and any special needs such as interviews, etc. The Press Relations Staff, in consultation with the presiding officer, will make appropriate arrangements and provide to the parties to the hearing, if appropriate, advance notice that they may be taped.

(b) A person videotaping an FDA public administrative proceeding should understand that the presiding officer may establish conditions and certain restrictions before or during the course of a proceeding. The obligation and responsibility of the presiding officer is to ensure that the proceeding is conducted in a fair and orderly manner without disruption. The presiding officer has the right and duty to remove a source of disruption.

(c) A decision by a presiding Officer, made either before the proceeding in conjunction with the Press Relations Staff or during the course of a proceeding, to establish additional requirements, may be appealed to the Deputy Commissioner by any adversely affected person who intents to videotape. The filing of an appeal, whether before or during a proceeding, will not stop the proceeding.

Interested persons may, on or before October 18, 1983, submit written comments on the draft policy guide to the Dockets Management Branch (address above). These comments will be considered in determining whether amendments to, or revisions of, the draft policy guide are warranted. Two copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

Dated: August 11, 1983.

Mark Novitch,

Deputy Commissioner, Food and Drugs.

[FR Doc. 83-22474 Filed 8-12-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 81C-0376]

Dynapol Shareholders Liquidating Trust; Withdrawal of Petition for Color Additive

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) announces the withdrawal without prejudice of a petition (CAP 1C0156) proposing that the color additive regulations be amended to provide for the safe use of Colomer Red (ethenesulfonic acid, sodium salt, polymer with *N*-ethenylacetamide, hydrolyzed, reaction products with 6-bromo-4-methyl-1-phenyl-3*H*-dibenz [*f, i, j*] isoquinoline-2,7-dione) in or on foods and orally ingested drugs.

FOR FURTHER INFORMATION CONTACT: Blondell Anderson, Bureau of Foods (HFF–334), Food and Drug Administration, 200 C St. SW., Washington, D.C. 20204, 202–472–5740.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 706(d), 74 Stat. 402–403 (21 U.S.C. 376(d))), the following notice is issued:

In accordance with paragraph (c) of § 71.6 *Withdrawal of petitions without prejudice* of the procedural color additive regulations (21 CFR 71.6(c)), Dynapol Shareholders Liquidating Trust, 445 Cambridge Ave., Palo Alto, CA 94306 (formerly Dynapol, 1454 Page Mill Rd., Palo Alto, CA 94304), has withdrawn its petition (CAP 1C0156), notice of which was published in the **Federal Register** of December 18, 1981 (46 FR 61730).

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83-22772 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83D-0282]

Draft Guidelines on Freedom of Information Summaries for NADA's; Availability

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) announces the availability of draft guidelines for preparation of freedom of information summaries for new animal drug applications (NADA's). The draft guidelines were prepared by FDA's Bureau of Veterinary Medicine. The draft guidelines describe the information required for public release upon approval of an NADA or supplemental NADA. Interested persons are invited to review the draft guidelines and may submit written comments.

DATE: Comments by October 18, 1983.

ADDRESS: The draft guidelines are available for public examination at, written comments may be submitted to, and requests for single copies may be sent to, the Dockets Management Branch (HFA–305), Food and Drug

Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Frank G. Pugliese, Bureau of Veterinary Medicine (HFV–102), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–4313.

SUPPLEMENTARY INFORMATION: The Federal Food, Drug, and Cosmetic Act (the act) requires that a new animal drug be the subject of an approved NADA before it may be marketed. Section 512(b)(1) of the act (21 U.S.C. 360b(b)(1)) requires that each NADA include full reports of investigations that show that the drug is safe and effective. Section 514.11 of the animal drug regulations (21 CFR 514.11) concerns the confidentiality of date and information in an NADA and provides for the availability for public disclosure of a summary of safety and effectiveness data and information after approval of an NADA has been published in the Federal Register. The Guidelines advise NADA sponsors about the preparation of such a summary of safety and effectiveness data, which is generally known as a freedom of information summary.

On May 26, 1976 (41 FR 21498), FDA published a notice announcing the availability of guidelines concerning the preparation of a freedom of information summary for an NADA. Recently, FDA began a review of summaries prepared under the 1976 guidelines. As a result of that review, the agency concluded that the 1976 guidelines were not sufficiently detailed to enable drug sponsors to prepare uniformly adequate summaries. Therefore, the agency has revised the guidelines to provide more specific detail and is making them available for public comment as draft guidelines.

These draft guidelines may be used immediately in order to avoid delays in the final evaluation of an application.

This notice of availability is issued under § 10.90(b) (21 CFR 10.90(b)), which provides for use of guidelines to establish procedures of general applicability that are not legal requirements but are acceptable to the agency.

The draft guidelines are available for public examination at, and requests for single copies may be sent to, the Dockets Management Branch (HFA–305) (address above).

Interested persons may by October 18, 1983 submit to the Dockets Management Branch (HFA–305) (address above) written comments on the draft guidelines. Such comments will be considered in determining whether to revise the draft guidelines further. Two copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

Dated: August 12, 1983.

Joseph P. Hile,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 83–22818 Filed 8–18–83; 2:50 pm]

BILLING CODE 4160–01–M

[Docket No. 83F–0244]

Ciba-Geigy Corp.; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that Ciba-Geigy Corp. has filed a petition proposing that the food additive regulations be amended to provide for the safe use of hexamethylene bis(3,5-di-*tert*-butyl-4-hydroxyhydrocinnamate) as an antioxidant and stabilizer for polyoxymethylene copolymers intended for use in contact with food and alcoholic beverages.

FOR FURTHER INFORMATION CONTACT: Marvin D. Mack, Bureau of Foods (HFF–334), Food and Drug Administration, 200 C St., SW., Washington, D.C. 20204, 202–472–5740.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 3B3712) has been filed by Ciba-Geigy Corp., Three Skyline Dr., Hawthorne, NY 10532, proposing that § 177.2470 *Polyoxymethylene copolymer* (21 CFR 177.2470) and § 178.2010 *Antioxidants and/or stabilizers for polymers* (21 CFR 178.2010) be amended to provide for the safe use of hexamethylene bis(3,5-di-*tert*-butyl-4-hydroxyhydrocinnamate) as an antioxidant and stabilizer for polyoxymethylene copolymers intended for use in contact with food and alcoholic beverages.

The agency has carefully considered the potential environmental effects of this action and has concluded that the action will not have a significant impact on the human environment and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding may be seen in the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857, between 9 a.m. and 4 p.m., Monday through Friday.

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83–22769 Filed 8–18–83; 8:45 am]

BILLING CODE 4160–01–M

[Docket No. 83F–0248]

General Electric Co.; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that a petition has been filed for General Electric Co., proposing that the food additive regulations be amended to provide for the safe use of polyetherimide resin for articles intended for use in contact with food.

FOR FURTHER INFORMATION CONTACT: Marvin D. Mack, Bureau of Foods (HFF–334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–472–5740.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 3B3731) has been filed on behalf of General Electric Co., Plastic Operations, Pittsfield, MA 01201, proposing that Part 177 (21 CFR Part 177) of the food additive regulations be amended to provide for the safe use of polyetherimide resin for articles intended for use in contact with food.

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the Federal Register in accordance with 21 CFR 25.40(c) (proposed December 11, 1979; 44 FR 71742).

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83–22770 Filed 8–18–83; 8:45 am]

BILLING CODE 4160–01–M

[Docket No. 83F–0223]

Monsanto Co.; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that the Monsanto Co. has filed a petition proposing that the food additive regulations be amended to provide for the safe use of isobutyl methyl ester of styrene-maleic anhydride resin in contact with food.

FOR FURTHER INFORMATION CONTACT: Patricia J. McLaughlin, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 3B3730) has been filed by the Monsanto Co., 800 North Lindbergh Blvd., St. Louis, MO 63166, proposing that § 175.300 *Resinous and polymeric coatings* (21 CFR 175.300) and § 176.170 *Components of paper and paperboard in contact with aqueous and fatty foods* (21 CFR 176.170) be amended to provide for the safe use of isobutyl methyl ester of styrene-maleic anhydride resin in contact with food.

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the **Federal Register** in accordance with 21 CFR 25.40(c) (proposed December 11, 1979; 44 FR 71742).

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83-22773 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83F-0261]

Paterson Candy International Ltd.; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that Paterson Candy International, Ltd., has filed a petition proposing that the food additive regulations be amended to provide for the safe use of 1,3,5-benzene tricarbonyl chloride polymer with 1,3-benzenediamine as the food-contact surface of a semipermeable membrane to be used in the concentration of liquid foods.

FOR FURTHER INFORMATION CONTACT: Julius Smith, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 3B3739) has been filed by Paterson Candy International, Ltd., Laverstoke Mill, Whitchurch, Hampshire, England, proposing that the food additive regulations be amended to provide for the safe use of 1,3,5-benzene tricarbonyl chloride polymer with 1,3-benzenediamine as the food-contact surface of a semipermeable membrane to be used in the concentration of liquid foods.

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the **Federal Register** in accordance with 21 CFR 25.40(c) (proposed December 11, 1979; 44 FR 71742).

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83-22794 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 80F-0165]

Standard Oil Co. (Indiana); Withdrawal of Petition for Food Additives

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) announces the withdrawal without prejudice of a petition (FAP 9B3469) proposing that the food additive regulations be amended to provide for the safe use of calcium pelargonate as an adjuvant for polypropylene articles that contract food.

FOR FURTHER INFORMATION CONTACT: James H. Maryanski, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5740.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786 (21 U.S.C. 348(b))), the following notice is issued:

In accordance with § 171.7 *Withdrawal of petition without prejudice* of the procedural food additive regulations (21 CFR 171.7), Standard Oil Co. (Indiana), 200 E. Randolph Dr., Chicago, IL 60601, has withdrawn its petition (FAP 9B3469), notice of which was published in the **Federal Register** of June 13, 1980 (45 FR 40238).

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83-22765 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83F-0259]

Thiokol/Carstab Corp.; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that Thiokol/Carstab Corp. has filed a petition proposing that the food additive regulations be amended to provide for the safe use of dimethyltin/monomethyltin isooctyl mercaptoacetates as an antioxidant and/or stabilizer for polymers in contact with food.

FOR FURTHER INFORMATION CONTACT: James H. Maryanski, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, D.C. 20204, 202-472-5740.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 3B3740) has been filed by Thiokol/Carstab Corp., West St., Cincinnati, OH 45215, proposing that § 178.2010 *Antioxidants and/or stabilizers for polymers* (21 CFR 178.2010) be amended to provide for the safe use of dimethyltin/monomethyltin isooctyl mercaptoacetates as an antioxidant and/or stabilizer for polymers in contact with food, complying with § 177.1950 *Vinyl chloride-ethylene copolymers* (21 CFR 177.1950) and § 177.1980 *Vinyl chloride-propylene copolymers* (21 CFR 177.1980).

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the **Federal Register** in accordance with 21 CFR 25.40(c) (proposed December 11, 1979; 44 FR 71742).

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83-22771 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 83F-0263]

Westvaco; Filing of Food Additive Petition

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that Westvaco Corp. has filed a petition proposing that the food additive regulations be amended to provide for the safe use of mono-, di-, or tri-(1-phenylethyl)phenol, ethoxylated, sulfosuccinated, sodium salt as an emulsifier in the manufacture of paper and paperboard.

FOR FURTHER INFORMATION CONTACT: Julius Smith, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 3B3728) has been filed by Westvaco Corp., P.O. Box 70848, Charleston Heights, SC 29405, proposing that § 176.170 *Components of paper and paperboard in contact with aqueous and fatty foods* (21 CFR 176.170) be amended to provide for the safe use of mono-, di-, or tri-(1-phenylethyl)phenol, ethoxylated, sulfosuccinated, sodium salt as an emulsifier in the manufacture of paper and paperboard.

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the **Federal Register** in accordance with 21 CFR 25.40(c) (proposed December 11, 1979; 44 FR 71742).

Dated: August 10, 1983.

Sanford A. Miller,

Director, Bureau of Foods.

[FR Doc. 83-22774 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket No. 82N-0283]

International Drug Scheduling; Convention on Psychotropic Substances; Pentazocine and Notice of Public Meeting

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is requesting interested persons to submit written comments concerning a proposal by the World Health Organization (WHO) that the Commission on Narcotic Drugs (CND) of the United Nations impose international manufacturing and distribution restrictions, pursuant to international treaty, on pentazocine (an agonist/antagonist analgesic drug used to treat pain). FDA is also announcing that an informal public meeting will be held on October 26, 1983, on the WHO proposal. The comments received in response to this notice and the public meeting will be considered in preparing the United States' position on this proposal for a meeting of the CND in Vienna, Austria, on February 6-10, 1984. This notice requesting written comments is required by the Controlled Substances Act (CSA).

DATES: The public meeting will be held on October 26, 1983, starting at 1 p.m. Comments by October 18, 1983.

ADDRESSES: The public meeting will be held in Conference Rm. M, Parklawn Bldg., 5600 Fishers Lane, Rockville, MD. Written comments to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Edwin V. Dutra, Jr., National Center for Drugs and Biologics (HFN-7), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-6490.

SUPPLEMENTARY INFORMATION: This notice offers interested persons an opportunity to comment on international drug control measures that have been proposed by WHO under the 1971 Convention on Psychotropic Substances (Psychotropic Convention) for the substance pentazocine. Pentazocine is an agonist/antagonist drug used in the United States to treat moderate to severe pain. Pentazocine is currently controlled domestically under the CSA in schedule IV.

In August 1982, the United States was notified that WHO may make recommendations to the CND on whether four sedative hypnotic drugs and five analgesic drugs should be controlled under international law. The sedative hypnotic drugs chloral hydrate, paraldehyde, phenobarbitone (known in this country as phenobartital), and potassium bromide were reviewed under the Psychotropic Convention. (Phenobarbitone is the only drug of the four already controlled internationally under schedule IV of the Psychotropic Convention and was used as the "benchmark" for this group of sedative hypnotic drugs.) The five analgesic drugs buprenophine, butorphanol, cyclazocine, nalbuphine, and pentazocine were reviewed under both the Psychotropic Convention and the Single Convention on Narcotic Drugs, 1961. The United States was asked to supply WHO with information that would aid WHO in making its recommendations to the CND. The CND, of which the United States is a member, will meet in February 1984 to make international scheduling decisions.

Under section 201(d)(2)(A) of the CSA (21 U.S.C. 811(d)(2)(A)), FDA, on behalf of the Department of Health and Human Services (DHHS), issued a notice in the **Federal Register** of August 31, 1982 (47 FR 38407) requesting interested persons to submit relevant comments and data on these substances. Comments and information received were considered and the information was subsequently submitted to WHO as requested. A WHO expert group met in March 1983 to evaluate the scheduling status of the four sedative hypnotic drugs and the five analgesic drugs.

DHHS has received, through the Department of State, official notification from WHO, through the Secretary-General of the United Nations, recommending that the CND control pentazocine in schedule III of the Psychotropic Convention. WHO made no recommendation for a change in the control of phenobarbitone nor any recommendations for the control of any of the other substances considered. The information DHHS received from the Department of State, including the basis (assessment) for the WHO recommendation on pentazocine, is on file in FDA's Dockets Management Branch (address above). This information may be seen in that office between 9 a.m. and 4 p.m., Monday through Friday.

Placing pentazocine in schedule III of the Psychotropic Convention would require each of the member countries (including the United States) to impose controls regarding licensing, prescriptions, importing and exporting, recordkeeping and reporting, and government inspections. Because of existing domestic controls now in force for pentazocine (currently controlled domestically in schedule IV of the CSA, see 21 CFR 1308.14(f)), the proposed

CND action, if adopted, would not obligate the United States to reschedule pentazocine domestically. However, the proposes action, if adopted, would require additional manufacturer reporting requirements to be issued by the Drug Enforcement Administration (DEA) under section 307(e) of the CSA (21 U.S.C. 827(e)), as amended by the Psychotropic Substances Act of 1978 (Pub. L. 95–633).

Therefore, as required by section 201(d)(2)(B) of the CSA (21 U.S.C. 811(d)(2)(B)), FDA, at the direction of the Assisstant Secretary for Health, DHHS, invites interested persons to submit comments about this proposed Commission on Narcotic Drugs action. The comments received will be considered by FDA (in consultation with the National Institute on Drug Abuse) on behalf of DHHS in its evaluation of the WHO recommendation. DHHS will recommend to the Secretary of State the position that the United States should take when voting on the scheduling proposal at the Commission on Narcotic Drugs meeting in February 1984.

Open Public Meeting

FDA, on behalf of DHHS, has concluded that it is in the public interest to hold an open public meeting for the purpose of allowing interested persons to present their views on the proposed Commission on Narcotic Drugs action discussed above. See 21 CFR 10.65.

The meeting will be informal and is intended only for the presentation of views and relevant information on the proposed action. Thus, although the FDA official(s) conducting the meeting may direct questions to those presenting views for purposes of clarification, no participant may interrupt the presentation of another participant for any reason. Any interested person may attend and present his or her views provided that FDA receives written notice of intent to participate at least 7 days before the meeting. The open public meeting will be held on October 26, 1983, starting at 1 p.m. in Conference Room M. Parklawn bldg., 5600 Fishers Lane, Rockville, MD 20857. Written notice of intent to participate should be sent to Edwin Dutra, Rm. 11B–06 (address above).

Interested persons may, on or before October 18, 1983, submit to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857, written comments regarding this notice. Two copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: August 11, 1983.

William F. Randolph,

Acting Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-22484 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

[Docket Nos. 82N–0330 and 82N–0332]

Tamper-Resistant Packaging Requirements for Certain Over-The-Counter Human Drug and Cosmetic Products and Contact Lens Solutions and Tablets; Availability of Advisory Opinion and Information on Packaging Technologies

AGENCY: Food and Drug Administration.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing the availability of an advisory opinion, issued in response to a citizen petition, that stays until February 6, 1984, that provision of the tamper-resistant packaging regulations that requires a specific label reference to any identifying characteristic that is incorporated into the tamper-resistant feature of a particular product. This advisory opinion applies to over-the-counter drugs, cosmetic products, and contact lens solutions and related products subject to the tamper-resistant packaging regulations. In addition, the agency announces that as part of its Tamper-Resistant Packaging Compliance Program, it plans to maintain a current list of acceptable technologies and those packaging technologies that the agency believes are unacceptable or have problems. Elsewhere in this issue of the **Federal Register**, the agency is amending the tamper-resistant packaging regulations with regard to the stay of the effective date.

ADDRESS: Requests for single copies of th advisory opinion and the Tamper-Resistant Packaging Compliance Program to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: On the advisory opinion: Paul O. Fehnel, National Center for Drugs and Biologics (HFN–7), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–6490.

On the Tamper-Resistant Packaging Compliance Program: William C. Drury, National Center for Drugs and Biologics (HFN–330), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–443–3790.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of November 5, 1982 (47 FR 50442), FDA published regulations establishing tamper-resistant packaging and labeling requirements for certain over-the-counter (OTC) human drugs and cosmetic products. In the same issue of the **Federal Register** (47 FR 50452), the agency also published tamper-resistant regulations for contact lens solutions and tablets. In the **Federal Register** of April 19, 1983 (48 FR 16658), the agency amended its tamper-resistant packaging and labeling regulations for OTC drug and cosmetic products to clarify certain sections of the preamble and to specify in the regulations those products that the agency had exempted from these regulations. In the same of the **Federal Register** (48 FR 16665), the agency made similar clarifying amendments for contact lens solutions and tablets. One of the clarifying labeling amendment added by the April 19, 1983 rule was the statement "If the tamper-resistant feature chosen to meet the requirement in paragraph (b) of this section is one that uses an identifying characteristic, that characteristic is required to be referred to in the labeling statement."

A. Advisory Opinion Concerning "Identifying Characteristics"

On May 5, 1983, the agency received a petition from the Proprietary Association requesting a stay of the effective date of a portion of the tamper-resistant packaging and labeling regulations. Specifically, the association sought a stay of that provision of the regulations that requires a specific label reference to any identifying characteristic that is incorporated into the tamper-resistant feature of a particular product. For OTC drugs, this statement is required by 21 CFR 211.132(c), as amended by the April 19, 1983 publication. Cosmetic products and contact lens solutions and tablets are subject to the same labeling provision by 21 CFR 700.25(c) and 800.12(c), respectively, as amended April 19, 1983.

The agency agreed with the petitioner that additional time to comply with the requirement that any identifying characteristic of the tamper-resistant feature be specifically referred to in the labeling should be provided and stayed the effective date for this requirement until February 6, 1984. Thus, the requirement for a specific label reference to any identifying characteristic would apply to each affected product packaged on or after

February 6, 1984. Because such a stay affects not only OTC human drugs, but also cosmetic products and contact lens solutions and tablets, the Commissioner of Food and Drugs made the petition response an advisory opinion. Therefore, this response may be relied on by manufacturers and packers of all affected products. A copy of this advisory opinion is on file at the Dockets Management Branch. Elsewhere in this issue of the **Federal Register**, the agency is amending the tamper-resistant packaging regulations with regard to the stay of the effective date.

B. Availability of Information on Tamper-Resistant Packaging Technologies

In the preamble to the tamper-resistant packaging and labeling regulations published in the **Federal Register** of November 5, 1982 (47 FR 50444), the agency listed 11 technologies which at that time it considered suitable to meet the intent of the regulations. The agency also stated that the technologies listed were merely intended to be examples, and that the list was not intended to preclude technological innovation that might result in totally different but equally acceptable systems for providing protection to the consumer.

In response to the final tamper-resistant rule, several comments requested that a "new" method of packaging be included in the FDA list of acceptable technologies. In the April 19, 1983 clarifying amendments, the agency discussed these comments but declined to revise the list because the list was not intended to be inclusive. The agency emphasized again that the list of technologies was never intended to be complete, that the agency did not intend that technological innovation be precluded, and that manufacturers and packagers are free to adopt any packaging system, whether or not listed in the preamble to the final rule, if it meets the definition of tamper-resistant packaging provided in the regulations. Further, the agency indicated that the use of a technology listed in the preamble does not, by itself, constitute compliance with the requirement for the use of a tamper-resistant packaging system, because the performance characteristics of some technologies vary widely.

Although the agency has concluded that the list of 11 technologies in the preamble should not be revised, it does recognize that there is a need to make available a document that contains the current agency thinking on acceptable tamper-resistant technologies as well as those technologies for which the agency has identified a problem. It is important that such information be communicated to FDA investigators as well as to the affected industry. The agency has concluded, therefore, that the most appropriate procedure for communicating this information is to make it a part of the "Tamper-Resistant Packaging Compliance Program," No. 7356.838, originally issued on June 1, 1983. The agency will supplement this compliance program as necessary. Setting forth this information in the compliance program will both disseminate this information to FDA field investigators and, because compliance programs are available under the agency's freedom of information regulations (21 CFR Part 20), provide a mechanism whereby the information will be available to other interested persons. A copy of the Tamper-Resistant Compliance Program and the current supplements will be available for review in the Dockets Management Branch under the docket numbers found in brackets in the heading of this document. Requests for single copies of the Tamper-Resistant Compliance Program or the supplement concerning packaging technologies should be sent to the Dockets Management Branch.

Dated: August 11, 1983.

Joseph P. Hile,

Associate Commissioner for Regulatory Affairs.

[FR Doc. 83-22864 Filed 8-18-83; 8:45 am]

BILLING CODE 4160-01-M

Health Care Financing Administration

Medicare Program; Exclusion From Medicare Coverage of Certain Food Allergy Tests and Treatments

AGENCY: Health Care Financing Administration (HCFA), HHS.

ACTION: Proposed notice.

SUMMARY: This notice proposes to exclude certain food allergy testing and treatment techniques from Medicare coverage. The procedures that would be excluded from coverage are the cytotoxic leukocyte test, sublingual, intracutaneous and subcutaneous provocative and neutralization testing, and neutralization therapy for food allergies. The Medicare statute and regulations preclude reimbursement for items or services that are not reasonable and necessary for the diagnosis or treatment of illness or injury or to improve the functioning of a malformed body member. Available evidence does not show that these tests and therapies for food allergies are safe and effective. Therefore, we are proposing to exclude these techniques from Medicare coverage and provide a uniform Medicare policy concerning these exclusions.

DATES: To assure consideration, comments should be received by September 19, 1983.

ADDRESSES: Address comments in writing to: Health Care Financing Administration, U.S. Department of Health and Human Services, Attn: BERC-231-PN, P.O. Box 26676, Baltimore, Maryland 21207.

If you prefer, you may deliver your comments to Room 309-G Hubert H. Humphrey Building, 200 Independence Avenue, SW., Washington, D.C., or to Room 132 East High Rise, 6325 Security Boulevard, Baltimore, Maryland 21207.

Comments will be available for public inspection as they are received, beginning approximately three weeks after publication in Room 309-G of the Department's office at 200 Independence Ave., SW., Washington, D.C. 20201 on Monday through Friday of each week from 8:30 a.m. to 5:00 p.m. (202-245-7890).

Response to comments: Because of the large number of comments we receive, we cannot acknowledge or respond to them individually. However, we will respond to the comments and make any necessary changes to this proposal when we publish the final notice in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Mary Louise McIntyre, (301) 594-8558.

SUPPLEMENTARY INFORMATION:

I. Background

The Medicare statute prohibits payment for any expenses incurred for items or services "which are not reasonable and necessary for the diagnosis or treatment of illness or injury or to improve the functioning of a malformed body member" (section 1862(a)(1) of the Social Security Act). HCFA has interpreted this statutory provision to exclude from Medicare coverage medical and health care services and items that are not demonstrated to be safe and effective by acceptable clinical evidence. HCFA's source of medical advice on issues of medical safety and efficacy of services and items is the Public Health Serivce (PHS).

The National Center for Health Care Technology (NCHCT) in PHS announced in the **Federal Register** on September 23, 1980 (45 FR 63143), that it was evaluating several cytotoxic food testing procedures that are used in the diagnosis and treatment of allergies.

including, among others, the cytotoxic leukocyte test, sublingual, intracutaneous and subcutaneous provocative and neutralization testing, and neutralization therapy for food allergies. The notice invited relevant information from any person or group wishing to respond. The NCHCT also solicited comments from 22 medical associations and societies with an interest in food allergies. On June 16, 1981, the NCHCT provided HCFA with recommendations concerning Medicare coverage policy for the tests specifically mentioned above, based substantially on the information and advice it received in response to its solicitation. The NCHCT recommends that these procedures should not be covered by Medicare because their effectiveness has not been demonstrated by acceptable clinical evidence.

This recommendation is consistent with earlier advice from the PHS, received in February 1978, recommending against coverage of these cytotoxic food tests because of insufficient clinical data to establish their effectiveness. In accordance with that advice, HCFA issued instructions to Medicare contractors in July 1978, withdrawing Medicare coverage from the tests effective August 1, 1978. Those instructions, however, were rescinded in February 1979, retroactive to August 1, 1978, because of objections from some physicians and medical specialty organizations that the PHS recommendation had been based upon commentary from only one side of a controversy, with the other side insufficiently considered. Because it became clear that there was a wide range of conflicting views regarding the efficacy of cytotoxic food testing, the PHS agreed to restudy the evidence concerning these procedures.

II. Discussion

Medicare has continued to pay for the procedures in question, pending development of additional medical and scientific evidence and new advice from the PHS study. That new information and advice was provided to HCFA in June, 1981, as noted in section I. above. The new information supports the earlier position that the cytotoxic techniques at issue should not be covered under Medicare. The complete NCHCT recommendations, with references to sources in the medical literature, are given in the appendices to this notice.

Since the cytotoxic leukocyte test, sublingual, intracutaneous and subcutaneous provocative and neutralization testing, and neutralization therapy for food allergies are not established as safe and effective, we propose to exclude them from Medicare coverage under the authority of section 1862(a)(1) of the Social Security Act. Because Medicare has been paying for these procedures and beneficiaries have relied on Medicare payment for them, we would not exclude them until 30 days after the date that the final notice is published. We welcome any public comments that would have an impact on this proposal.

Cross-References

Part A Intermediary Manual, Chapter II, Coverage of Services Appendix, Coverage Issues section 50–2; Medicare Carriers Manual, Chapter II, Coverage Issues Appendix, section 50–2; Hospital Manual, Coverage Issues Appendix, section 50–2.

Appendices

I: National Center for Health Care Techology Evaluation of Cytotoxic Leukocyte Test for the Diagnosis of Food Allergy—1981.

II: National Center for Health Care Technology Evaluation of Sublingual Provocative Testing and Neutralization Therapy for Food Allergies—1981.

III: National Center for Health Care Technology Evaluation of Intracutaneous (Intradermal) and Subcutaneous Provocative and Neutralization Testing and Neutralization Therapy for Food Allergies—1981.

(Section 1862(a)(1) of the Social Security Act; 42 U.S.C. 1395y(a)(1))

(Catalog of Federal Domestic Assistance Program No. 13.773, Medicare—Hospital Insurance and No. 13.774, Medicare—Supplementary Medical Insurance)

Dated: August 5, 1983.

Carolyne K. Davis,

Administrator, Health Care Financing Administration.

Appendix I—National Center for Health Care Technology Evaluation of Cytotoxic Leukocyte Test for the Diagnosis of Food Allergy; 1981

Description

The cytotoxic leukocyte test was first described by Black as an *in vitro* method for diagnosing allergy to food, pollen, epidermal and inhalant allergens (Black, 1956). The test was based on the earlier findings of Squier and Lee that ragweed antigen caused lysis of sensitized polymorphonuclear leukocytes (Squier and Lee, 1947). Bryan and Bryan modified the technique and advocated its use in diagnosing food allergies (Bryan and Bryan, 1960; Bryan and Bryan, 1967; and Bryan and Bryan, 1969).

The procedure involves the slow centrifugation (1½ hours) of citrated venous blood to produce a buffy coat of leukocytes and platelets. The buffy coat is mixed with serum and water and exposed to food antigens on silicated microscope slides. Control slides of the cell mixture without antigens are made at the same time. A 60X high dry objective lens is recommended for observing the reactions which consist of rouleaux formation by erythocytes, platelet agglutination, and loss of pseudopods with streaming of cytoplasmic granules by the neutrophilic leukocytes. In marked reactions, the leukocytes disintegrate. The leukocyte reactions are the easiest to evaluate and the cytotoxic test is based on them. If there is no reaction after two hours, the test is considered negative. The food antigens used are the partially purified food extracts from commercial laboratories used in skin tests (Bryan and Bryan, 1967). The test is used as a screening procedure for patients with suspected food allergies and as many as 70 potential allergens can be screened with this method (Ulett and Perry, 1974).

Rationale

The cytotoxic leukocyte test is based upon the observed toxic effects of antigen-antibody reactions on the polymorphonuclear leukocytes (Bryan and Bryan, 1960). This appears to be a multifaceted process which is effected by unknown factors (Holopainen, et al., 1980). The immunologic mechanism of this effect and its relationship to food allergies remains unclear (Benson and Arkins, 1976; and Breneman, 1978).

Review of Available Information

There has been some controversy about using the cytotoxic leukocyte test as a screening and diagnostic test for food allergies. Its reliability, validity, and reproducibility have been questioned (Lieberman, et al., 1975; Golbert, 1975; and Holopainen, et al., 1980). Following Squier and Lee's report of *in vitro* lysis of sensitized leukocytes by ragweed antigen (Squier and Lee, 1947), Franklin and Lowell were unable to reproduce this observation and were unable to account for the discrepancy (Franklin and Lowell, 1949). When Black described his new test for diagnosing allergic diseases, he presented 10 case reports but provided no clinical correlations for the test results (Black, 1956). Chambers, Hudson, and Glaser tried to validate Black's method testing 13 children (aged 1½ to 11 years) with "clear-cut clinical sensitivities to foods, animal danders, or pollen and who had not received hyposensitization injections." They found the test clearly identified only 1 of 24 known patient sensitivities (4 percent) and 4 patient sensitivities were completely missed (17 percent). Definite interpretation could not be made in approximately 70 percent of the tests and there was agreement between independent observers on only two thirds of the tests. They concluded that the test was time consuming and its validity was seriously questioned (Chambers, et al., 1958).

Bryan and Bryan modified Black's technique by using silicated glassware and used the test to diagnose food allergies in 107 patients aged 9 to 80. They reported improvement in 80 percent of symptoms after elimination of the reacting food but provided no criteria for measuring these outcomes. They found some false positive reactions and

some errors possibly due to faults in the technique (Bryan and Bryan, 1960).

This report was followed by subsequent reports of the Bryans (Bryan and Bryan, 1967; Bryan and Bryan, 1969; and Bryan and Bryan, 1971) but not controlled clinical trials were reported. In 1972, Lowell and Heiner asserted that the validity of the cytotoxic leukocyte test had not been proven and called for double-blind evaluations of the procedure (Lowell and Heiner, 1972). Randolph reported on the findings of an unpublished pilot study of 50 patients and stated that the cytotoxic tests did not correlate well with results of his comprehensive environmental control program (Randolph, 1974).

Ulett and Perry found the cytotoxic leukocyte test to be an efficient, reproducible, and reliable method for screening individuals for sensitivity to a large number of foods. They observed a near perfect correlation of this test with the *in vivo* leukocytosis response following consumption of sensitizing foods but concluded that the method needed further study (Ulett and Perry, 1974). In another report, they again found an excellent agreement between these two methods especially when the cytotoxic tests were done near the time of maximum leukocytosis to avoid false negative cytotoxic tests (Ulett and Perry, 1975).

The first report of a controlled, blinded clinical trial of the cytotoxic test appeared in 1975. Using the Bryan's method, 45 volunteers aged 4 to 45 years old were tested for 50 food allergies and divided in to 3 groups: 20 with no history of food allergy or other complaints; 15 atopic individuals with well-documented allergic reactions to foods; and 10 with less well-documented untoward reactions to food such as headache, fatigue, dyspnea, maculopopular rash, nasal congestion, and diarrhea (non-atopic group). The interpretation of the tests was found to be highly subjective with very little inter- and intra-observer concordance. The test had little sensitivity in the evaluation of the atopic group (73 percent false negatives) and non-atopic group (80 percent false negatives). It also lacked specificity with all 15 atopic patients having false positive tests to an average of 5.5 foods (with a range of 1 to 11) (Lieberman, et al., 1975).

Another study evaluated the cytotoxic test for diagnosing food allergy in a double blind fashion. Nine atopic patients and five controls (with no history of food allergy) were tested 6 times by one examiner for each of 10 food antigens. The atopic group had 73 percent reproducible results (at least 5 out of 6 test gave the same result) and the controls had 68 percent. Considering only these reproducible results, the atopic group had an incidence of 70 percent false positives and the controls had 57 percent. Two of the nine atopic patients had reproducible, false negative tests (Benson and Arkins, 1976).

An uncontrolled, unblinded evaluation of the cytotoxic food test by patient questionnaire led Boyles to conclude that his results "unequivocally" validated the use of cytotoxic food tests as a clinical tool. "Approximately" 50 percent of the study group (N=239) attended a two hour lecture program on food allergy and dietary therapy. 118 (49 percent) of the questionnaires were returned. The return rate was 65 percent for those who attended the lecture and 38 percent for those who did not. No clinical information or objective evaluation of improvement was provided (Boyles, 1977).

In an uncontrolled, unblinded study comparing cytotoxic food testing with intracutaneous food allergy testing, 300 patients with presumed food allergies were screened for 34 foods. 6,967 (68.3 percent) of the cytotoxic tests were interpreted as positive for food allergy. 5,119 (73.5 percent) cytotoxic test positives were retested using intracutaneous serial dilution titration testing and intracutaneous provocation testing. 5,110 (99.8 percent) of them had positive serial dilution titration tests and 2,918 (57 percent) had positive provocation tests. 693 (21.5 percent) of negative cytotoxic tests were rechecked with these tests because of a suspicion of false negativity based on dietary history or other factors. 669 (96.4 percent) and 374 (54 percent) of these had positive tests on serial dilution titration and provocation, respectively. Additional negative cytotoxic reactors were rechecked in a similar manner with similar results. The author concluded that no correlation existed between the cytotoxic test and either of these intracutaneous testing methods and that cytotoxic screening was valueless (King, 1978).

A recent study of the reliability and reproducibility of the cytotoxic leukocyte test revealed 78 percent interobserver agreement on 1,127 tests. Intraobserver agreement on reading the same tests over three consecutive days was found to be about 81 percent. The authors concluded that the cytotoxic leukocyte test is reproducible, provided the technicians are properly trained; however, they felt the significance of this test in the diagnosis of food allergies is yet to be elucidated (Holopainen, et al., 1980).

Lehman also found the cytotoxic test to be reproducible, but, because the results fluctuated extensively from day to day and from week to week, he felt the test should be regarded as useless in the diagnosis of food allergies. He found elimination diets and sublingual food drop therapy had no apparent influence on the cytotoxic test results. He concluded that elimination—rechallenge diets and observation of patient symptoms remains the standard and most reliable means of testing for food allergies (Lehman, 1980).

Discussion

The cytotoxic leukocyte test for food allergy screening and diagnosing lacks an acceptable rationale based on current knowledge of allergy and immunology. While the procedure may yield reproducible results, the validity of these results has not been supported in controlled, double blind studies and there is a lack of correlation with clinical evidence of food allergy. The test is plagued with a large number of false negative and false positive results indicating that it lacks specificity and sensitivity. The test is time-consuming, requires well-trained and supervised technicians, and is dependent on subjective interpretation.

However, the cytotoxic leukocyte test has been incorporated into the medical practice of many otolaryngologyic allergists, clinical ecologists, and others. A wide variety of medical specialty societies and associations were contacted for assistance with this evaluation. The American Council of Otolaryngology—Head and Neck Surgery and the American Society of Ophthalmologic and Otolaryngologic Allergy (ASOOA) suggested that the test may have some value. ASOOA did not, however, recommend it as a primary testing technique at this time. Individual members of the Pan-American Allergy Society and the Society for Clinical Ecology expressed opinions about this test and some use and endorse it. The American Osteopathic College of Allergy and Immunology said the cytotoxic test is of some benefit but not highly accurate. The American Academy of Allergy, the American College of Allergists, the American College of Physicians, the Federation of American Societies for Experimental Biology, and the Council of Medical Specialty Societies all found the cytotoxic leukocyte test to be lacking scientific evidence of effectiveness in diagnosing food allergies and that this test should be considered experimental.

Summary

The cytotoxic leukocyte test for diagnosing food allergies lacks and acceptable scientific rationale, lacks specificity and sensitivity, and lacks evidence of clinical effectiveness. It is a time consuming, highly technical test which is dependent on subjective interpretation. The cytotoxic leukocyte test should be considered experimental at this time.

Acknowledgement

This assessment is based on a search of the medical literature with assistance from the Food and Drug Administration and the National Institute of Allergy and Infectious Diseases (National Institutes of Health). The American Academy of Allergy, the American Academy of Dermatology, the American College of Allergists, theAmerican College of Physicians, the American Council of Otolaryngology-Head and Neck Surgery, the American Osteopathic College of Allergy and Immunology, the American Society of Ophthalmologic and Otolaryngologic Allergy, the Federation of American Specialty Societies for Experimental Biology, the Joint Council of Allergy and Immunology, the Pan American Allergy Society, and the Society for Clinical Ecology provided assistance with this evaluation either directly of through their members. This assessment is based on information available at this time. It will be revised, as appropriate, when additional information warrants a revision.

Anyone wishing to submit additional information regarding this evaluation should contact: Director, Office of Health Technology Assessments, Room 310, Park Building, 12420 Parklawn Drive, Rockville, Maryland 20857, (301) 443-4990.

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Appendix II—National Center for Health Care Technology, Evaluation of Sublingual Provocative Testing and Neutralization Therapy for Food Allergies; 1981

Description

Sublingual provocative testing for food allergies consists of administering diluted food antigens sublingually and observing the patient for clinical symptoms over a period of 10 to 20 minutes. If no symptoms develop, another food antigen may be tested. If a food antigen provokes a reaction, a more dilute solution of the same antigen is applied sublingually in an attempt to "neutralize" these symptoms. If the offending food(s) can not be easily eliminated from the patients diet, neutralizing drops (of the same dilution which neutralized the provoked symptoms) can be prescribed for the patient to take regularly before or after a meal which includes the offending food(s) thereby avoiding or relieving the food allergy symptoms (Morris, 1969).

Rationale

The sublingual route of absorption has been used for over a century as a rapid and effective route of absorption of medications, most notable of which is nitroglycerine for angina pectoris. This route provides an access to the systemic venous circulation that bypasses the portal circulation avoiding modifications due to digestion and hepatic transformation (Dickey, 1978). Hansel was the first to suggest the sublingual route for administering antigens (Hansel, 1953). Dickey and Pfeiffer modified Rinkle and Lee's intradermal method of provocative testing for allergy by administering the extracts sublingually (Dickey and Pfeiffer, 1964).

It has been suggested that the provocative reaction is an anaphylactic end-organ reaction produced by substances (proteoses, peptones, and others) that somehow bypass the usual protective mechanisms of the gastrointestinal tract and liver and that lymphocytes are necessary to continue the reaction. The neutralization of the reaction by a weaker concentration of the antigen has been theorized to be a modification or inactivation of the lymphocytes by the smaller amount of antigen (Morris, 1969).

Review of Available Information

There have been a number of positive anecdotal reports of the clinical application of sublingual provocative testing and neutralization therapy for food allergy over the past two decades; however, there have been no well controlled studies which have demonstrated the safety and effectiveness of these technologies. Despite a lack of supportive evidence from well designed studies, these procedures have been adopted and have become widely practiced by otolaryngologic allergists, clinical ecologists, and others.

Kailin and Collier reported on a double-blind study of the neutralizing dose method of therapy for food and pollen allergies. They allowed five physicians with a minimum of seven years of experience using provocative and neutralization techniques to select patients previously tested and known to react to allergenic extracts. The neutralizing treatments were applied sublingually or intracutaneously using either an actual extract identified as an allergen for the patient by prior provocative testing or a saline placebo. In 24 of 34 trials (70.6 percent), the actual active extract was correctly identified by symptom relief, but in 28 of 40 trials (70 percent), saline was also judged to be an active extract by symptom relief. The authors concluded that there was no discrimination between the active extract and saline and that the neutralizing dose was not related to the allergen content of the dose (Kailin and Collier 1971).

In 1974, the Food Allergy Committee of the American College of Allergists reported on a two year, nationwide double-blind, cross-over study of the sublingual provocative testing method for diagnosing food allergy. 61 patients and 732 tests were analyzed in 1973 and 20 patients and 240 tests were analyzed in 1974. The extracts used in 1974 were four times more concentrated than those used in 1973, but there was no change in the percentage of positive reactions (30.6 vs. 30.8 percent). No significant statistical deviation from chance expectation of the number of subjective and objective positive tests was found. The committee concluded that the test does not discriminate between control and food extracts; the four fold increase in extract concentration between 1973 and 1974 had no effect; the test is neither reliable nor sensitive; there is no statistical evidence of validity of the tests; and the sublingual provocative test is not a satisfactory method of diagnosis of food allergy (Breneman, et al, 1974).

Hosen compared sublingual provocative testing with therapeutic fasting and subsequent challenge feedings in a controlled but non-blinded study of 126 patients. He observed that the correlation of these two testing methods ranged from 0 to 100 percent and that the average diagnostic efficiency of sublingual testing after therapeutic fasting was 49 percent. He found therapeutic fasting followed by food challenge the most efficient method of diagnosing food allergy (Hosen, 1976).

Rapp reported one case of milk sensitivity that was repeatedly demonstrated by non-blind and double-blind dietary challenges and successfully treated with sublingual milk therapy (Rapp, 1978).

Recently, Lehman reported on a double-blind study of sublingual provocative food testing in 15 patients with food allergies. Positive reactions were observed as frequently when a placebo was given as when sublingual food drops were given; therefore, the test did not differentiate between placebo and food drops. He considered the test to be unreliable for the diagnosis of food allergy (Lehman, 1980 a and b).

Discussion

Sublingual provocative testing and neutralization therapy for food allergy have been sources of controversy among various groups of allergists.

Advantages of sublingual therapy have been suggested by proponents to include:

1. Sublingual drops obviate the need for repeated injections;

2. Patients can self-administer the drops;

3. Continuity of treatment may be enhanced by patient willingness to take the drops;

4. Lower total dosage of antigen seems to be needed; and,

5. Adverse hypersensitivity reactions are apparently rare (Baker, 1976).

However, none of the controlled, double-blind clinical trials have shown sublingual provocative testing and neutralization therapy to be effective for diagnosing and treating food allergies. Therefore, despite widespread clinical application, these methods should be considered experimental.

The rationale for sublingual provocative testing and neutralization therapy has been questioned. From what is currently known of the time sequence of verified immunological events, there is no basis to support an immunologic therapeutic response from the neutralizing dose of an allergenic food extract applied sublingually (communication to the National Center for Health Care Technology from the American Academy of Allergy, 1980).

Summary

Sublingual provocative testing and neutralization therapy for food allergy are widely used but lack scientific evidence of effectiveness. No known immunologic mechanism can account for the neutralization of provoked symptoms by dilute solutions of food antigens. Sublingual provocative testing and neutralization therapy for food allergy should be considered experimental at this time.

Acknowledgement

This assessment is based on a search of the medical literature with assistance from the Food and Drug Administration and the National Institute of Allergy and Infectious Diseases (National Institutes of Health). The American Academy of Allergy, the American Academy of Dermatology, the American College of Allergists, the American College of Physicians, the American Council of Otolaryngology—Head and Neck Surgery, the American Osteopathic College of Allergy and Immunology, the American Society of Ophthalmologic and Otolaryngologic Allergy, the Federation of American Specialty Societies for Experimental Biology, the Joint Council of Allergy and Immunology, the Pan American Allergy Society, and the Society for Clinical Ecology provided assistance with the evaluation either directly or through their members. This assessment is based on information available at this time. It will be revised, as appropriate, when additional information warrants a revision.

Anyone wishing to submit additional information regarding this evaluation should contact: Director, Office of Health Technology Assessments, Room 310, Park Building, 12420 Parklawn Drive, Rockville, Maryland 20857, (301) 443-4990.

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Appendix III—National Center for Health Care Technology, Evaluation of Intracutaneous (Intradermal) and Subcutaneous Provocative and Neutralization Testing and Neutralization Therapy for Food Allergies; 1981

Description

Intracutaneous and subcutaneous provocative and neutralization testing and neutralization therapy for food allergies are adaptations of the serial dilution titration technique used in inhalant allergies. As originally described by Lee and Rinkel, the procedure involves intracutaneous injections of 0.05 cc of a 1:5 dilution of an extract concentrate of a suspected food into two separate sites above the elbow on the lateral side of the arm. The patient is observed for allergic signs and symptoms resembling his or her original complaint(s), usually to a lesser degree than when challenged directly with the food by oral feeding. The types of symptoms provoked include: headache; nasal symptoms; chest symptoms (coughing, wheezing, dyspnea, etc.); ear reactions (blocking and itching); gastrointestinal reactions: skin eruption or itching; and general symptoms (fatigue, chilling, muscle pain, and drowsiness) (Rinkel, et al., 1964). Miller gave a more extensive list of symptoms (Miller, 1972).

If there is no change in the symptom pattern or no symptoms are induced after ten minutes, 0.02 cc of a 1:125 dilution of the extract is injected and the patient is observed again. As soon as smptoms are provoked, one attempts to neutralize the reaction with weaker dilutions of the same antigen. Lee and Rinkel recommended starting with 0.01 cc of a 1:1,953,125 (5^9) dilution and observing the patient for ten minutes. If there is no change in symptoms, the dose is considered ineffectual and stronger dilutions are applied until the symptoms are relieved. If the 1:1,953,125 dilution provoked an increase in symptoms, they recommended trying a 1:48,828,125 (5^{11}) dilution and then proceeding with increasingly stronger dilutions until the symptoms are relieved. The dilution which provides relief of the symptoms is called the "neutralizing dose." When the symptoms provoked by one food are neutralized, other suspected foods can be tested in a like manner (Lee, 1961; Lee and Rinkel, 1962; and Rinkel, et al., 1964).

Subsequently the procedure has undergone some modifications and has been adapted to screening and treatment as well as diagnosis. Some advocate te subcutaneous route of administering the test doses and there have been variations in the volume of the injections from 0.01 to 0.02 cc (Williams, 1965). As a screening test for food allergies, 0.01 cc of 1:500 dilutions of extracts of each of four suspected foods are injected intracutaneously simultaneously. If no symptoms are provoked, another battery of four foods is tested. If symptoms are provoked, provocative testing of the four antigens (one at a time) is recommended (Lee, et al., 1969).

Neutralization therapy for food allergies involves regular intracutaneous injections of the "neutralizing dose" either before or after meals containing the offensive food(s). These injections are usually given twice weekly but the frequency can vary from daily to once weekly. After a period of time, tolerance to the particular food(s) may develop and the injections will no longer be needed (Lee, et al., 1969). Some recommend the subcutaneous route to administer the neutralizing doses (Miller, 1972). Another variation is the use of the sublingual route for testing and therapy which is the subject of a separate evaluation.

Whealing of the skin at the injection sites was initially dismissed as an objective sign of food allergy because of very high rates of false positive (60 precent) and false negative (80 percent) results when compared to the allergy history (Willoughby, 1965). Others advocate observation and measurement of the wheal for additional guidance as to whether one needs to go to a stronger or weaker dilution of the food extract (Lee, et al., 1969; and Miller, 1972).

Rationale

It has been suggested that the provocative reaction is an anaphylactic end-organ reaction produced by substances (proteoses, peptones, and others) that somehow bypass the usual protective mechanisms of the gastrointestinal tract and liver and that lymphocytes are necessary to continue the reaction. The neutralization of the reaction by a weaker concentration of the antigen has been theorized to be a modification or inactivation of the lymphocytes by the smaller amount of antigen (Morris, 1969).

Review of Available Information

Following the initial description of the technique, intracutaneous provocative testing and neutralization therapy for food allergies became widely practiced by otolaryngologic allergists, clinical ecologists, and others

before their safety and clinical effectiveness had been demonstrated by well designed clinical trials.

Rinkel, et al., presented a table which compared skin tests, deliberate feeding tests, and the provocative food test; however, it is impossible to discern any correlation (or lack thereof) between the three methods because the data was aggregated by food and no patient specific test results were given. They went on to report that all patients reacting to the deliberate feeding test (the number of patients was not given) were subjected to the provocative test and that they found no discrepancy between the two tests (Rinkel, et al., 1964).

Willoughby reported that the intracutaneous provocative test was 85 percent accurate for incriminating specfic food sensitivities on routine screening but he presented no data on which to base this statement. He also reported on the relative safety of the procedure having observed no fatal anaphylactic reactions after approximately 200,000 tests (Willoughby, 1965).

Bronsky, et al., reported in abstract on an evaluation of the provocation-neutralization skin test technique employing 20 children hospitalized for intractable asthma with a history of food allergy. They found significant fluctuations of the pulse and white blood cells to a comparable extent in both the control and test periods. They found the provoked subjective symptoms to be infrequent and these symptoms fluctuated spontaneously or could not be neutralized. They concluded that the validity of the provocation-neutralization technique was not established by their study (Bronsky, et al., 1971).

Kailin and Collier briefly reported on a double-blind study of the neutralizing dose method of therapy for food and pollen allergies. They allowed five physicians with a minimum of seven years of experience using provocative and neutralization techniques to select patients previously tested and known to react to allergenic extracts. The neutralizing treatments were applied sublingually or intracutaneously (treatment wheals were covered immediately) using either an actual extract identified as an allergen for the patient by prior provocative testing or a saline placebo. In 24 of 34 trials (70.6 percent), the actual active extract was correctly identified by symptom relief, but in 28 of 40 trials (70 percent), saline was also judged to be an active extract by symptom relief. The authors concluded that there was no discrimination between the active extract and saline and that the neutralizing dose was not related to the allergen content of the dose (Kailin and Collier, 1971).

Draper compared the intradermal provocative test to the deliberate feeding test for diagnosing food allergy in 121 patients. A total of 1,500 provocative tests were performed yielding 264 (17.6 percent) positives (some patients reacted to more than one food). One hundred ninety-three of these positives were checked with deliberate feeding tests and 120 (62.2 percent) of these were positive. He concluded that because of the high false positive rate (37.8 percent) the intradermal provocative test could not be relied solely upon for diagnosing food allergy and questioned the accuracy of negative in tradermal tests as well (Draper, 1972).

In 1973, the Ad Hoc Committee on Provocative Food Testing of the American College of Allergists reported on their findings of a double blind crossover study of subcutaneous provocative food testing of 70 patients with and without history of food allergy. They concluded that subcutaneous provocative food testing was unquestionably able to provoke symptoms in some patients by some unknown mechanism; however, the test was not reproducible and could not be recommended as a valid procedure because positive responses were not reliable and negative responses were not predictive of feeding test results. Correlation of responses to the subcutaneous provocative test and the feeding test yielded a phi coefficient of 0.15 (not significant) (Caplin, 1973).

In 1976, the Food Committee of the American Academy of Allergy presented in an abstract the results of its double-blind study of subcutaneous food testing.

Sixty-one patients were subjected to two series of subcutaneous injections of five food antigens and two blanks yielding 110 positive tests on the first trial. Only 41 tests were concordantly positive on the second trial and concordance patterns for food tests and controls were similar. They found the subcutaneous provocative food test to be both a poor positive and poor negative predictor and that they were unable to confirm its reproducibility and validity (Crawford, et al., 1976).

Miller presented a preliminary report on a double-blind, crossover study of food extract injection therapy (subcutaneous neutralization therapy) using eight patients selected for having symptoms and syndromes of food sensitivity and having responded well to food injection therapy. He developed a symptom improvement scoring system with five discrete gradations of improvement from "O" (baseline level of symptom) through "4+" (complete relief of symptoms). The symptoms evaluated were wide ranging and varied from patient to patient. They included headache, vertigo, tinnitus, nausea, abdominal cramps, depression, hyperactivity, insomnia, shiners, frequent urination, day wetting, enuresis, photophobia, acne (adult), diarrhea, aphthous stomatitis, syncope, laryngeal edema, flatulence, eczema, uticaria, nasal congestion, eustachian tube blockage, eye itching, paroxysmal nocturnal dyspnea, irritability-fatigue, hemorrhagic proctitis, perennial allergic rhinitis (food caused), and asthma. The relative advantage of the active treatment over the placebo ranged from 0.44 to 2.41 (mean 1.33) using this symptom improvement scoring system. This advantage of the active treatment over the placebo was found to be significant at the 99.8 per cent level of confidence by paired comparison t test (Miller, 1977).

King compared the *in vitro* cytotoxic food allergy testing with serial dilution titration and intracutaneous provocative food allergy testing in 300 consecutive food allergy patients. The study was not designed to evaluate the validity of any of the procedures; however, some of the findings are of interest for this evaluation. Of the 5,119 positive cytotoxic test results which were retested, 5,110 (9.8 percent) were concordantly positive with serial dilution titration, and only 2,918 (57.0 percent) were concordantly positive with intracutaneous provocative testing. Of the 693 negative cytotoxic test results which were similarly rechecked (because of a suspicion of false negativity based on food allergy history or other tests), 669 (96.4 percent) and 374 (54.0 percent) were discordantly positive on retesting with serial dilution titration and intracutaneous provocative testing, respectively. Because of this discrepancy, further comparisons were made utilizing 30 patients who were retested to 230 foods. One hundred twenty-six of 129 (97.7 percent) positive cytotoxic tests were concordantly positive on retesting with serial dilution titration and 90 (69.8 percent) on retesting with intracutaneous provocative testing. Ninety-three (92.1 percent) and 58 (57.4 percent) of 101 negative cytotoxic tests were discordantly positive on retesting with serial dilution titration and intracutaneous provocative testing, respectively. The author concluded that no correlation existed between these food allergy testing techniques (King, 1978).

Discussion

Intracutaneous and subcutaneous provocative testing and neutralization therapy for food allergy have been sources of controversy among various groups of allergists.

Advantages of these procedures in diagnosing and treating food allergies have been suggested by proponents to include:

1. Serial titration and symptom provocation testing are combined and compliment each other by providing a double end point involving both wheals (objective) and symptoms (subjective), each confirming the other;

2. Neutralization provides rapid sympton relief (within minutes); and,

3. Neutralization therapy is the only treatment of food allergies which allows the patient to eat most or all of his or her allergenic foods without symptoms (Miller, 1978).

These procedures seem to be relatively safe. To our knowledge, no serious complications (such as fatal anaplylaxis) have been reported. Rinkel, et al., reported no violent reactions and only 12 reactions which required medication for relief of induced symptoms (Rinkel, et al., 1964).

The clinical effectiveness of these procedures has not been conclusively demonstrated. The only double-blind, crossover study (Miller, 1977) which supported the validity of these procedures relied on a symptom scoring system of questioned validity. The wide variety of symptoms attributed to food allergies in the eight patients studied seems implausible and, therefore, the subsequent statistical analysis of the improvement in these symptoms is open to criticism. Several other double blind studies of these procedures have found them to lack accuracy, reproducibility, and validity for the diagnosis and treatment of food allergies.

The rationale for intracutaneous and subcutaneous provocative and neutralization testing and neutralization therapy for food allergies has been questioned. From what is currently known of the time sequence of verified immunological events, there is no basis to support an immunologic therapeutic response from the neutralizing dose of an allergenic food extract applied intracutaneously or subcutaneously. (Communication to the National Center for Health Care Technology from the American Academy of Allergy, 1980).

Summary

Intracutaneous and subcutaneous provocative and neutralization testing and neutralization therapy for food allergies are widely used but lack scientific evidence of effectiveness. No known immunologic mechanism can account for the neutralization of provoked symptoms by dilute solutions of food antigens. Intracutaneous and subcutaneous provocative and neutralization testing and neutralization therapy for food allergies should be considered experimental at this time.

Acknowledgement

This assessment is based on a search of the medical literature with assistance from the Food and Drug Administration and the National Institute of Allergy and Infectious Diseases (National Institutes of Health). The American Academy of Allergy, the American Academy of Dermatology, the American College of Allergists, the American College of Physicians, the American Council of Otolaryngology-Head and Neck Surgery, the American Osteopathic College of Allergy and Immunology, the American Society of Opthalmologic and Otolaryngologic Allergy, the Federation of American Specialty Societies for Experimental Biology, the Joint Council of Allergy and Immunology, the Pan American Allergy Society, and the Society for Clinical Ecology provided assistance with this evaluation either directly or through their members. This assessment is based on information available at this time. It will be revised, as appropriate, when additional information warrants a revision.

Anyone wishing to submit additional information regarding this evaluation should contact: Director, Office of Health Technology Assessments, Room 310, Park Building, 12420 Parklawn, Drive, Rockville, Maryland 20857, (301) 443–4990.

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[FR Doc. 83–22803 Filed 8–18–83; 8:45 am]

BILLING CODE 4120–03–M

Office of Human Development Services

Federal Council on the Aging; Meeting

Agency holding the meeting: Federal Council on the Aging.

Time and date: Meeting begins at 9:30 AM on Wednesday, September 14, 1983 and ends at 3:00 PM on Thursday, September 15, 1983.

Place: Room 800 (top floor), Hubert H. Humphrey (HHH) Building, 200 Independence avenue, SW, Washington, DC 20201 on September 14 from 9:30 AM–5:00 PM; Room 405A, HHH Building, September 15 from 9:00 AM–3:00 PM.

Status: Meeting is open to the public.

Contact person: Rita Lowry, Room 309D, HHH Building, 245–2451.

The Federal Council on the Aging was established by the 1973 Amendments to the Older Americans Act of 1965 (Pub. L. 93–29, 42 U.S.C. 3015) for the purpose of advising the President, the Secretary of Health and Human Services, the Commissioner on Aging and the Congress on matters relating to the special needs of older Americans.

Notice is hereby given pursuant to the Federal Advisory Committee Act (Pub. L. 92–453, 5 U.S.C. App. 1, Sec. 10, 1976) that the Council will hold a meeting September 14 and 15, 1983, from (9:30 AM to 5:30 PM and from 9:00 AM to 3:00 PM respectively in Room 800 (September 14) and Room 405A (September 15) of the Hubert H. Humphrey Building, 200 Independence Avenue, SW, Washington, DC 20201.

The agenda will include a fact-finding session on the impact of proposed legislation on elderly homeowners and investors regarding tax laws on the sale/leaseback home equity conversion mechanism by a panel of experts and subsequent discussion. This fact-finding session will take place on September 14 from 9:30 AM–12:30 PM. A substantial amount of time has also been set aside for FCA committee discussions on the afternoon of September 14 and on September 15.

Dated: August 16, 1983.

Adelaide Attard,

Chairperson, Federal Council on the Aging.

[FR Doc. 83–22844 Filed 8–18–83; 8:45 am]

BILLING CODE 4130–01–M

Social Security Administration

Proposed Availability of Funding for Mainstream English Language Training Projects for Refugees

AGENCY: Office of Refugee Resettlement (ORR), SSA, HHS.

ACTION: Notice of availability of funding for Mainstream English Language Training Demonstration Projects for Refugees.

SUMMARY: This announcement governs the award of social service grants to state and local governments, public and private non-profit agencies, or any combination thereof, which are currently providing and/or coordinating refugee English language training programs. Grants will be awarded for the implementation of Mainstream English Language Training (MELT) demonstration projects designed to test, refine, and validate (1) the proposed set of ESL student performance levels and test instruments, and (2) a proposed core curriculum for domestic refugee English language training programs. The expected results of these grants will be the identification of program elements (with respect to assessment, placement, curriculum and program design) standards necessary for the establishment of domestic adult refugee

English language training program standards. The immediate goal of such language training programs will be refugee employment. Domestic English language training programs can also derive a methodology for establishing priorities for language training services in accordance with specified client needs from the MELT demonstrations.

Closing Date

An application must be mailed or hand delivered by the closing date, September 6, 1983. The Director, ORR, invites applications from agencies and/or organizations currently operating and/or coordinating English language training programs for refugees.

Authorization

Authority for this activity is contained in the Immigration and Nationality Act (8 U.S.C. 1522) as amended by the Refugee Act of 1980, Section 412, Pub. L. 96-212. Federal Domestic Assistance Number 13.814, Refugee Assistance State Administered Program.

Available Funds

Approximately $390,000 will be available for new grants in Fiscal Year 1983. The Director estimates that these funds could support up to 5 awards. The anticipated award for a project is likely to be within the range of $35,000 to $80,000. However, these estimates do not bind the Office of Refugee Resettlement to a specific number of grants or to the amount of any grant unless such number or amount is otherwise specified by statute or regulations. Awards will be for a 12-month period of performance with no further funding anticipated.

Funds awarded under this announcement will be made available from fiscal year 1983 appropriations for social service activities which will commence on or before September 30, 1983.

Applications Submission and Approval Procedures

Applicants may request grant applications from the Office of Refugee Resettlement, HHS, SSA, Grants Management Branch, Room 1332, Switzer Building, 330 C Street, S.W., Washington, D.C. 20201. Telephone: (202) 245-0403, Ms. Judy Gray. For program-related information, contact: H. Kathy Do. Telephone: (202) 245-0403.

Prospective grantees must submit an original application and two copies to the Grants Management Branch by 5:00 p.m. Eastern Daylight Time on September 6, 1983.

An independent review panel of experts will evaluate applications on a competitive basis according to the criteria listed in Section V of this Notice and in accordance with the HHS Grants Administration Manual. Final funding decisions will be made by the Director of the Office of Refugee Resettlement.

Applications Delivered by Mail

An application sent by mail must be addressed to the U.S. Department of Health and Human Services, Social Security Administration, Office of Refugee Resettlement, Grants Management Branch, Room 1332, Switzer Building, 330 C Street, S.W. Washington, D.C. 20201. An application must show proof of mailing consisting of one of the following:

(1) A legible dated U.S. Postal Service postmark;

(2) A legible mail receipt with the date of mailing stamped by the U.S. Postal Service;

(3) A dated shipping label invoice or receipt from a commercial carrier. If an application is sent through the U.S. Postal Service, the Director 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. Applicants should note that the U.S. Postal Service does not uniformly provide a dated postmark. Before relying on this method, the applicant should check with its local post office.

Applicants are encouraged to use registered or, at least, first class mail. Each late applicant will be notified that the application will not be considered.

Applications Delivered by Hand

An application that is hand delivered must be taken to the U.S. Department of Health and Human Services, Social Security Administration, Office of Refugee Resettlement, Grants Management Branch, Room 1332, Switzer Building, 330 C Street, SW., Washington, D.C. 20201. The Grants Management Branch will accept a hand-delivered application between the hours of 8:30 am and 5:00 pm eastern Standard Time daily except Saturday, Sunday or Federal Holidays. Hand delivered applications will not be accepted after 5:00 pm on the closing date, September 6, 1983.

SUPPLEMENTARY INFORMATION:

I. Background

English Language Training (ELT) for refugee adults has been a focus of attention in the United States since the major influx of refugees began in 1975. Although English as a Second Language (ESL) classes for immigrants and some refugees had previously been offered, these classes were not usually designed to meet the needs of the Southeast Asian refugee students, many of whom were non-literate or had limited formal education. These refugees required classes designed to provide them a certain proficiency in English in order to function in routine survival and work situations.

In order to meet the special needs of this population, a variety of program models were developed, including models for Survival/Coping Skills ESL, Prevocational ESL, Vocation-Specific ESL, Home Management ESL, ESL/Literacy, and ESL/Basic Skills. Along with the models, curricula which are competency-based and functional were also developed by English language training experts.

The development of appropriate assessment instruments did not, however, accompany these innovations in program models and modes of service delivery. As the need for testing instruments was identified, some were developed, among these, the Basic English Skills Test (B.E.S.T.). Developed in 1981, B.E.S.T. assesses the four language skills areas: listening, speaking, reading, and writing. It consists of two sections: an individually administered face-to-face structured interview and a pencil and paper literacy skills test which is group-administered. Some domestic English language training programs are currently using B.E.S.T. as a placement instrument for enrolling refugee students. However, it has been reported that upon comparison of the testing levels of the B.E.S.T. and the overseas test, the testing levels of the B.E.S.T. are comparatively high for testing the majority of the graduates of the overseas training. To correct this discrepancy, the existing B.E.S.T. is being revised to correlate with tests currently being administered in the ESL programs overseas. In addition, two new versions of the B.E.S.T. are being developed which equate fully with the revised B.E.S.T. as well as with the overseas battery of tests. The revised B.E.S.T. will be used as a placement instrument, while the two new versions will be used to measure student's progress and outcome. This effort will greatly enhance the domestic refugee ELT programs in placing and assessing graduates of the overseas program.

While domestic adult refugee English language training efforts were being refined, intensive pre-arrival training the English and Cultural Orientation (CO) was begun in refugee camps in Southeast Asia. Funded by the U.S. Department of State, the Intensive English as a Second Language and

Cultural Orientation Program (IESL/CO) is administered by a consortium of agencies. This training is intended to help make refugees ready for the process of resettlement and to accelerate their goal of self sufficiency. Refugees study at five levels of English, Levels A (lowest) through E (highest). The intensive ESL and CO program run for 14 weeks for students in C, D and E levels; students in Levels A and B study for approximately 24 weeks and attend a prevocational class during their course of study.

A standardized curriculum has been developed for the overseas ESL and CO by the IESL/CO program. The curriculum is competency-based, focusing on linguistic and cultural tasks refugees will need to perform upon arrival in the U.S. The broad goal in ESL is not only to develop basic survival in proficiency in English, but also to develop a refugee's confidence in his or her ability to learn and use English.

A refugee who has gone through camp training arrives in the U.S. with a certificate of completion of the camp program. The certificate lists the level completed in the camp and provides an explanation of each level intended to assist the domestic English language training programs in assessing and placing the refugee.

It has been reported that some refugees who have gone through the overseas training have shown some understanding of basic survival English and can function reasonably in the classroom. It has also been reported that the overseas level has been used by some domestic English language training programs as a placement guide for enrolling students.

However, there has been no concrete evidence through formal documentation that the overseas training has increased the student's ability to function and learn English. There also remains a serious need to facilitate refugee economic self sufficiency through the provision of a coordinated, structured, and accelerated English Language Training (ELT) program which emphasizes the language skills needed for employment immediately upon arrival in the U.S. ORR and ELT practitioners in the field have identified the need to, first, establish the linkage between the domestic refugee ELT programs and the overseas ESL and CO programs, and, second, provide refugees entering the domestic ELT programs with a coherent set of goals based on their previous training camps and their employment needs in the U.S. Section III(B)(5) of the ORR Statement of Program Goals, Priorities and Standards for the State-Administered refugee resettlement program establishes the following framework for the domestic refugee ELT program: "The State English language training programs for refugees shall be developed or structured to increase basic survival and employability skills of refugee participants. Part-time English language training classes will generally be offered beyond normal working hours to enable refugees to conduct job search and to accept employment. States need to ensure that services are available in a manner or at a time which does not prevent refugees from seeking or holding full time employment."

II. Purpose

The overall goal of this initiative is to identify, examine and document certain criteria as they relate to the linkage of overseas ESL training and domestic ELT programs. These are criteria pertaining to assessment and testing, student performance levels, and ELT curriculum design.

Grantees will test, refine, validate student performance levels, field test two new versions of the B.E.S.T., and implement an employment-focused core curriculum to be provided by ORR which emphasizes the language skills required for employment in the U.S. The results will be used to formulate a set of standards which will benefit domestic adult refugee ELT programs' design effort. Furthermore, these standards will enable ELT programs to systematically integrate refugees into mainstream vocational and skill-oriented courses as soon as the refugees are sufficiently proficient in English.

To achieve these goals, ORR has initiated the Mainstream English Language Training (MELT) project—a three-phase program involving consultation, development, testing, and validation of assessment instruments, student performance levels and core curriculum outlines. Phase I entails consultation with experienced overseas and domestic refugee English language training practitioners and individuals knowledgeable regarding domestic refugee ELT program standards, student performance levels, and curriculum design. Phase II involves articulation of the outcome of the overseas training and the test results for development of the two new versions of the B.E.S.T. Phase III involves funding of selected existing refugee ELT programs as demonstration projects to stimulate and support the testing, refinement, validation of the proposed ESL student performance levels, field test two new versions of the B.E.S.T., and implementation of the employment-focused core curriculum.

This funding involves Phase III of the MELT. ORR will make up to five (5) awards to selected existing refugee ELT programs for demonstration projects. ORR will give funding priority to applicants with demonstrated experience with, and knowledge of, both overseas and domestic refugee ELT; applicants whose program design can clearly demonstrate (1) linkage with the overseas program and (2) that employability is incorporated with related vocational English language and vocational training at all levels of training. These demonstration projects will stimulate testing, refinement, validation of the proposed performance levels (Attachment A), two new versions of B.E.S.T., and implementation of the employment-focused core curriculum (see Attachment B for an outline of the proposed core curriculum) which have been developed by experienced overseas and domestic refugee ELT practitioners utilizing the best information available concerning the overseas and domestic refugee ELT programs. This funding does not aim to establish a new refugee ELT program; ORR intends to integrate this program initiative into its ongoing ELT activities for refugees in the U.S.

III. Eligible Grantees

State and local governments, public and private non-profit agencies, or any combination thereof, with demonstrated experience with, and knowledge of both the overseas ESL training and domestic refugee ELT programs and which are currently providing and/or coordinating ELT programs to refugees are eligible under this funding. An existing refugee ELT provider or a consortia whose primary purpose is to coordinate and provide training to refugee ELT providers is a prospective applicant.

Only those programs having the following structures are considered eligible. A refugee ELT program which has the following elements is eligible:

1. A well-defined and articulated curriculum that can be adapted to the proposed core curriculum outline. (Applicants should attach a summary of applicant's existing curriculum).

2. Demonstrated experience in administration of standardized placement and language proficiency tests.

3. English language instructional services with emphasis upon any of the following: survival ESL, pre-employment ESL, pre-vocational ESL, Vocational ESL, and vocation-specific ESL.

4. An employment preparation component operated in conjunction with all levels of language instructions, which

links language training with employment service providers and vocational training programs.

IV. Activities

1. Validation of Student Performance Levels and Documentation of Student's Progress and Program Modification.[1]

Demonstration projects will engage in the following activities:

A. Programs must document the training outcome levels and date of arrival of all refugee students entering the program who have completed overseas training.

B. If grantee is not already using the B.E.S.T. for placement of students, it is recommended that the B.E.S.T. be administered to a targeted group of 50 to 200 new refugee students (including students who participated in the overseas training and students who did not participate) in the program for the purpose of placement. The B.E.S.T. is recommended because it has been correlated with tests currently being administered in the ESL programs overseas; students entering the domestic refugee ELT programs are recent graduates of the overseas ESL program.

C. Documentation of pre-test, achievement, and post-test results for these refugee students for the purpose of information sharing and coordination with other demonstration projects. For the benefit of other MELT projects, documentation should indicate, in quantifiable terms, the students' progress from one level to the next, from program entry to program exit and should further document the number of hours it takes to progress from each level to the point of program exit.

D. Documentation of English proficiency level needed for students to gain specific types of employment and/or to be mainstreamed into existing vocational training program and/or other program leading to gainful employment.

E. Preparation of a report describing how student performance levels were used to set priorities for service-eligible refugee students, as well as suggestions or recommendations for modifications to the proposed performance levels, standards, and the proposed number of contact hours for completion of program by each student.

F. Comparison of the B.E.S.T. and the grantee's existing testing instrument to examine the equivalency of these tests. For demonstration purpose, and for the benefit of other MELT demonstration projects, use a grid for comparison of these tests.

G. Development of a plan for the coordination of the above activities with other local refugee ELT programs and other MELT demonstration projects and implementation of the plan.

2. Adaptation, Refinement and Implementation of the Proposed Core Curriculum.

Utilizing the proposed core curriculum (to be provided by ORR), demonstration projects will engage in the following activities:

A. Adapt an already existing curriculum to the proposed core curriculum to be used by designated teachers participating in the MELT demonstration project in actual classroom instruction.

B. To the extent possible, utilize the adapted curriculum for all the proposed levels (A to E), or in at least four different instructional levels.

C. Document use of the proposed core curriculum, as well as any modifications, suggestions, additions, deletions, and/or changes in emphasis made.

3. Demonstration Sites for the New Versions of the B.E.S.T.

MELT projects will be demonstration centers for the new versions of the B.E.S.T. As indicated in Section I, the primary purpose of the revised B.E.S.T., which was equated fully with the overseas battery of tests, is to enhance the domestic refugee ELT programs' placement and assessment of graduates of the overseas ESL program. Therefore, as demonstration centers for the new versions of the B.E.S.T., grantees will:

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A. Adapt an already existing curriculum to the proposed core curriculum to be used by designated teachers participating in the MELT demonstration project in actual classroom instruction.

B. To the extent possible, utilize the adapted curriculum for all the proposed levels (A to E), or in at least four different instructional levels.

C. Document use of the proposed core curriculum, as well as any modifications, suggestions, additions, deletions, and/or changes in emphasis made.

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MELT projects will be demonstration centers for the new versions of the B.E.S.T. As indicated in Section I, the primary purpose of the revised B.E.S.T., which was equated fully with the overseas battery of tests, is to enhance the domestic refugee ELT programs' placement and assessment of graduates of the overseas ESL program. Therefore, as demonstration centers for the new versions of the B.E.S.T., grantees will:

A. Administer the new versions of the B.E.S.T. to a targeted group of 50 to 200 new refugee students (identified in Section IV. 1. B) soon after the date of award. This activity should be documented, including recording the methodology used and an analysis of the qualitative and quantitative data resulting. The purpose of documentation is the sharing of information with other MELT demonstration projects promptly after the administration of the tests.

B. Provide in-service training on administration of tests for project staff.

C. Coordinate testing activities with other MELT demonstration projects.

V. Criteria for Evaluating Applications

Applications will be evaluated according to the following criteria:

1. Certification by the applicant that its existing program design consists of the structures described in Section III. (10 points)

2. Responsiveness of the project's goals and objectives to those of the grant announcement. (10 points)

3. The extent to which the applicant can demonstrate (1) how its existing and proposed program design correlates with the overseas program, and (2) that it has the capacity to enhance employability at all levels of instructions. (10 points)

4. Adequacy and practicality of the applicant's proposed activities and outcome, the number of refugee students to be served, and the plan for coordinating the required activities with local refugee ELT programs and other MELT demonstration projects. (15 points)

5. The extent to which the applicant can demonstrate how its existing curriculum can be adapted to the proposed core curriculum. (9 points)

6. Adequacy of the staff training, project monitoring and evaluation plan. (8 points)

7. Demonstrates that the key project staff are qualified, competent, and experienced in delivering the tasks required and that they possess experience and knowledge of both the overseas and domestic refugee ELT programs. (15 points)

8. Demonstrated experience in administration of tests and data collection and analysis. (9 points)

9. Adequacy of facilities and resources. (5 points)

10. Acceptability of estimated costs. (9 points)

[1] The current Basic English Skills Test (B.E.S.T.) and the two new versions will be provided to all MELT demonstration projects.

VI. Application Content

All applications will use standard Form SSA–96, "Federal Assistance" in submitting project proposals. Grant applications must also include the following:

1. Documentation of non-profit status—IRS Form 501 C3 or other proof of non-profit status.

2. Detailed program budget.

3. Description of the applicant organization. If other than a public agency, description of its organizational mandate, funding sources, key staff and principal officers, organization address and telephone number.

4. Detailed documentation of previous relevant applicant experience related to this project. Appropriate experience may include (but are not limited to) development of refugee employment-focused ELT programs, development and administration of refugee testing materials and instruments, development and administration of in-service training for ELT teachers, development and/or administration of data collection and analysis, or other similar specialized activities.

5. Position descriptions and qualifications for the project director and key staff. All staff must possess demonstrable relevant experiences for the functions they are hired to perform.

6. A work plan to achieve the project objectives including detailed information on the implementation and the evaluation of the required activities described in Section IV.

7. A management plan for fiscal and program administration to accomplish the grant objectives, including a project management chart, time lines, and staff assignments. A time/task chart should illustrate specific deadlines by which accomplishments and/or deliverables will be completed.

8. Detailed plan for each of the following: A. documentation of activities including suggestions and/or recommendations for modifications of the proposed student performance levels and core curriculum; B. staff training; C. coordination of activities; and D. administration of tests, data collection, and analysis.

VII. Applicable Regulations

The following HHS regulations apply to grants under this Notice:

45 CFR Part 16—Department Grant Appeals Process;

45 CFR Part 74—Administration of Grants;

45 CFR Part 75—Informal Grant Appeals Process;

45 CFR Part 80—Nondiscrimination Under Programs Receiving Federal. Assistance Through the Department of Health and Human Services. Effectuation of Title VI of the Civil Rights Act of 1964.

45 CFR Part 81—Practice and Procedures for Hearings Under Part 80 of this Title.

45 CFR Part 84—Nondicscrimination on the Basis of Handicap in Programs and Activities Benefitting from Federal Financial Assistance.

45 CFR Part 90—Nondiscrimination on the Basis of age in Programs or Activities Receiving Federal Financial Assistance.

45 CFR Part 95—Subpart E Cost Allocation Plan—Public Assistance Programs (states only).

VIII. A–95 Notification Process

These projects are not covered by the requirements of OMB Circular A–95.

IX. Records and Reports

Grantees will be required to maintain such fiscal and operational records as are necessary for federal monitoring and auditing of the grants. Grantees shall insure that ORR will:

1. Have access to all records (including those of the subgrantees, if any).

2. Receive all required materials (stated in Section IV). Quarterly fiscal and program progress reports will be due 30 days after the first calendar day of each quarter following the effective date of the grant award. Final financial and program progress reports shall be due 90 days after the expiration or termination of grant support.

Date: August 12, 1983.

Phillip N. Hawkes,

Director, Office of Refugee Resettlement.

ATTACHMENT A.—ADULT REFUGEE ENGLISH LANGUAGE PERFORMANCE LEVELS [1]

Level and (number of contact hours)	General language ability	Listening comprehension	Oral communication	Reading	Writing
0	No ability whatsoever	No ability whatsoever	No ability whatsoever	No ability whatsoever	No ability whatsoever
I(70)	Unable to function in spoken or written English.	Unable to understand spoken English except for a few isolated words and extremely simple, formulaic phrases.	Vocabulary is limited to a few isolated words.	Can read most numbers and letters of the alphabet. Can recognize some words often found on signs and simplified forms.	Can copy numbers, letters of the alphabet, own name and address.
I(A)(150)	Can operate in a very limited capacity within very predictable areas of need.	Able to understand a very restricted range of simple previously-learned phrases spoken extremely slowly with repetitions in familiar situations.	Vocabulary is adequate only to express a very restricted range of immediate needs using short formulated phrases. Can respond to direct questions on familiar subjects using one or two words.	Can read numbers and letters of the alphabet and very basic personal information on simplified forms.	Can write numbers, letters of the alphabet and very basic personal information on simplified forms.
II(B)(100)	Able to satisfy immediate needs using learned utterances.	Can understand simple previously learned phrases spoken slowly with frequent repetitions in familiar situations.	Vocabulary is adequate only to express immediate survival needs using previously-learned short phrases. Can respond to direct questions on familiar subjects, using previously learned phrases.	Can read and comprehend a limited range of essential words and short, simple sentences.	Can write a limited number of familiar words and produce basic personal information on simplified forms.
III(C)(200)	Able to satisfy basic survival needs and minimum courtesy requirements.	Can understand previously-learned phrases with ease and simple new phrases which contain familiar vocabulary and spoken slowly with repetitions.	Vocabulary is adequate to express basic survival needs using previously-learned phrases as well as some new phrases. Can ask and respond to direct questions on familiar subjects. Can engage in basic conversations.	Can read and comprehend short, simple sentences and instructions related to immediate needs.	Can write common words and short phrases and to convey simple information on familiar subjects.

ATTACHMENT A.—ADULT REFUGEE ENGLISH LANGUAGE PERFORMANCE LEVELS [1]—Continued

Level and (number of contact hours)	General language ability	Listening comprehension	Oral communication	Reading	Writing
IV(D)(200)	Able to satisfy basic survival needs and some limited social demands.	Able to understand short phrases which contain familiar vocabulary and are spoken slowly, with repetition in both familiar and unfamiliar situations.	Vocabulary is adequate to function independently in most face-to-face basic survival situations but needs help with complications. Can ask and respond to direct questions on familiar subjects and a limited number of unfamiliar subjects.	Can read and comprehend simplified materials on subjects related to immediate needs.	Can write short short sentences to convey instructions and simple messages. Able to perform daily writing tasks such as completing simplified forms.
V(E)(150)	Able to satisfy most survival needs and limited social demands.	Can understand conversations on a variety of every day subjects which contain some unfamiliar vocabulary and are spoken somewhat slowly with some need for repetition. Limited ability to function without face-to-face contact.	Vocabulary is adequate to function independently in survival and most social situations but may need some help. Limited ability to handle work requirements in own field.	Can read for information authentic materials in areas of high interest within a familiar context.	Can handle routine writing tasks within a familiar context. Assistance is not usually needed.

[1] These levels were adapted from various established language proficiency scales. The proposed levels, presented to ORR, were designed with 10 levels, however, for the purpose of this grant announcement, ORR is only concerned with levels I through (E).

Attachment B—Proposed Core Curriculum Outline

The following guidelines form the basis of the proposed core curriculum:

A. General Considerations.

1. The curriculum is stated in terms of measurable performance outcomes based upon student needs. The most urgent of these needs to be addressed through the curriculum is self-sufficiency, which includes both employment and survival in the community.

2. The curriculum is built upon the curriculum now being used in the Intensive ESL programs in Southeast Asia.

3. The distinction is made as to whether the curriculum is for literate or non-literate populations.

4. The curriculum makes note of minimum requirements, providing flexibility for recommended expansions.

5. The curriculum deals separately with listening, speaking, reading and writing. It provides focused practice of each of these skills in the classroom including but not limited to role play, peer learning, and out-of-classroom tasks.

6. The curriculum provides for teaching "real" language, as used in everyday life situations. Those life situations include: employment, transportation, home and consumerism, socialization and emergencies.

7. The curriculum includes the teaching of cultural information.

8. The curriculum notes assessment tools and/or strategies for measuring performance outcomes.

9. The curriculum is either competency-based or functional.

[FR Doc. 83-22589 Filed 8-18-83; 8:45 am]
BILLING CODE 4190-11-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Administration

[Docket No. N-83-1278]

Submission of Proposed Information Collections to OMB

AGENCY: Office of Administration, HUD.

ACTION: Notice.

SUMMARY: The proposed information collection requirements described below have been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposals.

ADDRESS: Interested persons are invited to submit comments regarding these proposals. Comments should refer to the proposal by name and should be sent to: Robert Neal, OMB Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, D.C. 20503.

FOR FURTHER INFORMATION CONTACT: David S. Cristy, Acting Reports Management Officer, Department of Housing and Urban Development, 451, 7th Street, SW., Washington, D.C. 20410, telephone (202) 755-5310. This is not a toll-free number.

SUPPLEMENTARY INFORMATION: The Department has submitted the proposals described below for the collection of information to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35).

The Notice lists the following information: (1) The title of the information collection proposal; (2) the office of the agency to collect the information; (3) the agency form number, if applicable; (4) how frequently information submissions will be required; (5) what members of the public will be affected by the proposal; (6) an estimate of the total number of hours needed to prepare the information submission; (7) whether the proposal is new or an extension or reinstatement of an information collection requirement; and (8) the names and telephone numbers of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

Copies of the proposed forms and other available documents submitted to OMB may be obtained from David S. Cristy, Acting Reports Management Officer for the Department. His address and telephone number are listed above. Comments regarding the proposals should be sent to the OMB Desk Officer at the address listed above.

The proposed information collection requirements are described as follows:

Notice of Submission of Proposed Information Collection to OMB

Proposal: Title I Report of Complaint.
Office: Housing.
Form Number: HUD-55070.
Frequency of Submission: On Occasion.
Affected Public: Individuals or Households.
Estimated Burden Hours: 1,000.
Status: Extension.
Contact: Allayne F. Hyde, HUD, (202) 755-6857 Robert Neal, OMB, (202) 395-7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Notice of Submission of Proposed Information Collection to OMB

Proposal: Use of Materials Bulletin (UM) No. 39a, "HUD Building Product Standards and Certification Program for

Aluminum Windows, Storm Windows, Sliding Glass Doors, and Storm Doors."
Office: Housing.
Form Number: None.
Frequency of Submission: On Occasion.
Affected Public: Businesses or Other For-Profit and Federal Agencies or Employees.
Estimated Burden Hours: 7,364.
Status: New.
Contact: Donald R. Fairman, HUD, (202) 755–5718; Robert Neal, OMB, (202) 395–7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Notice of Submission of Proposed Information Collection to OMB

Proposal: Use of Materials Bulletin (UM) No. 59b, "HUD Building Standards and Certification Program for Wood Window Units and Wood Sliding Patio Doors."
Office: Housing.
Form Number: None.
Frequency of Submission: On Occasion.
Affected Public: Businesses or Other For-Profit and Federal Agencies or Employees.
Estimated Burden Hours: 574.
Status: New.
Contact: Donald R. Fairman, HUD, (202) 755–5718; Robert Neal, OMB, (202) 395–7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Notice of Submission of Proposed Information Collection to OMB

Proposal: Use of Materials Bulletin (UM) No. 82, "HUD Building Product Standards and Certification Program for Sealed Insulating Glass Units."
Office: Housing.
Form Number: None.
Frequency of Submission: On Occasion.
Affected Public: Businesses or Other For-Profit and Federal Agencies or Employees.
Estimated Burden Hours: 123.
Status: New.
Contact: Donald R. Fairman, HUD, (202) 755–5718; Robert Neal, OMB, (202) 395–7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Notice of Submission of Proposed Information Collection to OMB

Proposal: Designation of Depositary for Direct Deposit of Loan and/or Grant Funds.
Office: Administration.
Form Number: HUD–274.
Frequency of Submission: On Occasion.
Affected Public: State or Local Governments.
Estimated Burden Hours: 83.
Status: Extension.
Contact: Donald Dispanet, HUD, (202) 755–5145; Robert Neal, OMB, (202) 395–7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Notice of Submission of Proposed Information Collection to OMB

Proposal: Schedule of Buydown Escrow Accounts.
Office: Government National Mortgage Association.
Form Number: HUD–1744.
Frequency of Submission: On Occasion.
Affected Public: Businesses or Other For-Profit.
Estimated Burden Hours: 100.
Status: Extension.
Contact: Patricia Gifford, HUD, (202) 755–5550; Robert Neal, OMB, (202) 395–7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Notice of Submission of Proposed Information Collection to OMB

Proposal: National Recognition Program for Community Development Partnerships (Entry Form).
Office: Community Planning and Development.
Form Number: None.
Frequency of Submission: On Occasion.
Affected Public: State or Local Governments, Businesses or Other For-Profit, Non-Profit Institutions, and Small Businesses or Organizations.
Estimated Burden Hours: 4,000.
Status: New.
Contact: Thelma Leenhouts, HUD, (202) 755–5564; Robert Neal, OMB, (202) 395–7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Notice of Submisssion of Proposed Information Collection to OMB

Proposal: Requisition for Grant Payment.
Office: Administration.
Form Number: HUD–259.
Frequency of Submission: On Occasion.
Affected Public: State or Local Governments and Non-Profit Institutions.
Estimated Burden Hours: 2,500.
Status: Extension.
Contact: Donald C. Dispanet, HUD, (202) 755–5145; Robert Neal, OMB, (202) 395–7316.
Authority: Sec. 3507 of the Paperwork Reduction Act, 44 U.S.C. 3507; Sec. 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: August 8, 1983.

Lea Hamilton,
Director, Office of Information Policies and Systems.

[FR Doc. 83-22889 Filed 8-19-83; 8:45 am]
BILLING CODE 4210-01-M

DEPARTMENT OF THE INTERIOR

Office of the Secretary

Commission on Fair Market Value Policy for Federal Coal Leasing; Meeting

AGENCY: Department of the Interior.

ACTION: Notice of the initial meeting of the Commission.

SUMMARY: Notice is hereby given that the initial meeting of the newly formed Commission on Fair Market Value Policy for Federal Coal Leasing will be held August 24, 1983 in Courtroom 2 of the U.S. Court of Appeals for the Federal Circuit, 4th Floor, National Courts Building, 717 Madison Place, N.W., Washington, D.C. The meeting will convene at 10:30 a.m.

FOR FURTHER INFORMATION CONTACT: William D. Bettenberg, Federal Representative, Department of the Interior Building, 18th and "C" Streets, NW., Washington, D.C. 20240. Phone: (202) 343–4123.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to the authority and requirments of Pub. L. 98–63, approved July 30, 1983, making supplemental appropriations for fiscal year 1983, and for other purposes, and in accordance with the Federal Advisory Committee Act (Pub. L. 92–463).

The Commission on Fair Market Value Policy for Federal Coal Leasing will hold its initial meeting on

Wednesday, August 24, 1983, in Courtroom 2 of the U.S. Court of Appeal for the Federal Circuit, 4th Floor, National Courts Building, 717 Madison Place, NW., Washington, D.C. The meeting will be under the Chairmanship of the head of the Commission, David F. Linowes. The meeting agenda is a follows:

11:00 a.m. to noon—Discussion of Organization by the Commission. (Break)
1:30 p.m. to 4:30 p.m.—Presentation of Current Program Policy and Procedures by the Department of the Interior
4:30 p.m. to 5:15 p.m.—Chairman's Closing

The Chairman is not requesting public comments at this meeting. There will be several future meetings of the Commission specifically to take public comment on fair market value policy and procedures for Federal coal leasing in Washington, D.C., and elsewhere around the country this fall. Persons who wish to speak to the Commission may make themselves known to the Chairman through the Federal Representative.

The six (6) month deadline by which the law requires the Commission to produce recommendations requires that the Commission operate on an expedited schedule. For this reason the usual 15 days notice of an advisory committee meeting has been waived in this instance.

The Commission was established by charter signed August 4, 1983, by the Secretary of the Interior, and is reviewing the Department's coal leasing statutes, policies, and procedures to ensure receipt of fair market value for Federal coal leases. To complete its mission, the Commission will:

a. Examine the current statutes, policies, and procedures to ensure receipt of fair market value for Federal coal leases;
b. Evaluate efforts to improve the Department's program; and
c. Recommend improvements in those statutes, policies, and procedures.

Dated: August 17, 1983.

William D. Bettenberg,

Deputy Assistant Secretary, Policy, Budget and Administration, U.S. Department of the Interior.

[FR Doc. 83-22694 Filed 8-18-83; 8:45 am]
BILLING CODE 4310-10-M

Bureau of Land Management

Montrose District Advisory Council; Meeting

Notice is hereby given in accordance with 43 CFR Part 1780 that a meeting of the Montrose District Advisory Council will be held September 21 and 22, 1983. The meeting will convene at 1:30 p.m. in the meeting room of the Hinsdale County Courthouse in Lake City, Colorado.

The agenda for this meeting will include a working session to review the Draft Alunite Environmental Assessment and public response to that document. The meeting is open to the public. Interested persons may make oral statements to the Council between 3:00 p.m. and 5:00 p.m., September 21, 1983: or file written statements for the Council's consideration. Anyone wishing to make an oral statement should contact Lance Nimmo, Chief of Planning and Environmental Assistance, Bureau of Land Management, P.O. Box 1269, Montrose, Colorado 81402 or telephone (303) 249-7791 by September 20, 1983.

Summary minutes of the Council meeting will be maintained at the District Office at 2465 South Townsend, Montrose, Colorado and will be available for public inspection and reproduction during regular business hours within 30 days following the meeting.

R. S. Schmidt,

Acting District Manager.

[FR Doc. 83-22716 Filed 8-18-83; 8:45 am]
BILLING CODE 4310-84-M

[OR 15701]

Oregon; Realty Action; Direct Sale of Public Land in Jackson County Oregon

August 11, 1983.

The following revested Oregon and California Railroad Grant (O&C) land has been examined and identified as being suitable for disposal by sale under Section 203 of the Federal Land Policy and Management Act of 1976 (90 Stat. 2750, 43 U.S.C. 1713), at no less than the appraised fair market value.

Legal description	Acreage	Value
T. 39 S., R. 2 E., Will. Mer. Sec. 7, Lot 8 of the N½	3.0	$7,350

The sale will be held on Wednesday, October 19, 1983 at 1:00 p.m. in the Medford District's Oregon Room, 3040 Biddle Road, Medford, Oregon 97504.

The sale is consistent with publicly supported Bureau planning. The sale involves isolated land completely surrounded by private land, and because of its location is difficult and uneconomical to manage as part of the public lands and is not suitable for management by another Federal department or agency. The public interest would be served by offering this land for sale. No other Federal department or agency has expressed any interest in this particular public land.

The sale parcel will be offered directly to Mr. James C. Miller, an adjoining landowner, according to the authorization provided within Section 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1713) and 43 CFR 2711.3-2.

Federal law requires that all bidders be U.S. citizens, 18 years of age or more, a state or state instrumentality authorized to hold property, or in the case of corporation, be authorized to own real estate in the state in which the sale land is offered. Proof of these requirements shall accompany all sale bids.

Terms and Conditions of This Sale Are

1. Mr. Miller will be required to submit a deposit of either cash, personal check, bank draft, money order, or any combination for not less than 20 percent of the amount of the bid immediately following the close of the sale.

2. Acceptance on rejection of Mr. Miller's offer to purchase will be in writing within 30 days from the date of the sale. Prior to the expiration of this 30 day period, the Authorized Officer conducting this sale may refuse to accept Mr. Miller's offer or may withdraw Mr. Miller's tract of public land from sale according to 43 CFR 2711.3-1 (f) and (g).

3. Reservations to the title or patent shall be as follows:

a. It will be subject to all existing rights including Jackson County's Dead Indian Highway Right-of-Way (43 U.S.C. 1718).

b. All minerals will be reserved to the United States (43 U.S.C. 1719).

c. The right to access and development for ditches and canals on behalf of the United States shall be reserved (43 U.S.C. 945).

4. Should Mr. Miller decide to not purchase this parcel of public land on this sale date, it will continue to be offered for sale at the current appraised fair market value through the Medford District Office, Bureau of Land Management, 3040 Biddle Road, Medford, Oregon 97504, until it is sold.

Detailed information concerning the sale, including the planning documents, land report, environmental assessment, and fair market appraisal, is available for review at the Bureau of Land Management Medford District Office, 3040 Biddle Road, Medford, Oregon 97504.

For a period of 45 days from the date of this notice, interested parties may submit comments to the District

Manager of the Medford District at the above address. Any adverse comments received as a result of the Notice of Realty Action or notification to the congressional committees and delegations pursuant to Pub. L. 97–394 will be evaluated by the District Manager who may vacate or modify this realty action and issue a final determination. In the absence of any action by the District Manager, this realty action will become a final determination of the Department of the Interior. Interested parties should continue to check with the District Office to keep themselves advised of any changes.

Jerry E. Asher,

Acting District Manager.

[FR Doc. 83–22725 Filed 8–18–83; 8:45 am]

BILLING CODE 4310–84–M

INTERSTATE COMMERCE COMMISSION

Motor Carriers; Notice of Intent to Engage in Compensated Intercorporate Hauling Operations

This is to provide notice as required by 49 U.S.C. 10524(b)(1) that the named corporations intend to provide or use compensated intercorporate hauling operations as authorized in 49 U.S.C. 10524(b).

1. Parent corporation and address of principal office: Chaparral Steel Company, P.O. Box 1100, Midlothian, Texas 76065.

2. Wholly-owned subsidiaries which will participate in the operations, and the states of incorporation are as follows:

(i) Tex-Ark Joist Company, A Delaware corporation, P.O. Box TAJ, Hope, Arkansas 71802

(ii) Omni Transportation, Inc., A Delaware corporation, P.O. Box 233, Highway 32, Oak Haven Industrial Park, Hope, Arkansas 71801

1. Parent corporation and address of principal office: West Point—Pepperell, Inc., 400 West Tenth Street, West Point, Georgia 31833.

2. Wholly-owned subsidiaries which will participate in the operations, and address of their respective principal offices:

(a) Advanced Fabrics Inc., 210 Industrial Drive, LaGrange, GA 30241

(b) Productos Textiles Mision Vieja, Attention: Mr. Richard Monk, P.O. Box 71, West Point, GA 31833

(c) West Point Pepperell Transportation Co., P.O. Box 71, West Point, GA 31833

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83–22812 Filed 8–18–83; 8:45 am]

BILLING CODE 7035–01–M

Motor Carriers; Finance Applications, Decision-Notice

As indicated by the findings below, the Commission has approved the following applications filed under 49 U.S.C. 10924, 10926, 10931 and 10932.

We find:

Each transaction is exempt from section 11343 of the Interstate Commerce Act, and complies with the appropriate transfer rules.

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.

Petitions seeking reconsideration mut be filed within 20 days from the date of this publication. Replies must be filed within 20 days after the final date for filing petitions for reconsideration; any interested person may file and serve a reply upon the parties to the proceeding. Petitions which do not comply with the relevant transfer rules at 49 CFR 1181.4 may be rejected.

If petitions for reconsideration are not timely filed, and applicants satisfy the conditions, if any, which have been imposed, the application is granted and they will receive an effective notice. The notice will recite the compliance requirements which must be met before the transferee may commence operations.

Applicants must comply with any conditions set forth in the following decision-notices within 20 days after publication, or within any approved extension period. Otherwise, the decision-notice shall have no further effect.

It is ordered:

The following applications are approved, subject to the conditions stated in the publication, and further subject to the administrative requirements stated in the effective notice to be issued hereafter.

By the Commission.

Agatha L. Mergenovich,

Secretary.

Note: Please direct status inquiries to Team 2, (202) 275–7030.

Volume No. OP2–FC–353

MC–FC–81586. By decision of August 12, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, the Review Board, Members Carleton, Joyce and Fortier, approved the transfer to Allison & Showers, Inc., of Clarion, PA, of MC–143482, Subs 2 and 4, issued April 18, 1979 and April 21, 1981, respectively, to Thomas D. Shoup Trucking (Henry Ray Pope III, Trustee in Bankruptcy), of Strattanville, PA, authorizing coal, in bulk, in dump vehicles, (1) from points in Clarion Township (Clarion County), PA to the facilities of Niagara Mohawk at Dunkirk (Chautauqua County), NY, and (2) from points in Clarion County, PA, to points in NY on the west of Interstate Hwy 81. Representative: Kent S. Pope, 10 Grant St., Clarion, PA 16214.

MC–FC–81605. By decision of August 11, 1983, issued under 49 U.S.C. 10926 and transfer rules at 49 CFR 1181, the Review Board, Members Fortier, Krock and Williams, approved the transfer to New Way Moving & Storage, Inc., of St. Helens, OR, of a portion of MC–40003, issued August 11, 1955, to L.C. Hall's Truck Line, Inc., of St Helens, OR, authorizing the transportation of household goods, between St. Helens, OR, on the one hand, and, on the other, points in WA. Representative: Lawrence V. Smart, Jr., 419 N.W. 23rd Ave., Portland, OR.

MC-FC-81618. By decision of August 11, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, the Review Board, Members Dowell, Carleton and Joyce, approved the transfer to Quality Transportation Inc., of Iola, KS, of MC–151753 (Sub-No. 5), issued November 16, 1982, to M.W. Cycle Hauler, Inc., of Lenexa, KS, authorizing the transportation of general commodities (except classes A and B explosives, household goods, and commodities in bulk), between points in the commercial zones of Kansas City, MO, Kansas City, KS, on the one hand, and, on the other, points in the U.S. (except AK and HI). An application for temporary authority has been filed. Representative: Clyde N. Christey, 1010 Tyler, Suite 110L, Topeka, KS, 66612.

Note.— (1) Transferee presently has authority pending before the Commission under MC–167068.

(2) Transferor will retain authority in MC-151753, Subs 2, 3, and 4 that duplicate to some extent the authority being transferred in this proceeding.

Volume No. OP2–FC–354

MC-FC 81587. By decision of August 11, 1983, issued under 49 U.S.C. 10926 and the transfer rules of 49 CFR 1181 Review Board Members, Joyce, Krock, and Williams, approved the transfer to STOW/DAVIS, INC., Grand Rapids, MI.

of Permits MC-167243 and Sub-No. 1, issued August 2, 1983, and June 23, 1983, respectively, to STOW & DAVIS FURNITURE COMPANY, Grand Rapids, MI, authorizing lumber and wood products, between points in the U.S. (except AK and HI), under continuing contract(s) with Arrow Door Company, of Grand Rapids, MI, and trucks and parts for trucks, between points in the U.S. (except AK and HI), under continuing contract(s) with O.I.E., Inc., dba Overland Industrial Equipment Company, of Holland, MI. Representative: Edward Malinzak, 900 Old Kent Bldg., Grand Rapids, MI 49503.

MC-FC-81628. By the decision of August 11, 1983 issued under 49 U.S.C. 10926 and the transfer rules of 49 CFR 1181, the Review Board Members Williams, Dowell, and Carleton approved the transfer to ROBERT M. ROSELLA, d.b.a. RMR TRANSPORTATION, Englishtown, NJ, of Certificate MC-90652, issued August 10, 1953, to HAROLD A. HOFSASS, d.b.a. OLD HICKORY TRANSPORTATION, Freehold, NJ, authorizing agricultural commodities, from points in Middlesex, Monmouth, and Mercer Counties, NJ, to New York, NY, and Philadelphia, PA; feed, and fertilizer materials and supplies, from Newark, NJ, New York, NY, and Philadelphia, PA, to points in the above-described New Jersey Counties; and lime and pulverized limestone, in bulk, in dump trucks, from Bridgeport, PA, to all points in Monmouth County, NJ, and points in Middlesex County, NJ south of Raritan River. Representative: Robert M. Rosella, 17 Millhurst Rd., Englishtown, NJ 07726, and Harold A. Hofsass, Craig Rd., R.D. #1, Freehold, NJ 07728.

For status: please call Team 3 at 202-275-5223

Volume No. OP3-FC-389

MC-FC-81347. By decision of August 12, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, the Review Board, Members Carleton, Joyce, and Krock, approved the transfer to YEAGER'S, INC., Clearfield, PA 16830, of that portion of Certificate No. MC-105134 Sub 1, issued October 31, 1974, to GLENN A. YEAGER AND LYNN R. YEAGER, a partnership, doing business as YEAGER TRUCKING, Clearwater, PA 16830, authorizing the transportation of face brick and building, (1) from Lawrence Township, Clearfield County, PA, to points in NJ and NY, and (2) from points in Bradford Township, Clearfield County, PA, to points in NJ and NY. Applicant's Representative: Dwight L. Koerber, Jr., 110 N. Second Street, P.O. Box 1230, Clearfield, PA 16830. (814) 765-9611.

For the following, please direct status calls to Team 4 at 202-275-7669.

Volume No. OP4-FC-550

MC-FC-81638. By decision of August 15, 1983 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, the Review Board, Members Carleton, Joyce, and Fortier approved the transfer to CORONADO EAST, INC., of Proctorville, OH, of Permit Nos. MC-148577, issued August 20, 1980; MC-148577 (Sub-No. 2), issued August 24, 1981; and MC-148577 (Sub-No. 3), issued January 29, 1982, to ORVILLE HOWARD, INC., of Edgewater, FL, authorizing the transportation in the lead of (1) *steel and steel articles*, from Roebling, NJ, to those points in the U.S. in and east of WI, IA, KS, OK and TX, and (2) *materials, equipment, and supplies* used in production and distribution of steel and steel articles, in the reverse direction, under continuing contract(s) with John A. Roebling Steel Corporation, of Roebling, NJ; (Sub-No. 2) of (1) *metals and metal products*, and (2) *equipment and supplies* used in the manufacture and distribution of the commodities in (1) above, between points in the U.S., under continuing contract(s) with Nelson Steel Products, Inc., of Harleysville, PA, and Techalloy Company, Inc., and its subsidiaries, Techalloy Maryland, Inc., Reid-Avery Division, Techalloy Illinois, Inc., Techalloy Texas, Inc., Techalloy, Inc., California, and Techalloy Western, Inc., of Rahns, PA; and in (Sub-No. 3) of *metal products*, between points in the U.S. (except AK and HI), under continuing contract(s) with Roebling Wire Co., of Roebling, NJ. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609. (213) 945-2745, for both transferee and transferor. This application is directly related to a conversion application under MC-166412, to be published in this same issue of the Federal Register.

MC-FC-81617. Be decision of August 15, 1983, under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, the Review Board, Members Carleton, Joyce, and Fortier approved the transfer to B.C.B. DISPATCH, INC., Rochester, NY, of Certificates Nos. MC-35387 (Sub-No. 3) and MC-35387 (Sub-No. 4), both issued May 27, 1981, and Permit No. MC-35387 (Sub-No. 5), issued June 17, 1982, to ORBIT EXPRESS, INC., North Grafton, MA, authorizing the transportation of food and related products, between points in Monroe and Ontario Counties, NY, on the one hand, and, on the other, points in MA, CT, RI, VT, NH, and ME; general commodities (except classes A and B explosives), between points in MA, on the one hand, and, on the other, points in ME, NH, VT, CT, RI, MA, NY, NJ, and PA; and general commodities (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with N. E. Traffic Consultants, Inc., of North Grafton, MA. Representative: David M. Marshall, Sixth Floor, 95 State St., Springfield, MA 01103 (413) 732-1136, attorney for applicants.

Note: The authority transferred above duplicates in whole or part certain authority to be retained by transferor. The authority to be retained is Certificate No. MC-35387 Sub. 2, which authorizes the transportation of such commodities as are dealt in by grocery and food business houses (except in bulk), (1)(a) between points in MA, on the one hand, and, on the other, points in NH and VT, (b) between specified points in MA, on the one hand, and, on the other, points in CT, RI, NY, and NJ, and (c) between specified points in MA, on the one hand, and, on the other, points in ME, and general commodities (except classes A and B explosives), between points in MA, restricted in parts (a), (b) and (c) above to commodities having a prior or subsequent movement by rail, motor vehicle or water or further restricted to shipments destined to the specific States named.

MC-FC-81662. By decision of August 15, 1983 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1132, The Review Board, Members Fortier, Williams and Dowell approved the transfer to LOIS A. DU PREE, d.b.a. AIR TRUCKING UNITED, INC., Battle Ground, WA, of Certificates No. MC-96607 (Sub 13) issued February 26, 1980; (Sub 19) issued October 31, 1979; (Sub 22) issued June 4, 1981; (Sub 23) issued July 20, 1981; (Sub 24) issued October 28, 1981; and (Sub 25X) issued April 8, 1982, together with the underlying (Sub 2) issued August 5, 1968; (Sub 9) issued August 9, 1977; (Sub 12) issued March 12, 1980; (Sub 15) issued November 25, 1980; (Sub 16) issued August 6, 1980; (Sub 17) issued July 11, 1980; and (Sub 20) issued September 22, 1980, to RUCKER BROTHERS TRUCKING, INC., Tacoma, WA, authorizing the transporation of (A) over regular routes, lumber and wood products between Tacoma, WA, and Seattle, WA, serving all intermediate points, from Tacoma over U.S. Hwy 99 to Seattle, and return over the same route, (B) over irregular routes; (3) prefabricated houses (a) between Lewis County, WA, radially, and points in ID, OR and WA, and (b) between Lewis County, WA, radially and points in MT; (2) precut and prefabricated buildings, between points

in WA, OR, ID, MT; (3) lumber and wood products and building materials between points in WA, OR, ID, MT; (4) waste and scrap materials between points in MT and ID, radially, and specified counties in WA and OR; (5) general commodities (a) (except household goods) between points in the commercial zone of Seattle, WA; and (b) (except household goods, hazardous or secret materials and sensitive weapons and munitions) between points in the U.S. for or on the behalf of the U.S. Government; (6) clay, concrete, glass or stone products, between specified counties in WA or OR, radially, and points in ID, MT, OR and WA; (7) machinery, from Seattle, WA, to points in ID, MT, and OR; (8) pulp, paper, and related products, between specified counties in WA radially and specified counties in WA and OR; (9) metal and metal products and building materials between points in AZ, CA, CO, ID, MT, NM, NV, OR, UT, WA and WY; and (10) prefabricated sprinkler systems, pipe and pipe fittings and contractors' equipment, between Seattle, WA, and points in MT and ID. Representative: Lois Du Pree, 120 S. 17th Ave., Battle Ground, WA 98604, (206) 687-4875.

Volume No. OP4-552

MC-FC-81247. By decision of August 15, 1983, issued under 49 U.S.C. 10928 and the transfer rules at 49 CFR 1181, the Review Board, Members Carleton, Joyce and Dowell, approved the transfer to Penners Transfer, LTD., Steinbach, Manitoba, Canada, of Certificate Nos. MC-123407 Sub 664, issued May 20, 1981, Sub 667, issued May 14, 1981, Sub 668X (in part), issued September 7, 1982, and Sub 674, issued June 29, 1981, to Sawyer Transport, Inc. (Nathan Yorke, Trustee in Bankruptcy), Chicago, IL, authorizing the transportation of lumber and wood products, and plastic and rubber products, between points in the U.S. (except AK and HI). The transfer of authority in Sub 668X will include the superseded authority in Subs 19, 21, 34, 43, 46, 47, 49, 50, 55, 58, 60, 62, 64, 66, 68, 81, 94, 96, 109, 112, 116, 119, 123, 150, 152, 153, 203, 204, 211, 214, 224, 244, 257, 261, 268, 282, 289, 300, 301, 302, 307, 308, 328, 333, 335, 341, 342, 346, 350, 368, 376, 383, 389, 391, 410, 411, 415, 423, 429, 431, 432, 437, 440, 449, 452, 467, 472, 473, 474, 484, 489, 495, 510, 511, 553, 559, 581, 606, 618, 631, 424, 480, 536, 540, 543, 546, lead, 65, 105, 110, 122, 220, 287, 325, 371, 118, 139, 171, 37, 67, 575, 145, 160, 72, 219, 279, 320, 402, 428, 516, 91, 544, 623, 649, 520, 102, 104, 164, 167, 264, 273, 297, 304, 378, 447, 448, 456, 463, 481, 492, 557, 589, 607, 644, 56, 95, 131, 132, 275, 305, 326, 330, 414, 417, 419, 533, 545, 652, 91, 544, 623 and 649. Transferor is retaining authority in Sub 668X, paragraphs 1, 3, 32, 34, 38, 44, 45, 63, 68, 72, 89, 92, 135, 144, 154, 159, 176, 215, 251, 266, 291, 301, and 319 which duplicates the authority being sold. An application for temporary authority has been granted. Representatives: Anthony Young, 29 S LaSalle St., Suite 350, Chicago, IL 60603, and Carl L. Steiner, 135 S LaSalle St., Chicago, IL 60603.

[FR Doc. 83-22813 Filed 8-18-83; 8:45 am]
BILLING CODE 7035-01-M

Motor Carriers; Permanent Authority Decisions, Decision-Notice

Motor Common and Contract Carriers of Property (fitness-only); Motor Common Carriers of Passengers (fitness-only); Motor Contract Carriers of Passengers; Property Brokers (other than household goods). The following applications for motor common or contract carriage of property and for a broker of property other than household goods) are governed by Subpart A of Part 1160 of the Commission's General Rules of Practice. See 49 CFR Part 1160 Subpart A, published in the **Federal Register** on November 1, 1982, at 47 FR 49583, which redesignated the regulations at 49 CFR 1100.251, published in the **Federal Register** on December 31, 1980. For compliance procedures, see 49 CFR 1160.19. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart B.

The following applications for motor common or contract carriage of passengers filed on or after November 19, 1982, are governed by Subpart D of the Commission's Rules of Practice. See 49 CFR Part 1160, Subpart D, published in the **Federal Register** on November 24, 1982, at 49 FR 53271. For compliance procedures, see 49 CFR 1160.86. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart E.

These 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.

Applicant's representative is required to mail a copy of an application, including all supporting evidence, within three days of a request and upon 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 Commisson'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, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated 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 becomes 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.

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 about the following to Team Three (3) at (202) 275-5223.

Volume No. OP3-381

Decided: August 11, 1983.

By the Commission, Review Board Members Carleton, Fortier, and Joyce.

MC 169254, filed July 14, 1983. Applicant: B. R. WILLIAMS, INC., R. D. 1, Box 461-A, Stockington Rd.,

Woodstown, NJ 08098. Representative: B. Riley Williams (same address as applicant), (609) 769–2488. Transporting *passengers*, in special and charter operations, beginning and ending at points in NJ, DE, and PA, and extending to points in the U.S. (except AK and HI).

Note.—Applicant seeks to provide privately-funded special and charter transportation.

MC 169504, filed July 27, 1983. Applicant: M & O DISTRIBUTION SPECIALISTS, LTD., 5533 Glengarry Parkway, Edina, MN 55436. Representative: Stanley C. Olsen, Jr., 5200 Willson Road, Suite 307, Edina, MN 55424, (612) 927–8855. As a *broker* of *general commodities* (except household goods), between points in the U.S. (except HI).

Please direct status inquiries about the following to Team Four at (202) 275–7669.

Volume No. OP4–538.

Decided: August 10, 1983.

By the Commission, Review Board, Members: Knock, Dowell, and Joyce.

MC 169677, filed August 4, 1983. Applicant: MARQUARDT BUS SERVICE, INC., P.O. Box 103, Cedarburg, WI 53012. Representative: Merle C. Zuehlke (same address as applicant), (414) 377–5270. Transporting *passengers*, in charter operations, between points in WI and IL.

Note.—Applicant seeks to provide privately-funded charter transportation.

MC 169687, filed August 5, 1983. Applicant: MERRYMAKER TOURS, INCORPORATED, 5250 Columbia Rd., N. Olmstead, OH 44070. Representative: Steven L. Weiman, Suite 200, 444 N. Federick Ave., Gaithersburg, MD 20877, (301) 840–8565. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to provide privately-funded charter and special transportation.

Volume No. OP4–541

Decided: August 9, 1983.

By the Commission, Review Board, Members: Williams, Carleton, and Joyce

MC 169596, filed July 28, 1983. Applicant: CASINO LIMOUSINE SERVICE, INC., 1778 Longfellow Drive, Cherry Hill, NJ 08003. Representative: Robert L. Gambell, 518 Market St., Camden, NJ 08102, (609) 541–1230. Transporting (A) *passengers*, in charter and special operations, beginning and ending at points in Camden County, NJ and extending to points in the U.S. (except AK and HI), and (B) over regular routes, transporting *passengers*, between Cherry Hill, NJ and Atlantic City, NJ: from Cherry Hill over Interstate Hwy 295, then over Interstate Hwy 295 to junction Interstate Hwy 76, then over Interstate Hwy 76 to junction NJ Hwy 291, then over NJ Hwy 291 to junction U.S., Hwy 30, then over U.S. Hwy 30 to junction Interstate Hwy 676, then over Interstate Hwy 676 to junction NJ Hwy 42, then over NJ Hwy 42 to junction of Atlantic City Expressway, then on the Atlantic City Expressway to Atlantic City, and return over the same routes, serving all intermediate points. NOTES: (1) applicant seeks in (A) above to provide privately-funded charter and special transportation, (2) applicant seeks in (B) above to provide regular-route service in interstate or foreign commerce and in intrastate commerce under 49 U.S.C. 10922 (c)(2)(B) over the same route, and (3) because this application includes issues subject to a finding of public interest as well as fitness only, it will be published in two volumes of this **Federal Register**. Part (A) will be published in Vol. #540. Part (B) will be published in Vol. #541.

MC 169597, filed August 2, 1983. Applicant: CLARENCE L. HARDER, d.b.a. C & L TRUCKING, 2590 Brush College Rd., NW., Salem, OR 97304. Representative: Clarence L. Harder (same address as applicant), (503) 364–4775. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

MC 169606, filed August 2, 1983. Applicant: HOWARD P. NELSON, ROBERT W. NELSON and JOHN A. NELSON, d.b.a. NELSON'S BUS SERVICE, Rt. 3, Willis Ray Rd., Whitewater, WI 53190. Representative: Richard A. Westley, 4506 Regent St., Suite 100, P.O. Box 5086, Madison, WI 53705–0086, (608) 238–3119. Transporting *passengers*, in charter and special operations, beginning and ending at points in WI, and extending to points in the U.S. (except AK and HI).

Note:—Applicant seeks to provide privately-funded charter and special transportation.

Volume No. OP4–544

Decided: August 12, 1983.

By the Commission, Review Board, Members: Carleton, Fortier, and Krock.

MC 169667, filed August 4, 1983. Applicant: DENNY LEE VAN RY, d.b.a. VAN RY TRUCKING, 3029 E. Baxter Ln., Bozeman, MT 59715. Representative: Denny L. Van Ry (same address as applicant), (406) 587–8718. 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. (except AK and HI).

MC 169707, filed August 5, 1983. Applicant: H.M.P., INC., R.D. #1, Pulaski, PA 16143. Representative: Robert J. Gill, First Commercial Bank Bldg., 410 Cortez Rd. W., Bradenton, FL 33507, (813) 758–4153. As a *broker of general commodities* (except household goods), between points in the U.S. (except AK and HI).

[FR Doc. 83–22815 Filed 8–18–83; 8:45 am]

BILLING CODE 7035–01–M

Motor Carriers; Permanent Authority Decisions, Decision-Notice

Motor Common and Contract Carriers of Property (except fitness-only); Motor Common Carriers of Passengers (public interest); Freight Forwarders; Water Carriers; Household Goods Brokers. The following applications for motor common or contract carriers of property, water carriage, freight forwarders, and household goods brokers are governed by Subpart A of Part 1160 of the Commission's General Rules of Practice. See 49 CFR Part 1160, Subpart A, published in the **Federal Register** on November 1, 1982, at 47 FR 49583, which redesignated the regulations at 49 CFR 1100.251, published in the **Federal Register** December 31, 1980. For compliance procedures, see 49 CFR 1160.19. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart B.

The following applications for motor common carriage of passengers, filed on or after November 19, 1982, are governed by Subpart D of 49 CFR Part 1160, published in the **Federal Register** on November 24, 1982 at 47 FR 53271. For compliance procedures, see 49 CFR 1160.86. Carriers operating pursuant to an intrastate certificate also must comply with 49 U.S.C. 10922(c)(2)(E). Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart E. In addition to fitness grounds, these applications may be opposed on the grounds that the transportation to be authorized is not consistent with the public interest.

Applicant's representative is required to mail a copy of an application, including all supporting evidence, within three days of a request and upon

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 that it is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United Stated Code, and the Commission's regulations.

We make an additional preliminary finding with respect to each of the following types of applications as indicated: common carrier of property—that the service proposed will serve a useful public purpose, responsive to a public demand or need; water common carrier—that the transportation to be provided under the certificate is or will be required by the public convenience and necessity; water contract carrier, motor contract carrier of property, freight forwarder, and household goods broker—that the transportation will be consistent with the public interest and the transportation policy of section 10101 of chapter 101 of Title 49 of the United States Code.

There presumptions 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 becomes 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.

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." Applications filed under 49 U.S.C. 10922(c)(2)(B) to operate in intrastate commerce over regular routes as a motor common carrier of passengers are duly noted.

Please direct status inquiries about the following to Team Three (3) at (202) 275–5223.

Volume No. OP3–380

Decided: August 11, 1983.

By the Commission, Review Board Members Carleton, Fortier, and Joyce.

MC 133655 (Sub-239), filed July 27, 1983. Applicant: TRANS-NATIONAL TRUCK, INC., P.O. Box 809072, Dallas, TX 753380. Representative: Thomas E. Vandenberg, P.O. Box 2545, Green Bay, WI 54306, (414) 498–7689. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of food and related products, between points in the U.S. (except AK and HI), under continuing contract(s) with manufacturers and distributors of food and related products.

MC 149095 (Sub-6), filed July 27, 1983. Applicant: EAGLE EXPEDITING, INC., 5215 N. Grand River, P.O. Box 15103, Lansing, MI 48901. Representative: Robert E. McFarland, 2855 Coolidge, Ste. 201A, Troy, MI 48084, (313) 649–6650. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between those points in the U.S. in and east of MN, SD, NE, MO, AR, and LA.

MC 167635, filed July 26, 1983. Applicant: UNITED HARDWARE DISTRIBUTING COMPANY, 5005 Nathan Lane, Plymouth, MN 55442. Representative: Richard C. Snyder, 8201–54th Avenue North, New Hope, MN 55428, (612) 559–1800. Transporting *such commodities* as are dealt in or used by grocery stores, between points in the U.S. (except AK and HI), under continuing contract(s) with Hancock-Nelson, St. Paul, MN.

MC 169444, filed July 22, 1983. Applicant: CLYDE PERRIGAN, d.b.a. PERRIGAN FARM, 1418 Old Hillsboro Rd., Franklin, TN 37064. Representative: Kenneth R. Mitchell, 2320A Milwaukee Way, Tacoma, WA 98421, (206) 383–3998. Transporting (1) *lumber and wood products*, (2) *chemicals and related products*, (3) *pulp, paper and related products*, (4) *rubber and plastic products*, and (5) *machinery*, between points in CA, on the one hand, and, on the other, points in AR, IL, KY, MI, NV, NC, PA, TN, and WI.

MC 169474, filed July 27, 1983. Applicant: SAMUEL J. ZOOK, d.b.a. NEW HORIZONS TRANSPORT, RD No. 2, Box 2218, Gap, PA 17527. Representative: James Robert Evans, 145 W. Wisconsin Ave., Neenah, WS 54956, (414) 722–2848. Transporting (1) *food and related products*, between Minneapolis, MN, on the one hand, and, on the other, points in NJ, NY, OH, and PA, and (2) *chemicals and related products and printed matter*, between points in the U.S. (except AK and HI).

MC 169495, filed July 28, 1983. Applicant: DENCO TRANSPORTATION, INC., 86548 Lorane Hwy, Eugene, OR 97405. Representative: William R. Denny (same address as applicant), (503) 686–8336. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in AZ, CA, NM, TX, OR, and WA.

Please direct status inquiries about the following to Team Four at (202) 275–7669.

Volume No. OP4–537

Decided: August 10, 1983.

By the Commission, Review Board, Members: Krock, Dowell, and Joyce.

MC 152697 (Sub-1), filed August 5, 1983. Applicant: AMERICAN TRUCK LINES, INC., P.O. Box 69, Concordville, PA 19331. Representative: Barry D. Kleban, 1900 Two Penn Center Plaza, Philadelphia, PA 19102, (215) 568–7515. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Kraft, Inc., of Glenview, IL.

MC 158956 (Sub-1), filed August 4, 1983. Applicant: JOSEPH CALLAVINI, P.O. Box 256, Lattimer, PA 18234. Representative: Raymond Talipski, 121 S. Main St., Taylor, PA 18517, (717) 344–8030. Transporting *general commodities* (except classes A and B explosives, commodities in bulk, and household goods), between points in Lackawanna and Luzerne Counties, PA, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 166157 (Sub-1), filed August 1, 1983. Applicant: MERLE L. HENN, d.b.a. MERLE HENN TRUCKING, 9720 Barnes Lane, S., Tacoma, WA 98444. Representative: Merle Henn (same address as applicant), (206) 531–3456. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in CA, ID, MT, NV, OR, and WA.

MC 167628 (Sub-5), filed August 2, 1983. Applicant: INTEGRATED DISTRIBUTION, INCORPORATED, One Century Drive, Parsippany, NJ 07054. Representative: Raymond L. Pucci (same address as applicant), (201) 540–7963. Transporting *general commodities* (except classes A and B explosives, commodities in bulk, and household goods), between points in the U.S. (except AK and HI), under continuing contract(s) with Kaiser Aluminum & Chemical Corporation, of Oakland, CA.

MC 169678, filed August 4, 1983. Applicant: E. V. TRUCKING SERVICE, INC., 4141 South Military Hwy, Chesapeake, VA 23321. Representative: Emanuel Voloudakis (same address as applicant), (804) 487–1671. Transporting *lumber and wood products, and building materials*, between points in AL, AR, CT, DE, FL, GA, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, NE, NH, NJ, NY, NC, ND, OH, OK, PA, RI, SC, SD, TN, TX, VT, VA, WV, WI, and DC.

MC 169686, filed August 5, 1983. Applicant: PORTLAND FREIGHT SERVICE, INC., 410 NE Third, Portland, OR 97232. Representative: Donald G. Brinkman (same address as applicant), (503) 239–8819. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in AZ, CA, CO, ID, MT, NM, NV, OR, TX, UT, WA, and WY.

Volume No. OP4–539

Decided: August 10, 1983.

By the Commission, Review Board, Members: Joyce, Carleton, and Krock.

MC 60186 (Sub-74), filed August 2, 1983. Applicant: NELSON FREIGHTWAYS, INC., 47 East St., Rockville, CT 06066. Representative: Richard J. Miller (same address as applicant), (203) 871–2050. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of containers and related products, between points in the U.S. (except AK and HI), under continuing contract(s) with Continental Can Company, Inc., of Stamford, CT.

MC 78926 (Sub-6), filed August 2, 1983. Applicant: CTC VAN LINES, INC., 102–05 32nd Ave., East Elmhurst, NY 11369. Representative: Alan Schwartz (same address as applicant), (212) 978–1600. Transporting *household goods, and furniture and fixtures*, between points in the U.S. (except AK and HI).

MC 128087 (Sub-17), filed August 2, 1983. Applicant: JOHN N. JOHN III, INC., 1000 W. Second St., Crowley, LA 70526. Representative: William M. John (same address as applicant), (318) 783–3394. Transporting *chemicals and related products*, between points in AR, LA, MS, and TX, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 142096 (Sub-23), filed August 4, 1983. Applicant: MILLER BROS. TRUCKING CO, INC., 4100 W. Mitchell St., Milwaukee, WI 53215. Representative: James A. Spiegel, Olde Towne Office Park, 6333 Odana Rd., Madison, WI 53719, (608) 273–1003. Transporting *rubber and related products*, between points in the U.S. (except AK and HI), on the one hand, and, on the other, points in WI.

MC 144197 (Sub-5), filed August 3, 1983. Applicant: KEYBOARD CARRIAGE, INC., 1212 Lexington Drive, New Albany, IN 46150. Representative: Robert J. Gallagher, 1435 G St., NW., Suite 848, Washington, DC 20005, (202) 628–1642. Transporting *general commodities* (except classes A and B explosives and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Roger W. Hilbert, II dba Systems, of Cincinnati, OH.

MC 152206 (Sub-1), filed August 5, 1983. Applicant: SUJAX, INC., Route 2, Box 30D, Union Grove, WI 53182. Representative: Richard C. Alexander, 710 N. Plankinton Ave., Milwaukee, WI 53203, (414) 273–7410. Transporting *such commodities* as are dealt in or used by manufacturers of motor vehicles, between points in the U.S. (except AK and HI), under continuing contract(s) with persons who are engaged in the business as manufacturers of motor vehicles.

Volume No. OP4–540

Decided: August 9, 1983.

By the Commission, Review Board, Members: Williams, Carleton, and Joyce.

MC 67866 (Sub-45), filed July 19, 1983. Applicant: FILM TRANSIT, INC., 3931 Homewood Rd., Memphis, TN 38118, (901) 365–7550. Representative: Warren A. Goff, 109 Madison Ave., Memphis, TN 38103, (901) 526–2900. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI). Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. § 11343(A) or show that a petition has been filed under 49 U.S.C. § 11343(e) seeking an exemption from the requirements of 49 U.S.C. 11343, and/or submit an affidavit indicating why such approval is unnecessary to the Secretary's Office. In order to expedite issuance of any authority please submit a copy of the affidavit or proof of filing the application(s) for common control to Team 4, Room 2410.

MC 139276 (Sub-14), filed August 2, 1983. Applicant: ALOHA FREIGHTWAYS, INC., 1069 Bryn Mawr Ave., Bensenville, IL 60106. Representative: Grace Kasallis (same address as applicant), (312) 595–4250. Transporting *general commodities*, between points in the U.S. (except AK and HI), under continuing contract(s) with Edward Hines Lumber Co., of Chicago, IL.

MC 145807 (Sub-4), filed August 2, 1983. Applicant: DERBY TRANSPORT, INC., P.O. Box 965, Weyburn, Saskatchewan, Canada S4H 2L2. Representative: William J. Gambucci, 525 Lumber Exchange Bldg., Minneapolis, MN 55402, (612) 340–0808. Transporting (1) *chemicals and related products*, and (2) *ores and minerals*, between the ports of entry on the International Boundary line between the U.S. and Canada in WA, ID, MT, ND, and MN, on the one hand, and, on the other, those points in the U.S. in and west of WI, IL, MO, OK, and TX.

MC 148976 (Sub-7), filed August 2, 1983. Applicant: H & W TRANSFER CARTAGE SERVICE, INC., 611 S. Main St., P.O. Box 448, Cedartown, GA 30125. Representative: Bruce E. Mitchell, Suite 520, Lenox Towers South, 3390 Peachtree Rd. NE., Atlanta, GA 30326, (404) 262–9488. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK AND HI).

MC 169596, filed July 28, 1983. Applicant: CASINO LIMOUSINE SERVICE, INC., 1778 Longfellow Drive, Cherry Hill, NJ 08003. Representative: Robert L. Gambell, 518 Market St., Camden, NJ 08102, (609) 541–1230. Transporting (A) *passengers*, in charter and special operations, beginning and ending in points in Camden County, NJ and extending to points in the U.S. (except AK and HI), and (B) over regular routes, transporting *passengers*, between Cherry Hill, NJ and Atlantic

City, NJ: from Cherry Hill over Interstate Hwy 295, then over Interstate Hwy 295 to junction Interstate Hwy 76, then over Interstate Hwy 76 to junction NJ Hwy 291, then over NJ Hwy 291 to junction U.S. Hwy 30, to junction Interstate Hwy 676, then over Interstate Hwy 676 to junction NJ Hwy 42, then over NJ Hwy 42 to junction of Atlantic City Expressway, then on the Atlantic City Expressway to Atlantic City, and return over the same routes, serving all intermediate points.

Note.—(1) applicant seeks in (A) above to provide privately-funded charter and special transportation, (2) applicant seeks in (B) above to provide regular-route service in interstate or foreign commerce and in intrastate commerce under 49 U.S.C. 10922(c)(2)(B) over the same route, and (3) because this application includes issues subject to a finding of public interest as well as fitness only, it will be published in two volumes of this **Federal Register**. Part (A) will be published in Volume #540. Part (B) will be published in Volume #540.

Volume No. OP4–543

Decided: August 12, 1983.

By the Commission, Review Board, Members: Carleton, Fortier, and Krock.

MC 168906, filed August 8, 1983. Applicant: FAMILY TRADITION TRANSPORTATION COMPANY, INC., P.O. Box 138, Archie, MO 64725. Representative: Arthur J. Cerra, 2100 CharterBank Center, P.O. Box 19251, Kansas City, MO 64141, (816) 842–8600. Transporting (1) *building materials*, between points in the U.S. (except AK and HI), (2) *lumber and wood products*, between points in Conway, Garland, Hot Spring and Polk Counties, AR, and Ramsey County, MN, and Jackson Country, MO, on the one hand, and, on the other, points in AR, CO, IL, IA, KS, LA, MI, MN, MO, NE, NM, OK, SD, TX, and WI, (3) *metal products*, between points in AL, AR, CT, GA, IL, IN, IA, KS, KY, LA, MO, MN, MS, NE, OK, OH, TN and TX, (4) *machinery*, between points in Harvey County, KS, and Dallas County, TX, on the one hand, and, on the other, points in Conway County, AR, and (5) *such commodities* as are dealt in, sold or used by lumber and hardware establishments, (a) between points in AL, AZ, AR, CA, GA, IN, LA, MS, NM, OK, OH, TX, SD, UT, and WI, and (b) between points in AL, AZ, AR, CA, GA, ID, IN, LA, OK, MI, MN, MS, MT, NM, NC, ND, OH, OR, SC, SD, TX, UT, WA, and WI, on the one hand, and, on the other, points in CO, IL, IA, KS, MO, NE, and TN.

MC 169666, filed August 4, 1983. Applicant: BIG G, INC., 1637 St. James St., La Crosse, WI 54601. Representative: Stanley C. Olsen, Jr., 5200 Willson Rd., Suite 307, Minneapolis, MN 55424, (612) 927–8855. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Gateway Foods, Inc., of La Crosse, WI.

MC 169696, filed August 8, 1983. Applicant: J. R. BRADLEY CO., INC., 1100 E. Fourth St., Reno, NV 89512. Representative: Robert G. Harrison, 4299 James Drive, Carson City, NV 89701, (702) 882–5649. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S., (except AK and HI), under continuing contract(s) with Rich Ladder Co., of Sparks, NV.

MC 169706, filed August 5, 1983. Applicant: PATSEN CORP., d.b.a. A.M. EXPRESS, P.O. Box 236, Farmingdale, NJ 07727. Representative: Maxwell A. Howell, 2554 Massachusetts Ave., NW., Washington, DC 20008, (202 483–8633. Transporting *general commodities* (except classes A and B explosives and household goods), between points in the U.S., under continuing contract(s) with Jersey Freight Lines, Inc., of Colts Neck, NJ.

MC 169716, filed August 8, 1983. Applicant: BAKER DELIVERY SERVICE, INC., 690 Paynes Ave., NW., Atlanta, GA. 30318. Representative: Benjy W. Fincher, P.O. Box 577, 174 North Ave., Jonesboro, GA 30237, (404) 477–1529. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in AL, AR, FL, GA, LA, MS, NC, SC, and TN.

Volume No. OP4–545

Decided: August 10, 1983.

By the Commission, Review Board, Members: Joyce, Carleton, and Krock.

MC 134806 (Sub-87), filed August 5, 1983. Applicant: B-D-R TRANSPORT, INC., P.O. Box 1277, Vernon Dr., Brattleboro, VT 05301. Representative: Edward T. Love, 4401 East West Highway, Suite 404, Bethesda, MD 20814, (301) 986–9030.Transporting (1) *leather and leather products*, between points in the U.S. (except AK and HI), under continuing contract(s) with Ebinger Brothers Leather Company, Inc., of Ipswich, MA, (2) *textile mill products*, between points in the U.S., (except AK and HI), under continuing contract(s) with Harold Davis Textile Corporation, of Revere, MA, (3) *footwear*, between points in the U.S. (except AK and HI), under continuing contract(s) with Sebago, Inc., of Westbrook, ME, and (4) *stoves and machinery*, between points in the U.S. (except AK and HI), under continuing contract(s) with Woodstock Soapstone Co., Inc., and Precision Valley Manufacturing Co. (affiliated companies), of Woodstock, VT.

Volume No. OP4–546.

Decided: May 12, 1983.

By the Commission, Review Board, Members: Parker, Chandler, and Fortier.

MC 167016, filed May 4, 1983, previously noticed in the **Federal Register** issue of May 20, 1983, and republished this issue. Applicant: QUALITY DELIVERY SERVICE, INC., 10508 Goodnight Lane, Dallas, TX 75220. Representative: William Sheridan, P.O. Box 5049, Irving, TX 75062, (214) 255–6279. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in AR, LA, OK and TX. Condition: Issuance of a certificate in this proceeding is subject to coincidental cancellation of Certificate No. MC–167016, issued July 15, 1983.

Note.—The purpose of this republication is to correctly state the territorial description.

Volume No. OP4–547.

Decided: June 8, 1983.

By the Commission, Review Board, Members: Krock, Parker, and Joyce.

MC 168357, filed May 31, 1983, previously noticed in the **Federal Register** issue of June 17, 1983, and republished this issue. Applicant: LES AGENCES MARTIES MTS, INC., 371, Rue Flaubert, Ste-Julie, PQ, Canada J0L 2C0. Representative: J. P. Vermette, 250 Napoleon-Provost St., Repentigny, PQ, Canada J6A 1H5, (514) 353–0550. In foreign commerce only, transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between ports of entry on the International Boundary line between the U.S. and Canada, and points in the U.S. (except AK and HI).

Note.—The purpose of the republication is to correctly state the requested authority.

Volume No. OP4–548.

Decided: August 9, 1983

By the Commission, Review Board, Members: Willaims, Carleton, and Joyce.

MC 16926, filed August 3, 1983. Applicant: McCANN ENTERPRISES, INC., 2821 Evans Rd., Winston-Salem, NC 27107. Representative: Clifton Herbert McCann (same address as applicant), (914) 724–1581. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in AL, AR, CT, DE, FL, GA, KY, MA, MS,

NJ, NY, NC, OH, PA, SC, TN, TX, VA, VT, WV, and DC.

Volume No. OP4–549

Decided: August 10, 1983.

By the Commission, Review Board, Members: Carleton, Joyce, and Fortier.

MC 169412, filed July 22, 1983. Applicant: CORONADO EAST, INC., P.O. Box 824, Proctorville, OH 45669. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609, (213) 945–2745. Transporting *metal products*, between points in the U.S. Condition: Issuance of a certificate in this proceeding is subject to coincidental cancellation of Permits in MC 148577 and Subs 2 and 3 thereto, issued August 20, 1980, August 24, 1981, and January 29, 1982, respectively. This is a conversion application filed under 49 U.S.C. 10926, and is directly related to MC–FC–81638, published in this same issue of the **Federal Register**.

Please direct status inquiries to Team 1, (202) 275–7030.

Volume No. OP1–340(N)

Decided: August 11, 1983.

By the Commission, Review Board, Members: Krock, Williams, and Dowell.

MC 111401 (Sub–629), filed August 4, 1983. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Blvd., P.O. Box 632, Enid, OK 73702. Representative: Alvin J. Meiklejohn, Jr., 1660 Lincoln Street, 1600 Lincoln Center, Denver, CO 80264, (303) 861–4028. Transporting *general commodities* (except classes A and B explosives and household goods), between points in the U.S. (except AK and HI), under continuing contract(s) with Phillips Petroleum Company.

MC 117940 (Sub–382), filed July 29, 1983. Applicant: NATIONWIDE CARRIERS, INC., P.O. Box 104, Maple Plain, MN 55359. Representative: Allan L. Timmerman, 5300 Highway 12, Maple Plain, MN 55359, (612) 479–1864. Transporting (1) *textile mill products*, under continuing contract(s) with manufacturers, distributors, or dealers of textile mill products, (2) *building materials*, under continuing contract(s) with manufacturers, distributors, or dealers of building materials, (3) *chemicals and related products*, under continuing contract(s) with manufacturers, distributors, or dealers of chemicals and related products, (4) *clay, concrete, glass or stone products*, under continuing contract(s) with manufacturers, distributors, or dealers of clay, concrete, glass or stone products, (5) *food and related products*, under continuing contract(s) with manufacturers, distributors, or dealers of food and related products, (6) *furniture and fixtures*, under continuing contract(s) with manufacturers, distributors, or dealers of furniture and fixtures, (7) *leather and leather products*, under continuing contract(s) with manufacturers, distributors, or dealers of leather and leather products, (8) *lumber and wood products*, under continuing contract(s) with manufacturers, distributors, or dealers of lumber and wood products, (9) *machinery*, under continuing contract(s) with manufacturers, distributors, or dealers of machinery, (10) *medical and surgical products*, under continuing contract(s) with manufacturers, distributors, or dealers of medical and surgical products, (11) *metal products*, under continuing contract(s) with manufacturers, distributors, or dealers of metal (12) *instruments and photographic goods*, under continuing contract(s) with manufacturers, distributors, or dealers of instruments and photographic goods, (13) *petroleum products*, under continuing contract(s) with manufacturers, distributors, or dealers of petroleum products, (14) *printed matter*, under continuing contract(s) with manufacturers, distributors, or dealers of printed matter, (15) *pulp, paper and related products*, under continuing contract(s) with manufacturers, distributors, or dealers of paper and related products, (16) *rubber and plastic products*, under continuing contract(s) with manufacturers, distributors, or dealers of rubber and plastic products, (17) *tobacco products*, under continuing contract(s) with manufacturers, distributors, or dealers of tobacco products, and (18) *transportation equipment*, under continuing contract(s) with manufacturers, distributors, or dealers of transportation equipment, between points in the U.S. (escept AK and HI).

MC 134761 (Sub-3), filed July 29, 1983. Applicant: GRASSICK TRANSPORT LTD., 220 Esquimalt Road, Victoria, B.C. Canada V9A 3K9. Representative: Jim Pitzer, P.O. Box 895, Renton, WA 98057, (206) 235–1111. Transporting *general commodities* (except classes A and B explosives and household goods), between ports of entry on the international boundary line between the United States and Canada in WA, on the one hand, and, on the other, points in AZ, CA, CO, ID, MT, NM, NV, OR, TX, UT, WA and WY.

MC 141871 (Sub-34), filed August 3, 1983. Applicant: WNI, INC., 8560 S.W. Salish Lane, Wilsonville, OR 97070. Representative: Thomas E. Vadenberg, P.O. Box 2545, Green Bay, WI 54306, (414) 498–7689. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of containers, between points in the U.S. (except AK and HI), under continuing contract(s) with manufacturers and distributors of containers.

MC 156050 (Sub-2), filed August 4, 1983. Applicant: FOUR-B LINES, INC., 71 West Park Avenue, Vineland, NJ 08360. Representative: Addison Hand (same address as applicant), (609) 691–7000 Ext. 391. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with International Paper Company, of New York, NY.

MC 169381, filed August 2, 1983. Applicant: W.L. BOSWELL, Route 2, Box 88, Hanover, VA 23069. Representative: Paul D. Collins, 7761 Lakeforest Drive, Richmond, VA 23235, (804) 745–0446. Transporting *metal products*, between points in the U.S. (except AK and HI), under continuing contract(s) with Rappahannock Wire Company, of Fredricksburg, VA.

MC 169551, filed July 28, 1983. Applicant: HELMS/BYRNS EXPRESS, INC., 12741 U.S. Highway 30, P.O. Box 340, Irwin, PA 15642. Representative: John C. Bradley, Suite 1301, 1600 Wilson Blvd., Arlington, VA 22209, (703) 522–0900. Transporting *general commodities* (except classes A and B explosives, household goods commodities in bulk), (1) between points in CT, DE, IL, IN, IA, KY, ME, MD, MA, MI, MN, MO, NH, NJ, NY, NC, OH, PA, RI, TN, VT, VA, WV, WI, and DC, and (2) between ports of entry on the international boundary line between the United States and Canada, on the one hand, and, on the other, points in MN, WI, MN, OH, PA, NY, VT, NH, and ME.

MC 169631, filed August 3, 1983. Applicant: A-SAFEWAY MOVING & STORAGE CO., INC., 3973 Delp Road, Memphis, TN 38118. Representative: Cornelius Coleman (same address as applicant), (901) 276–7639. Transporting *household goods*, between points in TN, on the one hand, and, on the other, points in the U.S. (except AK and HI).

[FR Doc. 83–22814 Filed 8–18–83; 8:45 am]
BILLING CODE 7035–01–M

Motor Carriers; Permanent Authority Decision; Restriction Removals; Decision-Notice

The following restriction removal applications, are governed by 49 CFR 1165. Part 1165 was published in the **Federal Register** of December 31, 1980.

at 45 FR 86747 and redesignated at 47 FR 49590, November 1, 1982.

Persons wishing to file a comment to an application must follow the rules under 49 CFR 1165.12. A copy of any application can be obtained from any applicant upon request and payment to applicant of $10.00.

Amendments to the restriction removal applications are not allowed.

Some of the applications may have been modified prior to publication to conform to the special provisions applicable to restriction removal.

Findings

We find, preliminarily, that each applicant has demonstrated that its requested removal of restrictions or broadening of unduly narrow authority is consistent with the criteria set forth in 49 U.S.C. 10922(h).

In the absence of comments filed within 25 days of publication of this decision-notice, appropriate reformed authority will be issued to each applicant. Prior to beginning operations under the newly issued authority, compliance must be made with the normal statutory and regulatory requirements for common and contract carriers.

Agatha L. Mergenovich,

Secretary.

Please direct status inquiries to Team 4, at (202) 275–7669.

Volume No. OP4–542

Decided: August 8, 1983.

By the Commission, Review Board Members Carleton and Williams.

MC 147677 (Sub-8X), filed July 27, 1983. Applicant: PERRY MOTOR FREIGHT, INC., 801 S. Meadow St., P.O. Box 1069, Odessa, TX 79760. Representative: John T. Coon (same address as applicant), (915) 332–1614. Sub 4 certificate: (1) remove the exceptions of those of unusual value, and those of requiring special equipment, and authorize the transportation of "general commodities (except classes A and B explosives, household goods, and commodities in bulk)", and (2) in paragraph I (a) broaden authority by deleting New Mexico on service to intermediate points, and (b) broaden off-route points by changing Monument and Oil Center, NM to Lea County, NM., and in paragraph II broaden authority to allow service to all intermediate points in reference to the Dallas-Odessa, TX movement.

Volume No. OP4–551

Decided: August 12, 1983.

By the Commission, Review Board Members Carleton, Fortier, and Joyce.

MC 135306 (Sub-13X), filed August 8, 1983. Applicant: DAN'S TRANSIT, INC., 7860 E. Pleasant Valley Rd., Independence, OH 44313. Representative: A. Charles Tell, 100 E. Broad St., Columbus, OH 43215 (614) 228–1541. Sub 12 certificate: Broaden commodity description as follows: "general commodities (except classes A and B explosives and household goods)".

[FR Doc. 83-22810 Filed 8-15-83; 8:45 am]

BILLING CODE 7035-01-M

[Docket No. AB–6 (Sub-No. 138)]

Rail Carriers; Burlington Northern Railroad Company; Abandonment, In Choteau County, MT, Findings

The Commission has issued a certificate authorizing the Burlington Northern Railroad Company to abandon its 41.22-mile rail line between milepost 32.10 near Big Sandy and milepost 73.58 near Fort Benton in Choteau County, MT. The abandonment certificate will become effective 30 days after this publication unless the Commission also finds that: (1) A financially responsible person has offered financial assistance (through subsidy or purchase) to enable the rail service to be continued; and (2) it is likely that the assistance would fully compensate the railroad.

Any financial assistance offer must be filed with the Commission and the applicant no later than 10 days from publication of this Notice. The following notation shall be typed in bold face on the lower left-hand corner of the envelope containing the offer: "Rail Section, AB–OFA." Any offer previously made must be remade within this 10-day period.

Information and procedures regarding financial assistance for continued rail service are contained in 49 U.S.C. 10905 and 49 CFR 1152.27.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-22809 Filed 8-18-83; 8:45 am]

BILLING CODE 7035-01-M

[Finance Docket No. 30224]

Rail Carriers; Buffalo, Rochester & Pittsburgh Railway Co. and the Baltimore & Ohio Railroad Co.–Exemption; Abandonment and Discontinuance in Indiana County, PA

AGENCY: Interstate Commerce Commission.

ACTION: Notice of Exemption.

SUMMARY: The Interstate Commerce Commission exempts the physical abandonment by Buffalo, Rochester and Pittsburgh Railway Company of, and discontinuance of service by The Baltimore and Ohio Railroad Company over, 3.23 miles of railroad in Indiana County, PA, subject to the standard labor protective conditions.

DATES: This exemption shall be effective on September 19, 1983. Petitions for reconsideration must be filed by September 8, 1983. Petitions for stay must be filed by August 29, 1983.

ADDRESSES: Send pleadings referring to Finance Docket No. 30224 to:

(1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423

(2) Petitioners' representative: Rene J. Gunning, Suite 2204, Chessie System, 100 North Charles Street, Baltimore, MD 21201.

FOR FURTHER INFORMATION CONTACT: Louis E. Gitomer (202) 275–7245.

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to T.S. InfoSystems, Inc., Room 2227, Interstate Commerce Commission, Washington, DC 20423, or call 289–4357 (D.C. Metropolitan area) or toll free (800) 424–5403.

Decided: August 9, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre and Gradison. Vice Chairman Sterrett and Commissioner Andre would not impose a deadline on consummation of the exempted transaction.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-22811 Filed 8-18-83; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF LABOR

Office of the Secretary

Agency Forms Under Review by the Office of Management and Budget (OMB)

Background: The Department of Labor, in carrying out its responsibility under the Paperwork Reduction Act (44 U.S.C. Chapter 35), considers comments on the proposed forms and recordkeeping requirements that will affect the public.

List of Forms Under Review: On Each Tuesday and/or Friday, as necessary, the Department of Labor will publish a list of the Agency forms under review by the Office of Management and Budget (OMB) since the last list was published.

The list will have all entries grouped into new forms, revisions, extensions (burden change), extensions (no change), or reinstatements. The Departmental Clearance Officer will, upon request, be able to advise members of the public of the nature of any particular revision they are interested in. Each entry will contain the following information:

The Agency of the Department 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 to or asked to report.

Whether small business or organizations are affected.

The standard industrial classification (SIC) codes, referring to specific respondent groups that are affected.

An estimate of the number of responses.

An estimate of the total number of hours needed to fill out the form.

The number of forms in the request for approval.

An abstract describing the need for and uses of the information collection.

Comments and Questions: Copies of the proposed forms and supporting documents may be obtained by calling the Departmental Clearance Officer, Paul E. Larson, Telephone 202–523–6331. Comments and questions about the items on this list should be directed to Mr. Larson, Office of Information Management, U.S. Department of Labor, 200 Constitution Avenue, NW., Room S–5526, Washington, D.C. 20210. Comments should also be sent to the OMB reviewer, Arnold Strasser, Telephone 202–395–6880, Office of Information and Regulatory Affairs, Office of Management and Budget, Room 3208, NEOB, Washington, D.C. 20503.

Any member of the public who wants to comment on a form which has been submitted to OMB should advise Mr. Larson of this intent at the earliest possible date.

Revision

Bureau of Labor Statistics.
Consumer Expenditure Survey.
CE–300, CE–301, CE–302, CE–303(L1–L5), CE–802, CE–803(L).
Monthly, Other (Semi-annually).
Individuals or households.
38,856 responses; 96,124 hours; 11 forms.

The forms are to be used to gather information on expenditures, income and other related subjects to be used to periodically update the Consumer Price Index. Data collected are from a multistage, national probability sample of households designed to be representative of the total noninstitutional population.

Extension (No Change)

Employment Standards Administration.
Bona Fide Thrift or Savings Plan.
29 CFR Part 547 (Recordkeeping Requirement).
Businesses or Other For-Profit.
Small Businesses or Organizations.
468,000 recordkeepers; 1 hour.

Wage and Hour recordkeeping requirement to maintain documentation to back up a bona fide claim. Enterprises having workers engaged in interstate commerce, producing goods for interstate commerce, or handling, selling, or otherwise working on goods that have been moved in or produced for such commerce by any person are affected.

Extension (No Change)

Employment Standards Administration.
Bona Fide Profit-Sharing Plan or Trust.
29 CFR Part 549 (Recordkeeping Requirement).
Businesses or Other For-Profit.
Small Businesses or Organizations.
546,000 recordkeepers; 1 hour.

Wage and Hour Division recordkeeping requirement to maintain documentation showing "bona fide" nature of a plan. Enterprises having workers engaged in interstate commerce, producing goods for interstate commerce, or handling, selling, or otherwise working on goods that have been moved in or produced for such commerce by any person are affected.

Extension (No Change)

Employment and Training Administration.
ETA Summaries—Unemployment Trust Fund Activities.
ETA 2112; 8401; 8403; 8405; 8413; 8414.
Monthly.
State governments; Banks.
SIC: 944; 602.
1,272 responses; 15,264 hours; 6 forms.

Information is used to monitor State employment security agencies' Unemployment Trust Fund transactions and activities.

Extension (No Change)

Labor-Management Services Administration.
Labor Organization Officer and Employee Report.
LM–30.
Annual.
Union Officers and Employees.
80 responses; 40 hours; 1 form.

An LM–30 report is required when a union officer and employee holds certain economic interests or is involved in transactions that could indicate possible conflicts of interests.

Extension (No Change)

Office of the Secretary.
No form.
On Occasion.
Individuals; small businesses.
SIC: All.
60 responses; 300 hours; no form.

This information is needed to determine eligibility for an award of fees and expenses under the Equal Access to Justice Act (Pub. L. 96–481). The information also provides substantiation for the claimed award amount.

Signed at Washington, D.C. this 16th day of August, 1983.

Paul E. Larson,

Departmental Clearance Officer.

[FR Doc. 83–22873 Filed 8–18–83; 8:45 am]
BILLING CODE 4510–23–M

Employment and Training Administration

Federal-State Unemployment Compensation Program; Extended Benefits; Ending of Extended Benefit Periods in the States of Alaska, Pennsylvania, the Virgin Islands, and Wyoming

This notice announces the ending of the Extended Benefit Periods in the States of Alaska, Pennsylvania, the Virgin Islands, and Wyoming, effective on August 6, 1983.

Background

The Federal-State Extended Unemployment Compensation Act of 1970 (26 U.S.C. 3304 note) established the Extended Benefit Program as a part of the Federal-State Unemployment Compensation Program. The Extended Benefit Program takes effect during periods of high unemployment in a State, to furnish up to 13 weeks of extended unemployment benefits to eligible individuals who have exhausted their rights to regular unemployment benefits under permanent State and Federal unemployment compensation laws. The Act is implemented by State unemployment compensation laws and by Part 615 of Title 20 of the Code of Federal Regulations (20 CFR Part 615).

Extended Benefits are payable in a State during an Extended Benefit Period, which is triggered "on" when the rate of insured unemployment in the State

reaches the State trigger rate set in the Act and the State law. During an Extended Benefit Period individuals are eligible for a maximum of up to 13 weeks of benefits, but the total of Extended Benefits and regular benefits together may not exceed 39 weeks.

The Act and the State unemployment compensation laws also provide that an Extended Benefit Period in a State will trigger "off" when the rate of insured unemployment in the State is no longer at the trigger rate set in the law. A benefit period actually terminates at the end of the third week after the week for which there is an off indicator, but not less than 13 weeks after the benefit period began.

Determination of "off" Indicator

The head of the employment security agency of each State named above has determined that the rate of insured unemployment in the State for the period consisting of the week ending on July 16, 1983, and the immediately preceding twelve weeks, fell below the State trigger rate, so that for that week there was an "off" indicator in the State.

Therefore, the Extended Benefit Periods in those States terminated with the week ending on August 6, 1983.

Information for Claimants

The State employment security agency of each State will furnish a written notice to each individual who is filing claims for Extended Benefits of the end of the Extended Benefit Period in the State and its effect on the individual's right to Extended Benefits. 20 CFR 615.13(d)(3).

Persons who wish information about their rights to Extended Benefits in a State named above should contract the nearest State employment service office or unemployment compensation claims office in their locality.

Signed at Washington, D.C., on August 8, 1983.

Albert Angrisani,

Assistant Secretary of Labor.

[FR Doc. 83-22875 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-30-M

[Revised Change 2 to Unemployment Insurance Program Letter No. 7-81]

Federal-State Unemployment Compensation Program; Pension Offset

Change 1 to Unemployment Insurance Program Letter No. 7-81, published in the **Federal Register** on July 9, 1982 (47 FR 29908), interpreted section 3304(a)(15)(B) of the Federal Unemployment Tax Act, which permits a State to take into account an employee's contributions to a pension plan in determining the amount of a pension to be deducted from unemployment benefits otherwise payable to the individual. In Change 1, the amount that could be taken into account was limited to the proportion of such individual's contribution to the total contributions to the pension plan. Change 2 revokes Change 1 and reinstates the position set forth in the original UIPL 7-81, which was published in the **Federal Register** on July 9, 1982 (47 FR 29905). Change 2 permits States greater latitude in taking into account an unemployed individual's contributions to a pension fund. Due to publication errors it was necessary to issue a revised Change 2. Revised Change 2, and the covering UIPL No. 37-83, are published below.

Dated: August 10, 1983

Albert Angrisani,

Assistant Secretary of Labor.

U.S. Department of Labor

Employment and Training Administration

Washington, D.C. 20213

Classification: UI
Correspondence Symbol: TEURL
Date: July 14, 1983

Rescissions
Distribution
Expiration Date: August 31, 1983

Directive: Unemployment Insurance Program Letter No. 37-83

To: All State Employment Security Agencies

From: Royal S. Dellinger, Administrator for Regional Management

Subject: Revised Change 2, UIPL 7-81—Revocation of Change 1 to UIPL 7-81 and Reinstatement of Original Provisions of UIPL 7-81

1. *Purpose.* To transmit revised Change 2, UIPL 7-81.

2. *Background.* Necessary revisions to Change 2, UIPL 7-81, were inadvertently omitted when Change 2 was issued to SESAs dated April 8, 1983. Corrected copies were issued to regional offices dated March 11, 1983. To clear up confusion caused by different texts and dates, a revised copy of Change 2 is attached. All copies of Change 2 received previously should be destroyed and replaced by the attached revised copy which will be published in the **Federal Register**.

3. *Action Required.* Administrators are requested to instruct appropriate staff to destroy all previously received copies of Change 2, UIPL 7-81.

4. *Inquiries.* Direct questions to the appropriate regional office.

5. *Attachment.* Change 2 (Revised) UIPL 7-81.

U.S. Department of Labor

Employment and Training Administration

Washington, D.C. 20213

Classification: UIs
Correspondence Symbol: TEURL
Date: March 11, 1983

Rescission.
Distribution
Expiration Date: October 31, 1983

Directive: Unemployment Insurance Program Letter No. 7-81 Change 2 (Revised)

To: All State Employment Security Agencies

From: Royal Dellinger, Administrator for Regional Management

Subject: Revocation of Change 1 to UIPL 7-81 and Reinstatement of Orignial Provisions of UIPL 7-81

1. *Purpose.* To announce reinstatement of the interpretation of subparagraph (B) of Section 3304(a)(15), FUTA, set forth in UIPL 7-81 issued on November 7, 1980.

2. *References.* UIPL 7-81 and Change 1.

3. *Background.* Under subparagraph (B) of Section 3304 (a)(15), FUTA, a State law "may provide for limitations on the amount of any such reduction [of unemployment benefits otherwise required under subparagraph (A)] to take into account contributions made by the individual for the pension . . ." Basic UIPL 7-81 stated that a State may, under this option, provide by law for eliminating any part of the pension payment "equivalent to the employee's share of the contributions to the pension fund" or for eliminating "a representative percentage of the pension as determined under the State law." It further stated that, although "broad latitude" is provided to a State, "any limitation adopted should be consistent with the basic purpose of the option which is to allow elimination of the individual's share of the contributions to the pension fund in determining the amount of pension to be deducted."

Change 1 to UIPL 7-81 superseded the foregoing statements and prescribed what the U.S. Court of Appeals, District of Columbia Circuit, later, in a suit challenging the revised interpretation of subparagraph (B), described in part as rulemaking subject to the public notice and opportunity for comment requirements of the Federal Administrative Procedure Act. As a result, there remains in effect an injunction against enforcement of the

requirements of subparagraph (B) of Section 3304(a)(15 as set forth in section 5 of Change 1.

To resolve this matter and overcome the injunction, the Department is reinstating the position taken in basic UIPL 7–81. Therefore, States may provide for taking into account employee contributions to pension plans to the extent provided in the State laws. It will no longer be required that the amount of employee contributions taken into account not exceed the proportion of an employee's contribution to the pension plan. States are encouraged, nevertheless, to carry out the intent of Congess in enacting subparagraph (B) by not giving greater effect to employee contributions than the proportion of employee contributions bears to total contributions to the pension plan.

4. *Decision.* The position set forth in the original UIPL 7–81 is hereby reinstated. Change 1 to UIPL 7–81 is hereby revoked.

5. *Action Required.* Administrators are requested to delete Change 1 to UIPL 7–81 and provide the above decision to appropriate staff.

6. *Inquiries.* Questions should be directed to the appropriate regional office.

[FR Doc. 83–22837 Filed 8–18–83; 8:45 am]
BILLING CODE 4510–30–M

Mine Safety and Health Administration

[Docket No. M–83–46–C]

Abraxas Coal Corp.; Petition for Modification of Application of Mandatory Safety Standard

Abraxas Coal Corporation, General Delivery, Inez, Kentucky 41224 has filed a petition to modify the application of 30 CFR 75.1719 (illumination) to its Mine No. 2 (I.D. No. 15–12403) located in Martin County, Kentucky. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirements that illumination devices be installed on the mine's face equipment.

2. The coal seam has uneven bottom and top conditions with rises and falls. In some areas, the coal height varies from eight feet to forty inches.

3. As a result of these conditions, the illumination devices on the equipment often strike the top and sides of the mine and become dislodged, loose or torn off, exposing nearby miners to hazardous conditions. The illumination devices also create a blinding effect for the equipment operators, resulting in a diminution of safety.

4. For these reasons, petitioner requests a modification of the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Director, Office of Standards, Regulations and Variances.

[FR Doc. 83–22882 Filed 8–18–83; 8:45 am]
BILLING CODE 4510–43–M

[Docket No. M–83–55–C]

Barnes & Tucker Co.; Petition for Modification of Application of Mandatory Safety Standard

Barnes & Tucker Company, 1912 Chestnut Avenue, Barnesboro, Pennsylvania 15714 has filed a petition to modify the application of 30 CFR 75.1100–2(e)(2) (quantity and location of firefighting equipment) to its Lancashire No. 24–D Mine (I.D. No. 36–00835), Lancashire No. 24–B Mine (I.D. No. 36–00837) and Tanoma Mine (I.D. No. 36–06967), all located in Indiana County, Pennsylvania, and its Lancashire No. 20 Mine (I.D. No. 36–00836), located in Cambria County, Pennsylvania. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that one portable fire extinguisher and 240 pounds of rock dust be provided at each temporary electrical installation.

2. As an alternate method, petitioner proposes to provide two portable fire extinguishers or one extinguisher having at least twice the minimum capacity in lieu of providing one portable fire extinguisher and 240 pounds of rock dust.

3. Petitioner states that the proposed alternate method will provide the same degree of safety for the miners affected as that afforded by the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83–22886 Filed 8–18–83; 8:45 am]
BILLING CODE 4510–43–M

[Docket No. M–83–34–C]

Big Hill Coal Co.; Petition for Modification of Application of Mandatory Safety Standard

Big Hill Coal Company, Hatfield, Kentucky 41514 has filed a petition to modify the application of 30 CFR 75.1710 (cabs and canopies) to its No. 9 Mine (I.D. No. 15–13300) located in Pike County, Kentucky. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statement follows:

1. The petition concerns the requirement that cabs or canopies be installed on the mine's electric face equipment.

2. The mining height varies from 40 to 51 inches. Cross collars are used to help support the roof.

3. Petitioner states that the use of cabs or canopies on the mine's scoops would result in a diminution of safety for the miners affected because the canopies strike and dislodge the roof supports, as well as limiting the visibility of the equipment operator, increasing the chances of an accident.

4. For these reasons, petitioner requests a modification of the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or

received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22885 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-58-C]

Consolidation Coal Co.; Petition for Modification of Application of Mandatory Safety Standard

Consolidation Coal Company, Consol Plaza, Pittsburgh, Pennsylvania 15241 has filed a petition to modify the application of 30 CFR 75.305 (weekly examinations for hazardous conditions) to its Amonate Mine (I.D. No. 46-04421) located in McDowell County, West Virginia. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner"s statements follows:

1. The petition concerns the requirement that intake and return air courses be examined in their entirety on a weekly basis.

2. The entries in 30 mains were driven many years ago and have deteriorated, resulting in adverse roof conditions, leaving the intake air courses extremely hazardous to travel for weekly examinations. Rehabilitation of the air courses would expose miners to extremely hazardous conditions, resulting in a diminution of safety.

3. As an alternate method, petitioner proposes to establish two checkpoints in the 30 mains, where air measurements will be made of the affected air courses. Results of such measurements will be recorded as required by 75.305.

4. Petitioner states that the proposed alternate method will provide the same degree of safety for the miners affected as that afforded by the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22884 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-33-C]

Deep Rock Coal Co., Inc.; Petition for Modification of Application of Mandatory Safety Standard

Deep Rock Coal Co., Inc., R.D. 1, Box 67, Pine Grove, Pennsylvania 17963 has filed a petition to modify the application of 30 CFR 75.301 (air quality, quantity and velocity) to its No. 1 Slope (I.D. No. 36-07022) located in Schuylkill County, Pennsylvania. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. Air sample analysis history reveals that harmful quantities of methane are non-existent in the mine.

2. Ignition, explosion and mine fire history are non-existent for the mine.

3. There is no history of harmful quantities of carbon dioxide and other noxious or poisonous gases.

4. Mine dust sampling programs have revealed extremely low concentrations of respirable dust.

5. Extremely high velocities in small cross sectional areas of airways and manways required in friable Anthracite veins for control purposes, particularly in steeply pitching mines, present a very dangerous flying object hazard to the miners.

6. High velocities and large air quantities cause extremely uncomfortable damp and cold conditions in the already uncomfortable, wet mines.

7. As an alternate method, petitioner proposes that:

a. The minimum quantity of air reaching each working face be 1,500 cubic feet per minute;

b. The minimum quantity of air reaching the last open crosscut in any pair or set of developing entries be 5,000 cubic feet per minute; and

c. The minimum quantity of air reaching the intake end of a pillar line be 5,000 cubic feet per minute, and/or whatever additional quantity of air that may be required in any of these areas to maintain a safe and healthful mine atmosphere.

8. Petitioner states that the alternate method proposed will at all times provide the same measure of protection for the miners affected as that provided by the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22876 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-11-M]

Liter's Quarry, Inc.; Petition for Modification of Application of Mandatory Safety Standard

Liter's Quarry, Inc., 6610 Haunz Lane, Louisville, Kentucky 40222 has filed a petition to modify the application of 30 CFR 57.20-32 (telephones or other two-way communication equipment) to its Crestwood Mine (I.D. No. 15-00059) located in Crestwood County, Kentucky. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that telephones or other two-way communication equipment with instructions for their use be provided for communication from underground operations to the surface.

2. The mine is a room and pillar limestone operation with one primary horizontal adit, two auxiliary/emergency horizontal adits, and two vertical vent shafts. This operation is mined by driving 13 to 15 feet high, 45 feet wide headers followed by removing about 25 feet of floor. The working area is reached by entering the primary adit and traveling along the entry road, approximately 100 yards long, to one of two ramps into the bottom. One ramp is about 50 yards into the mine with the other at the end of the entry road. The primary haul roads lead to the desired floor area or to one of three ramps to the desired header section. A winter parking island is located at the end of the entry road and opposite the second ramp into the bottom up a ramp.

3. Petitioner states that the layout of the mine does not provide a logical control location for a communication

station. The only "logical" location is that of the mine light switches which are located along the entry road between the two ramps into the bottom. Since every miner has a vehicle with which he or she enters and exits the mine, an individual could reach the outside before he or she could stop and make use of a communication system. Therefore, petitioner proposes that in lieu of the two-way communications system required by the standard, the mine's evacuation plan be followed.

4. As an alternate method, petitioner proposes to use the mine emergency evacuation plan which includes a notification and communication system for warning miners and clearing the mine in case of emergencies.

5. For these reasons, petitioner requests a modification of the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22877 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-36-C]

K & K Coal Co., Inc.; Petition for Modification of Application of Mandatory Safety Standard

K & K Coal Company, Inc., 1053 Spruce Street, Kulpmont, Pennsylvania 17834 has filed a petition to modify the application of 30 CFR 75.902 (low- and medium-voltage ground check monitor circuits) to its No. 1 Drift (I.D. No. 36-05722) located in Northumberland County, Pennsylvania. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that low- and medium-voltage resistance grounded systems include a fail-safe ground check circuit to monitor continuously the grounding circuit.

2. The mine generates 480-volt, 3-phase power with a diesel-powered generator which energizes two 13 hp sump-pumps. The power connectors are 2/0 copper and the grounding conductor, which is continuous from the surface grounding electrodes to the underground electrical equipment, is 1/0 copper.

3. There are no personnel in the mine while electrical circuits are energized. There is no high voltage at the mine. There is no portable or mobile equipment in the mine.

4. Water is pumped from the mine before or after personnel are in the mine. Pump repairs are made by outside contractors and not at the mine. Since there are no personnel in the mine during pumping, there is no chance of personnel contacting the energized frames of mining machinery which might become energized through failure of the insulation of the power conductors.

5. As an alternate method, petitioner proposes that:

a. No personnel will enter the mine while circuits are energized;

b. The pumps, which are controlled from the surface, will be locked out at the disconnect switch by the mine superintendent before personnel enter the mine; and

c. A warning sign of adequate size will be posted at the mine's entry.

6. Petitioner states that the proposed alternate method will provide the same degree of safety for the miners affected as that afforded by the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22887 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-37-C]

Mid-Continent Resources, Inc.; Petition for Modification of Application of Mandatory Safety Standard

Mid-Continent Resources, Inc., P.O. Box 158, Carbondale, CO 81623 has filed a petition to modify the application of 30 CFR 57.1303 (permissible explosives, detonators, blasting devices and shot-firing units; stemming boreholes) to its Dutch Creek No. 1 Mine (I.D. No. 05-00301) located in Pitkin County, Colorado. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that only permissible explosives, electric detonators of proper strength, and permissible blasting devices be used and all explosives and blasting devices be used in a permissible manner.

2. Petitioner seeks a modification of the standard to allow the drilling and loading of volley-firing explosive holes as a one-step operation rather than two separate and distinct steps. One-step volley firing is necessary because cover pressure on the 102 advancing longwall face is collapsing and closing the drillholes for volley firing before they can be loaded with explosives as a two-step operation, thus defeating the stress relief achieved by volley firing, resulting in a diminution of safety.

3. Petitioner proposes, when the phenomena of drill-hole closure is encountered, that qualified and certified personnel drill and load each hole under safe-spacing and appropriate depth limitations. At such time, all electrical equipment in the working place inby the longwall master controller will be denergized. All drilling for volley firing will be accomplished with air-powered or hydraulic-powered drilling equipment to avoid stray electrical current migrating to an electric blasting-cap. At the completion of loading each hole, the electric detonator leg-wires will remain shunted and tightly coiled to within six inches of the collar of the drill hole, and remain so until all drilling is completed.

4. For these reasons, petitioner requests a modification of the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22879 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-45-C]

Pyro Mining Co.; Petition for Modification of Application of Mandatory Safety Standard

Pyro Mining Company, P.O. Box 267, Sturgis, Kentucky 42459 has filed a petition to modify the application of 30 CFR 75.305 (weekly examinations for hazardous conditions) to its Wheatcroft Mine (I.D. No. 15-10815) located in Union County, Kentucky. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that aircourses be examined in their entirety on a weekly basis.

2. The mine is active and in the recovery stage, but not presently producing.

3. Petitioner seeks a modification of the standard which requires that seals be examined on a weekly basis. The seals in question are identified as the No. 1 east, main north parallel seals. Two of the seals cannot be examined due to water in the area. These seals are visible and the roof in the area is substantially supported. There are no power wires or sources of ignition in the area.

4. As an alternate method petitioner proposes to monitor weekly the air passing by the seals at specified locations.

5. Petitioner states that the alternate method will provide the same measure of safety for the miners affected as that afforded by the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22878 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-44-C]

Red Oak Coal Corp.; Petition for Modification of Application of Mandatory Safety Standard

Red Oak Coal Corporation, Route 2, Box 29, Oakwood, Virginia 24631 has filed a petition to modify the application of 30 CFR 75.1714-2(e)(3) (self-rescue devices; use and location requirements) to its No. 1 Mine (I.D. No. 44-05442) located in Buchanan County, Virginia. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that self-contained self-rescue devices (SCSRs) not be placed more than 25 feet away from miners on mantrips into and out of the mine.

2. The height of the coal seam averages 60 inches or greater, and the depth of the mine is not expected to exceed 4,000 feet.

3. Petitioner states that there is no potential for breaking into oxygen deficient atmospheres. The mine is above the water table and methane has never been detected.

4. As an alternate method, petitioner proposes to store SCSRs. The storage would be in accordance with 75.1714-2. In support of this alternate method, petitoner states that:

a. All miners will carry filter-type self-rescuers that have at least 10 minutes capacity;

b. No miner will be more than 10 minutes away from his or her SCSR or the mine portal;

c. Miners will travel on the mantrip in intake air only;

d. The mantrip route is free from any electricial ignition sources other than the mantrip, which is battery powered;

e. Any miner, upon request, may carry an SCSR on the mantrip.

5. Petitioner states that the alternate method will provide the same degree of safety for the miners affected as that afforded by the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before Septemeber 19, 1983. Copies of the petiton are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22883 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-41-C]

Shannon-Pocahontas Mining Co.; Petition for Modification of Application of Mandatory Safety Standard

Shannon-Pocahontas Mining Company, P.O. Box 770, Welch, West Virginia 24801 has filed a petition to modify the application of 30 CFR 75.305 (weekly examinations for hazardous conditions) to its Shannon Branch Mine (I. D. No. 46-01398) located in McDowell County, West Virginia. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that intake and return air courses be examined in their entirety on a weekly basis.

2. Petitioner seeks a modification of the standard for the 6 North Mains Section (049), the Left Side Return of 5 Left 6 North Section (002), and the Right Side Return of North East Mains Section (041). Roof falls have rendered these air courses nearly impassable. Rehabilitation of these air courses would expose miners to extremely hazardous conditions, resulting in a diminution of safety.

3. As an alternate method, petitioner proposes to travel passable areas and to establish and maintain specified air monitoring stations to determine, on a weekly basis, air velocity and methane content. Examinations of air quality, quantity, and direction will be conducted weekly by a certified mine foreman fireboss. Fan examinations will be performed weekly by a certified mine foreman fireboss or a certified electrician. Examiners' initials and date of examination will be placed at each station and the results recorded in a book maintained on the surface. Methane or other harmful, noxious, or poisonous gases will not be allowed to accumulate in excess of legal limits. Should a reduction of air quantity in significant amounts occur, miners working in the affected area will be

removed and an immediate investigation conducted.

4. For these reasons, petitioner requests a modification of the standard.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director, Office of Standards, Regulations and Variances.

[FR Doc. 83-22881 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-83-52-C]

Three L Coal Co.; Petition for Modification Application Mandatory Safety Standard

Three L Coal Company, R.D. No. 1, Box 227L, Shamokin, Pennsylvania 17872, has filed a petition to modify the application of 30 CFR 75.902 (low- and medium-voltage ground check monitor circuits) to its No. 2 Slope (I.D. No. 36-07282) located in Northumberland County, Pennsylvaina. The petition is filed under Section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petition concerns the requirement that low- and medium-voltage resistance grounded systems include a failsafe ground check circuit to monitor continuously the grounding circuit.

2. The mine generates 480-volt, 3-phase power with a dieselpowered generator, which energizes a 30 hp sump-pump. The power conductors are #4 copper and the grounding conductor, which is continuous from the surface grounding electrodes to the underground electrical equipment, is #4 copper.

3. There are no personnel in the mine while electrical circuits are energized. There is no high voltage at the mine. There is no portable or mobile equipment in the mine.

4. Water is pumped from the mine before or after personnel are in the mine. Pump repairs are made by outside contractors and not at the mine. Since there are no personnel in the mine during pumping, there is no chance of personnel contacting the energized frames of mining machinery which might become energized through failure of the insulation of the power conductors.

5. As an alternate method, petitioner proposes that:

a. No personnel will enter the mine while circuits are energized;

b. The pumps, which are controlled from the surface, will be locked out at the disconnect switch by the mine superintendent before personnel enter the mine; and

c. A warning sign of adequate size will be posted at the mine's entry.

6. Petitioner states that the proposed alternate method will provide the same degree of safety for the miners affected as that afforded by the standards.

Request for Comments

Persons interested in this petition may furnish written comments. These comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comment must be postmarked or received in that office on or before September 19, 1983. Copies of the petition are available for inspection at that address.

Dated: August 12, 1983.

Patricia W. Silvey,

Acting Director Office of Standards, Regulations and Variances.

[FR Doc. 83-22880 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-43-M

Occupational Safety and Health Administration

North Carolina Standards; Notice of Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations prescribes procedures under Section 18 of the Occupational Safety and Health Act of 1970 (hereinafter called the Act) by which the Regional Administrator for Occupational Safety and Health (hereinafter called the Regional Administrator) under a delegation of authority from the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter called the Assistant Secretary) (29 CFR 1953.4) will review and approve standards promulgated pursuant to a State plan which has been approved in accordance with Section 18(c) of the Act and 29 CFR Part 1902. On February 1, 1973, notice was published in the **Federal Register** (38 FR 3041) of the approval of the North Carolina plan and the adoption of Subpart I to Part 1952 containing the decision.

The North Carolina Plan provides for the adoption of Federal standards as State standards by reference. Section 1953.20 of 29 CFR provides that "where an alteration in the Federal program could have an adverse impact on the 'at least as effective as' status of the State program, a program change supplement to a State Plan shall be required." In response to Federal standard changes, the State has submitted by letter, dated February 5, 1982 from J. A. Wyatt, Acting Director, Occupational Safety and Health Division, North Carolina Department of Labor, to William W. Gordon, Regional Administrator, and incorporated as a part of the State Plan, State standards comparable to the following Federal revised standards: 29 CFR 1910.99 Source of Standards, Correction, dated June 11, 1982; 29 CFR 1910.106 Flammable and Combustible Liquids, Revised, dated September 7, 1982; 29 CFR 1910.1025 Lead, Respirator Fit Testing, Amended, Dated November 12, 1982.

These standards were promulgated by filing with the North Carolina Attorney General on May 1, 1982; October 1, 1982; December 1, 1982; January 1, 1983, respectively pursuant to the North Carolina Occupational Safety and Health Act of 1973 (Chapter 295, General Statutes).

2. *Decision.* Having reviewed the State submission in comparison with Federal standards, it has been determined that the State standards are identical to the Federal standards and are hereby approved.

3. *Location of supplement for inspection and copying.* A copy of the standards supplement along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Commissioner of Labor, North Carolina Department of Labor, 4 West Edenton, Raleigh, North Carolina 27601; Office of the Regional Adminsitrator, Suite 587, 1375 Peachtree Street NE., Atlanta, Georgia 30367, and Office of the Director of Federal Compliance and State Program, Room N3700, 200 Constitution Avenue NW., Washington, D.C. 20210.

4. *Public participation.* Under 29 CFR 1953.2(c), the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Secretary finds good cause exists for not publishing the supplement to the North Carolina State Plan as a proposed change and making the Regional

Administrator's approval effective upon publication for the following reasons:

1. The standards are identical to the Federal standards and are therefore deemed to be at least as effective.

2. The standards were adopted in accordance with procedural requirements of State law and further participation would be unnecessary. This decision is effective August 19, 1983.

(Sec 18, Pub. L. 91–596, 84 Stat. 1608 (29 U.S.C. 667))

Signed at Atlanta, Georgia, this 18th day of February 1983.

William W. Gordon,

Regional Administrator.

[FR Doc. 83–22874 Filed 8–18–83; 8:45 am]

BILLING CODE 4510–26–M

Pension and Welfare Benefit Programs

Advisory Council on Employee Welfare and Pension Benefit Plans; Meeting

Pursuant to Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA) 29 U.S.C. 1142, a meeting of the Advisory Council on Employee Welfare and Pension Benefit Plans will be held on Wednesday, September 14, 1983, in the Auditorium, U.S. Department of Labor Building, Third and Constitution Avenue, N.W., Washington, D.C.

The purpose of the meeting is to present a forum on the topic Pension Funds and Corporate Purposes. It will consist of a morning session beginning at 9:30, at which invited guests will present their viewpoints, followed in the afternoon, at 1:30, by statements, limited to ten minutes, from the public on this issue.

Individuals wishing to address the Council should submit written requests and copies of their statements on or before September 9 to Edward F. Lysczek, Executive Secretary, ERISA Advisory Council, U.S. Department of Labor, Room S–4522, Third and Constitution Avenue, NW., Washington, D.C. 20216. Telephone (202) 523–8753.

Papers on the topic to be discussed are invited and will be accepted and included in the record of the meeting. Papers may be submitted at any time prior to the meeting date to the Executive Secretary of the Advisory Council at the above address.

Signed at Washington, D.C., this 12th day of August 1983.

Jeffrey N. Clayton,

Administrator, Pension and Welfare Benefit Programs.

[FR Doc. 83–22574 Filed 8–18–83; 8:45 am]

BILLING CODE 4510–20–M

[Application No. L–3877]

Proposed Exemption for Certain Transactions Involving the Central States, Southeast and Southwest Areas Health and Welfare Fund (the Fund), Chicago, Illinois

AGENCY: Pension and Welfare Benefit Programs, Labor.

ACTION: Notice of proposed exemption.

SUMMARY: This document contains a notice of pendency before the Department of Labor (the Department) of a proposed exemption from certain of the prohibited transaction restrictions of the Employee Retirement Income Security Act of 1974 (the Act). The exemption, if granted, would be applicable to a proposed purchase by the Fund of certain assets from Amalgamated Insurance Agency Services, Inc. (Amalgamated) and certain related companies, all of which are parties in interest with respect to the Fund. The assets to be acquired, which it is represented are necessary for the Fund to process claims for benefits, are to be specifically determined and valued pursuant to the terms of an Agreed Order dated February 1, 1983, entered in *Donovan* v. *Robbins, et al.*, No. 78 C 4075, and *Donovan* v. *Dorfman, et al.*, No. 82 C 7951, both filed in the United States District Court for the Northern District of Illinois (Eastern Division) (the Court). The proposed exemption, if granted, would affect Amalgamated and certain related companies (the Related Companies, namely: Federal Computer Systems, Inc., Health Plan Consultants Service, Inc., and Prescription Plan, Inc.), the Fund and its trustees, participants, and beneficiaries, and other persons participating in the proposed transaction.

DATE: Written comments must be received by the Department on or before September 23, 1983.

ADDRESS: All written comments (at least three copies) should be sent to the Office of Fiduciary Standards, Pension and Welfare Benefit Programs, Room C–4526, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, D.C. 20216, Attention: Application No. L–3877. The application for exemption and the comments received will be available for public inspection in the Public Documents Room of Pension and Welfare Benefit Programs, U.S. Department of Labor, Room N–4677, 200 Constitution Avenue, NW., Washington, D.C. 20216.

FOR FURTHER INFORMATION CONTACT: Mrs. Miriam Freund, of the Department, telephone (202) 523–8971. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: Notice is hereby given of the pendency before the Department of an application for exemption from the restrictions of section 406(a) of the Act. The proposed exemption was requested in an application filed on behalf of the Fund and its board of trustees, pursuant to section 408(a) of the Act and in accordance with procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975).

Limited scope of exemption: The Department is proposing an exemption solely for the proposed transfer of assets described above and more fully explained below. No exemptive relief is being proposed for any other transaction, arrangement, agreement or element thereof.

Summary of Facts and Representations

1. *The Parties.* The Fund is maintained pursuant to a trust instrument required by a collective bargaining agreement and as of August 31, 1982, covered approximately 152,000 participants and members of their families. As of May 5, 1983, the Fund had estimated assets of $200,000,000 and paid approximately $30,000,000 in benefits per month to participants and beneficiaries. In a prior agreement entered into between the Fund and Amalgamated (the Memorandum of Understanding, as amended, described in 7, below), it is stated that Amalgamated has administered the health and welfare claims program of the Fund since 1950. The Related Companies own various assets and have performed various services for Amalgamated essential for Amalgamated to, in turn, provide claims processing services to the Fund.

2. *The Pending Litigation.* In its amended complaints in the *Robbins* and *Dorfman* litigation, cited above, which were submitted as an attachment to the amended exemption application, the Department asserted, *inter alia*, that Amalgamated and the Related Companies developed a special relationship with the Fund such that at the time of the events described therein, they were fiduciaries with respect to the Fund within the meaning of section 3(21) of the Act. Such amended complaints also assert that the late defendant Allen

M. Dorfman and members of his family owned 100% of the outstanding stock of Amalgamated and Federal Computer Systems, Inc. and 94% of the outstanding stock of Prescription Plan, Inc.; that defendants Myer Breen and Sol C. Schwartz own the remaining outstanding stock in Prescription Plan, Inc.; and that the stock ownership records maintained by Health Plan Consultants Service, Inc. are incomplete. The issues in the *Robbins* and *Dorfman* litigation, cited above, concern, in part, the alleged substantial overpayment of fees by the Fund to Amalgamated and the Related Companies, the alleged participation by such payees in fiduciary breaches, and certain alleged fraudulent actions in such payees' dealings with the Fund. Some of the issues raised in the *Dorfman* litigation relate to the proposed transaction, such as whether the assets purchased are appropriate and necessary for the Fund, the reasonableness of the price attached to the items in the Specifications (see 7, below), and whether payment of the total proposed price (see 7, below), absent appropriate reductions, would constitute a violation of the Act. The amended complaint in the *Dorfman* litigation specifically questions whether the Fund may properly purchase the following assets, among others included in the Specifications:

(a) Intangible assets such as goodwill, ongoing business value, and covenants not to compete.

(b) Computer programs and modifications developed after February 1, 1976, to the extent they were paid for by the Fund. These items are allegedly already Fund property under previous agreements with Amalgamated.

(c) Personnel employed by Amalgamated, with whom the Fund should have been able to negotiate directly for employment.

Appropriate reductions to the proposed purchase price may relate to the identification and determination of fair market value of the assets properly purchasable by the Fund.

3. *The Agreed Order.* On February 1, 1983, Amalgamated, the Related Companies, the Fund, and the Fund's trustees consented to the entry of the Agreed Order, of the same date, to which the Department did not object. The applicants represent that pursuant to the Agreed Order, the Plan severed its relationship with Amalgamated as of February 1, 1983. The Agreed Order provides, in pertinent part, that if the Department grants an exemption to cover the proposed purchase, said purchase will be effected but the proposed purchase price (see 7, below) will be reduced by the amounts of any judgments by the Court in favor of the Fund, its trustees, or the Department and against Amalgamated and the Related Companies in the above cited pending litigation. Both the Department and the Fund are seeking judgments against Amalgamated and the Related Companies (among others) in these actions which, if granted, could eliminate any right of Amalgamated to some or all of the purchase price of the assets to be acquired by the Fund. Further, as explained in 2, above, the Court will determine which of the assets included in the Specifications (see 7, below) are needed and should be purchased by the Fund to process claims in-house and the proper valuation of such assets.

In the meantime, the Agreed Order provided for the transfer as of February 1, 1983, of the assets included in the Specifications from Amalgamated and the Related Companies to a Court-appointed receiver (the Receiver) for the Fund's exclusive use and for the deposit of the proposed purchase price by the Fund with the Clerk of the Court for investment in government securities or government-guaranteed obligations to be held in an agency account in the trust department of the First National Bank of Chicago. If no exemption is granted, the assets held by the Receiver will be returned to Amalgamated and the Related Companies, and the proposed purchase price plus earned interest thereon will be returned to the Fund. In such event, the Court will determine the issue of what compensation, if any, Amalgamated is to receive for the use of the assets used by the Fund and held by the Receiver subsequent to February 1, 1983.

4. *Character of the Fund's Relationship with Amalgamated and the Related Companies.* According to the applicants, the Fund currently provides its beneficiaires with a self-funded health care system utilizing in part the assets of Amalgamated and the Related Companies transferred under the Agreed Order. The volume of claims processing averaged around 143,000 for each month in 1982. The applicants have determined that the best interests of such participants and beneficiaries demand that the Fund take advantage of its opportunity to purchase certain of Amalgamated's assets in order to establish within the Fund its own self-administered claims processing operation. One of the reasons given by the applicants for this determination is that such purchase "will provide a *harmonious* transition as the Fund introduces its own self-administered claims processing operation, and will eliminate the otherwise inevitable chaos that any attempt at reconstruction of the Amalgamated system would produce: involuntary displacement of a system processing nearly 150,000 claims every month cannot be achieved without intolerable backlogs, other disruptions severly damaging to the Fund's already complex operations, and an enormous and unreasonable risk that the reconstructed claims processing system can be developed only through unreasonable start-up and continuing administrative expense, and will be grossly inefficient and unreliable, leading to erosion of the Fund's asset base through widespread member dissatisfaction and withdrawals."

The applicants have also determined that the best interests of the Fund participants and beneficiaries may dictate severance of the Fund's relationship with Amalgamated. In this regard, they note the long history of Congressional disapproval and media criticism of the over 30-year relationship between the Fund and Allen M. Dorfman, who died January 29, 1983. (See 2, above, regarding the relationship of Allen M. Dorfman to Amalgamated and the Related Companies.) The Fund trustees perceived that only by processing claims independently could the Fund insulate itself from the damage of frequent and allegedly sensational nationwide publicity about the Fund's relationship with Mr. Dorfman, such as denial to Fund participants of access of prime-quality hospitals and physicians unwilling to maintain any linkage to a Dorfman enterprise. The applicants believe that contracting with another service provider to process benefit claims for Fund participants and beneficiaries would be likely to be more expensive and/or less efficient than the self-administered claims processing operation that would result from the Fund's continued use of certain Amalgamated assets. It is a major policy objective of the trustees that the Fund not be captive to any service provider in the primary Fund role of administering a broad range of life and health care benefits to the participants and beneficiaries of the Fund.

The applicants also refer to portions of the proceedings in *United States* v. *Allen M. Dorman, et. al.*, No. 81 CR 269, filed in the United States District Court for the Northern District of Illinois (Eastern Division). The discussion on the record, but outside the presence of the jury, between the Court and the attorney for the United States, characterized certain information about Thomas F. O'Malley, then a Fund trustee and a co-defendant of Mr. Dorfman,

which implied that improper payments were being made to Mr. O'Malley by Mr. Dorfman in return for Mr. O'Malley's support of fee increases for Amalgamated. Mr. O'Malley was ultimately convicted of conspiracy to defraud the Cental States, Southeast and Southwest Areas Pension Fund. He resigned as a trustee of the Fund on December 29, 1982. The applicants note, in this regard, that among the relief measures sought by the Department in *Donovan* v. *Dorfman, et al.*, is the severance of the relationship between the Fund (among others) and Amalgamated, the Related Companies, and other related persons. The applicants state that the positions stated by the Department in the *Robbins* and *Dorfman* actions clearly underscore the compelling need for that severance, the absence of any effective alternative to the proposed purchase in effecting that severance, and the fact that certain assets of Amalgamated and the Related Companies are valuable assets which the Fund should own and use permanently.

5. *Independent Special Counsel.* On May 16, 1983, the Department presented a proposed Consent Decree to the United States District Court for the Northern District of Illinois (Eastern Division), which thus far has declined to enter the decree. One of the relief measures described in the proposed decree is the appointment of William B. Saxbe, former Attorney General and U.S. Senator, as independent Special Counsel to the Fund. In this capacity, Mr. Saxbe would have complete access to Fund files and meetings, oversee compliance with the Consent Decree, and issue regular reports to the supervising federal district court.

In view of his potential involvement if the Consent Decree is approved, Mr. Saxbe's views on the proposed transaction were solicited by the Department. Mr. Saxbe states that based upon the statements and allegations contained in the several suits filed against the Fund and Amalgamated by the Department, he believes it is essential to sever the Fund's relationship with Amalgamated and related entities. He also believes that transferring the claims processing operation to the Fund is in the interests of the participants and beneficiaries of the Fund and protects the rights of such participants and beneficiaries. He explains that although the object of any health and welfare system is to furnish fair, timely, and economical service to its participants, none of these elements were present when Amalgamated was placed in receivership (see 3, above).

6. *Opinion of the Fund's Trustees.* The trustees of the Fund believe the proposed transaction is in the interests of the Fund and its participants and beneficiaries because (a) such transaction will permit claims processing to continue with minimal disruption following the severing of the Fund's relationship with Amalgamated and the Related Companies, and (b) the Agreed Order enhances the proposed transaction through ample safeguards. Under the Agreed Order, the proposed sales price is specifically subject to "the satisfaction of judgments entered against Amalgamated, related entities or persons directly related to Amalgamated or its related entities in favor of the Secretary of Labor, the Fund, or its Trustees." The Agreed Order also provides that "No legal, equitable or beneficial right, title or interest to or in any part of the sales price shall be transferred to or secured by Amalgamated *except in accordance* with any approval of the exemption application and *this Court's judgment on the issues raised by the pleadings filed and to be filed in these actions by the parties.*"

7. *The Original Application for Exemption.* The transaction as summarized above is the subject of the amended application for exemption. The original application requested an exemption for a prospective transaction described in a Memorandum of Understanding dated November 3, 1981, as modified by an Amendment to Memorandum of Understanding dated January 28, 1982, between the Fund and Amalgamated. Pursuant to such amended Memorandum of Understanding, (a) the specifications of the assets to be purchased (the Specifications) were developed by Arthur Young & Company, on behalf of the Fund, and Jerome J. Roberts, special consultant to Jenner & Block, counsel for Amalgamated; and (b) the "fair value to the Fund" of the specified assets as of August 31, 1982, was determined to be $10,750,000 by Merrill Lynch White Weld Capital Markets Group, which was assisted in its determination by Arthur Andersen & Co. It should be noted that the exemption proposed herein would apply to the transaction described in the amended application for exemption (i.e., the proposed purchase by the Fund from Amalgamated and the Related Companies of certain assets to be specifically determined and valued by the Court pursuant to the Agreed Order) and not to the transaction described in the original application (i.e., the prospective purchase by the Fund of the assets included in the Specifications for $10,750,000). (See also LIMITED SCOPE OF EXEMPTION, above.)

8. *Summary of Safeguards.* In summary, the applicants represent that the proposed transaction satisfies the exemption criteria provided by section 408(a) of the Act because (a) the Fund's trustees, its proposed Independent Special Counsel, and the Department, as shown in its statements and allegations in the above-cited pending litigation, believe the proposed transaction is in the interests of the Fund and its participants and beneficiaries and protects the rights of such participants and beneficiaries for the reasons stated in 4, 5, and 6, above, and (b) the issues of which assets the Fund needs to acquire from Amalgamated and the Related Companies in order to process claims in-house and the price the Fund will pay for such assets will be determined by the Court in the pending *Dorfman* and *Robbins* litigation.[1]

Notice to Interested Persons

Notice of the proposed exemption as published in the **Federal Register** will be sent by certified mail within three (3) days of such publication to each trustee of the Fund, to William B. Saxbe, and to each employer association and employee organization which is a signatory to the trust agreement pursuant to which the Fund is maintained.

General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is subject of an exemption under section 408(a) of the Act does not relieve a fiduciary or other party in interest from certain other provisions of the Act, including any prohibited transaction provisions to which the exemption does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act;

(2) The proposed exemption, if granted, will not extend to transactions prohibited under section 406(b) of the Act;

[1] The Department believes that in situations such as this one, where a transaction is subject to the jurisdiction of a federal district court in an action to which the Department is also a party, there exist appropriate and sufficient safeguards that will enable the Department to make the findings required by section 408(a) of the Act.

(3) Before an exemption may be granted under section 408(a) of the Act, the Department must find that the exemption is administratively feasible, in the interests of the plan and of its participants and beneficiaries and protective of the rights of participants and beneficiaries of the plan; and

(4) The proposed exemption, if granted, will be supplemental to, and not in derogation of, any other provisions of the Act, including statutory or administrative exemptions and transitional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction.

Written Comments

All interested persons are invited to submit written comments on the pending exemption to the address above, within the time period set forth above. All comments will be made a part of the record. Comments should state the reason for the writer's interest in the pending exemption. Comments received will be available for public inspection with the application for exemption at the address set forth above.

Proposed Exemption

Based on the facts and representations set forth in the application, the Department is considering granting the requested exemption under the authority of section 408(a) of the Act and in accordance with the procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975). If the exemption is granted, the restrictions of section 406(a) of the Act shall not apply to the proposed purchase by the Fund of assets it needs to process claims in-house from Amalgamated and the Related Companies pursuant to the terms of the Agreed Order dated February 1, 1983, described above.

The proposed exemption, if granted, will be subject to the express conditions that the material facts and representations contained in the application are true and complete, and that the application accurately describes all material terms of the transaction to be consummated pursuant to the exemption.

Signed at Washington, D.C., this 12th day of August, 1983.

Jeffrey N. Clayton,

Administrator, Pension and Welfare Benefit Programs, Labor-Management Services Administration, Department of Labor.

[FR Doc. 83-22847 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-29-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-346]

Toledo Edison Co., and Cleveland Electric Illuminating Co.; Consideration of Issuance of Amendment to Facility Operating License and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. NPF–3, issued to The Toledo Edison Company and The Cleveland Electric Company (the licensees), for operation of the Davis-Besse Nuclear Power Station, Unit No. 1 (the facility) located in Ottawa County, Ohio.

In accordance with Item 4 of the licensees' application for amendment dated July 10, 1981, and supplemental information submitted March 21, 1983, the amendment would relax the action statement from the standpoint of departure from nucleate boiling (DNB) considerations, if the reactor coolant flow rate is below specified values. The present specifications require restoration of coolant flow to the specified limit within 2 hours or a reduction of power to 5% of rated thermal power. The proposal is to relax the action statement to require a power reduction of 2% rated thermal power for each 1% the flow is below its specified four pump operating limit and a power reduction of 2% of 75% rated thermal power for each 1% the flow is below its specified three pump operating limit. The licensees' application of July 10, 1981, contained several change requests. This notice applies to portions of Item 4 of that application only. The other portions of Item 4 were the subject of previous license amendments. The remaining items of the licensees' application dated July 10, 1981, will be the subjects of separate notices.

Before issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

The Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not: (1) Involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety.

The Commission has provided guidance (48 Fr 14870) in the application of the standards by giving examples of amendments which are likely and not likely to involve a significant hazards consideration. One of the examples of an amendment not likely to involve a significant hazards consideration is an amendment which either may result in some increase to the probability or consequences of a previously analyzed accident or may reduce in some way a safety margin, but where the results of the change are clearly within all acceptable criteria with respect to the system or component specified in the Standard Review Plan.

This amendment would relax an action statement of the Technical Specifications related to DNB considerations which is too restrictive. The proposed change would reduce the safety margin provided by the present action statement in the event coolant flow is below the specified limit, but the proposed power reduction to compensate for the reduced flow results in a DNB ratio which actually increases as the magnitude of the flow reduction increases. The margin of safety as indicated by the DNB ratio would be greater than that existing during normal operating conditions with all DNB related parameters at the allowed limits and, clearly, would be within the applicable acceptance criteria specified in the Standard Review Plan. This amendment, therefore, is similar to the Commission's example cited above of an amendment not likely to involve a significant hazards consideration.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination. The Commission will not normally make a final determination unless it receives a request for a hearing.

Comments should be addressed to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attn: Docketing and Service Branch.

By September 19, 1983, the licensees may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written 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, 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 or the 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 the petition without requesting leave of the Board up to fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, 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. Contentions shall be limited to matters within the scope of the amendment under consideration. 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.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

Normally, the Commission will not issue the amendment until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the license amendment before the expiration of the 30-day notice period, provided that its final determination is that the amendment involves no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish a notice of issuance and provide for opportunity for a hearing after issuance. The Commission expects that the need to take this action will occur very infrequently.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. 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, NW., Washington, D.C., by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325–6000 (in Missouri (800) 342–6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to John F. Stolz: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this **Federal Register** notice. A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Gerald Charnoff, Esq., Shaw, Pittman, Potts, and Trowbridge, 1800 M Street, NW., Washington, D.C. 20036, attorney for the licensees.

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 with respect to this action, see the application for amendment which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the University of Toledo Library, Documents Department, 2801 Bancroft Avenue, Toledo, Ohio 43606.

Dated at Bethesda, Maryland, this 15th day of August 1983.

For the Nuclear Regulatory Commission.

John F. Stolz,

Chief, Operating Reactors Branch No. 4, Division of Licensing.

[FR Doc. 83-22880 Filed 8-18-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-346]

Toledo Edison Co. and Cleveland Electric Illuminating Co.; Consideration of Issuance of Amendment to Facility Operating License and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. NPF-3, issued to The Toledo Edison Company and The Cleveland Electric Illuminating Company (the licensees), for operation of the Davis-Besse Nuclear Power Station, Unit No. 1 (the facility) located in Ottawa County, Ohio.

The amendment would modify the Technical Specifications to delete the requirement to perform a Channel Functional Test at least once per 31 days and a Channel Calibration Test at least once per 18 months for the Auxiliary Feed Pump Turbine Speed Switch Interlock in each auxiliary feedwater train. Deleting this

surveillance requirement would allow removal of the speed switches and speed switch interlocks. This amendment would be in response to Item 1 of the licensees' application of July 10, 1981. The remaining items will be treated as separate licensing actions and will be the subject of separate notices. Supplemental information related to Item 1 was submitted by the licensees by letter dated May 17, 1983, and has been considered for this notice.

Before issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

The Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not: (1) Involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety.

The Technical Specifications require that certain systems, equipment, or components important to safety be determined to be operable by periodically performing certain surveillance tests. The proposed amendment would permit the licensees to discontinue periodic surveillance of the interlock from the auxiliary feed pump turbine speed switch to the pump discharge valve in each auxiliary feedwater train. The elimination of this requirement would permit the removal of the speed switches and speed switch interlocks.

When steam generator feedwater is being supplied from the auxiliary feedwater system, the steam generator levels are controlled by varying the speed of the auxiliary feed pump turbines which varies auxiliary feed pump characteristics. There are two identical auxiliary feedwater trains, each with two pump outlet valves and a turbine inlet valve which must open when the auxiliary feedwater train must deliver flow to the steam generators. The speed switch interlock in each train closes one pump discharge valve if turbine speed is reduced to its minimum. The only purpose of this interlock is to prevent overfilling the steam generators when the pressure in the steam generators is below the auxiliary feed pump shutoff head at minimum speed. As an alternative to this automatic action, overfilling can be prevented by manually operating the valves. Valve closure to prevent overfill is not required until steam generator steam pressure falls below 90 psig. Deleting the interlock and relying upon manual operation to prevent overfill would permit keeping open the discharge valve that is now closed when the system is not in operation because of the interlock. This would reduce from three to two the number of valves in each train that must open successfully to supply auxiliary feedwater, thereby increasing the reliability of the auxiliary feedwater system.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination. The Commission will not normally make a final determination unless it receives a request for a hearing.

Comments should be addressed to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attn: Docketing and Service Branch.

By September 19, 1983, the licensees may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written 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 in filed by the above date, 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 or the 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 references 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 the petition without requesting leave of the Board up to fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, 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. Contentions shall be limited to matters within the scope of the amendment under consideration. 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.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

Normally, the Commission will not issue the amendment until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the

license amendment before the expiration of the 30-day notice period, provided that its final determination is that the amendment involves no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish a notice of issuance and provide for opportunity for a hearing after issuance. The Commission expects that the need to take this action will occur very infrequently.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. 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, NW., Washington, D.C., by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325–6000 (in Missouri (800) 342–6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to John F. Stolz: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this **Federal Register** notice. A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Gerald Charnoff, Esq., Shaw, Pittman, Potts, and Trowbridge, 1800 M Street, N.W., Washington, D.C. 20036, attorney for the licensees.

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 with respect to this action, see the application for amendment which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the University of Toledo Library, Documents Department, 2801 Bancroft Avenue, Toledo, Ohio 43606.

Dated at Bethesda, Maryland, this 15th day of August 1983.

For the Nuclear Regulatory Commission.

John F. Stolz,

Chief, Operating Reactors Branch No. 4, Division of Licensing.

[FR Doc. 83-22861 Filed 8-18-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-289]

Metropolitan Edison Co.; et al.; Consideration of Issuance of Amendment to Facility Operating License and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facilitate Operating License No. DPR–50, issued to Metropolitan Edison Company, Jersey Central Power and Light Company, Pennsylvania Electric Company, and GPU Nuclear Corporation (the licensees), for operation of the Three Mile Island Nuclear Station, Unit No. 1 (the facility) located in Dauphin County, Pennsylvania.

In accordance with the licensees' application for amendment dated June 24, 1983, the amendment would revise the Technical Specifications to reference a new liquid effluent discharge monitor, RM–L12, in lieu of the presently referenced monitor, RM–L7. The new monitor is to be located upstream of the existing monitor in the same discharge line in a position to directly monitor and terminate undiluted effluent discharge from the Industrial Waste Treatment (IWTS) or Industrial Waste Filter (IWFS) Systems in the event of high discharges to ensure that 10 CFR Part 20 discharge levels are not exceeded. The existing monitor is located such that flow past the monitor is diluted by discharge from the mechanical draft coolers. This results in reduced detection sensitivity. Additionally, the new monitor will incorporate an automatic discharge termination feature, whereas the existing monitor does not.

Before issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

The Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety.

The proposed RM–L12 system would continuously monitor and record the effluent activity prior to being discharged offsite when either the IWTS or IWFS systems are discharging offsite. Upon a high activity alarm condition, the IWTS and IWFS pumping would be terminated and an IWTS building trouble alarm would be initiated in the control room. Local low level alert and high activity alarms would be provided by the monitor.

This monitoring system would not affect the performance of existing industrial waste treatment or industrial waste filter systems except to terminate the discharge pumps in the event of a high radiation condition. This monitor system addition would not increase the probability of occurrence or the consequences of an accident since it is not an in-line monitor and if a 1" sample tubing from and back to the discharge line were to break, the amount of water released to the operating floor would be small and it would drain back into the IWTS sump; this sump is then returned to the IWTS. This monitor system would not increase the malfunction of Important to Safety (ITS) equipment in the area where this monitor is located. Although this monitor interlock system could cause inadvertent tripping of the IWTS and IWFS pumps, these pumps run on an intermittent basis only and their stoppage would not increase the probability of occurrence or consequence of a malfunction ITS or nuclear safety related equipment elsewhere in the plant.

This monitor addition should increase the margin of safety for the applicable discharge Technical Specification since the sampling point at which this monitor is detecting the discharge occurs before the discharge effluent is diluted by the mechanical draft cooling water effluent. Monitoring capability is thus enhanced beyond that of the current RM–L7.

In summary, the purpose of the IWTS/IWFS effluent discharge liquid radiation monitor RM–L12 addition is to provide a monitor with a sensitivity range suitable for compliance with 10 CFR 20. This addition would not increase the probability of occurrence or the consequences of an accident. It would not create the possibility of a new or different kind of accident from any previously evaluated. It would not

decrease a margin of safety, and should reduce the radiological safety concern with relation to contaminated effluent discharge. Therefore, the Commission proposes to determine that the proposed amendment does not involve a significant hazards consideration.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination. The Commission will not normally make a final determination unless it receives a request for a hearing.

Comments should be addressed to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attn: Docketing and Service Branch.

By September 19, 1983, the licensees may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written petition for leave to intervene. Request 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, 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 or the 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 the petition without requesting leave of the Board up to fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, 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. Contentions shall be limited to matters within the scope of the amendment under consideration. 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.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

Normally, the Commission will not issue the amendment until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the license amendment before the expiration of the 30-day notice period, provided that its final determination is that the amendment involves no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish a notice of issuance and provide for opportunity for a hearing after issuance. The Commission expects that the need to take this action will occur very infrequently.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. 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, NW., Washington, D.C., by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325–6000 (in Missouri (800) 342–6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to John F. Stolz: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this **Federal Register** notice. A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to G. F. Trowbridge, Shaw, Pittman, Potts, and Trowbridge, 1800 M Street, NW., Washington, D.C. 20036, attorney for the licensees.

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 with respect to this action, see the application for amendment which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Government Publications Section, State Library of Pennsylvania, Education Building, Commonwealth and Walnut Streets, Harrisburg, Pennsylvania 17126.

Dated at Bethesda, Maryland, this 15th day of August 1983.

For the Nuclear Regulatory Commission.

John F. Stolz,

Chief, Operating Reactors Branch No. 4, Division of Licensing.

[FR Doc. 83-22859 Filed 8-18-83; 8:45 am]

BILLING CODE 7590-01-M

Appointment to Performance Review Board for Senior Executive Service

AGENCY: Nuclear Regulatory Commission.

ACTION: Appointment to Performance Review Board for Senior Executive Service.

SUMMARY: The Nuclear Regulatory Commission (NRC) has announced the following new appointment to the NRC Performance Review Board (PRB):

Thomas Rehm, Assistant for Operations, Office of the Executive Director for Operations.

This appointment is to a three year term, and is made pursuant to Section 4314 of Chapter 43 of Title of the United Code.

In addition to the above appointment, the following members are continuing on the PRB:

Guy A. Arlotto, Director, Division of Engineering Technology, Office of Nuclear Regulatory Research

Edson G. Case, Deputy Director, Office of Nuclear Reactor Regulation

Guy H. Cunningham, Executive Legal Director

John G. Davis, Director, Office of Nuclear Material Safety and Safeguards

Richard C. DeYoung, Director, Office of Inspection and Enforcement

Clemens J. Heltemes, Director, Office of Analysis and Evaluation of Operationsl Data

John C. Hoyle, Assistant Secretary of the Commission

James G. Keppler, Regional Administrator, Region III

Martin G. Malsch, Deputy General Counsel, Office of the General Counsel

John B. Martin, Regional Administrator, Region V

Patricia G. Norry, Director, Office of Administration

Ralph G. Page, Chief, Uranium Fuel Licensing Branch, Office of Nuclear Material Safety and Safeguards

Denwood F. Ross, Deputy Director, Office of Nuclear Regulatory Research

Hugh L. Thompson, Director, Division of Human Factors Safety, Office of Nuclear Reactor Regulation.

EFFECTIVE DATE: August 12, 1983.

FOR FURTHER INFORMATION CONTACT: Patricia G. Norry, Chair, Performance Review Board, U.S. Nuclear Regulatory Commission, Washington, DC 20555, 301–492–7335.

Dated at Bethesda, Maryland, this 12th day of August 1983.

For the Nuclear Regulatory Commission.

Jack W. Roe,

Chairman, Executive Resources Board.

[FR Doc. 83-22982 Filed 8-18-83; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF MANAGEMENT AND BUDGET

Office of Federal Procurement Policy

Proposed Policy Letter on Federally Funded Research and Development Centers

Correction

In FR Doc. 83–22035 beginning on page 36711 in the issue of Friday, August 12, 1983, make the following correction:

On page 36712, first column, seven lines from the bottom of the page, "7% or more" should have read "70% or more".

BILLING CODE 1505-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 23031; (70–6791)]

Consolidated Natural Gas Co. and CNG Development Co.; Proposed Transfer of Gas Leases and Execution of Gas Production Contracts Between Associate Companies

August 12, 1983.

Consolidated Natural Gas Company ("Consolidated"), 100 Broadway, New York, New York 10005, a registered holding company, its nonutility subsidiary, CNG Development Company ("CNG"), One Park Ridge Center, Pittsburgh, Pennsylvania 15244, and The Peoples Natural Gas Company (Peoples"), The East Ohio Gas Company ("East Ohio"), and Consolidated Gas Supply Corporation ("Supply"), utility subsidiaries of Consolidated, have filed with this Commission post-effective amendments to an application-declaration pursuant to Sections 6(a), 7, 9(a), 10, and 12(f) of the Public Utility Holding Company Act of 1935 ("Act"), and such other provisions thereunder as may be applicable and Rules 43, 45, and 50(a)(2) promulgated thereunder.

CNGD has been organized to engage in natural gas and oil exploration in the Appalachian region. In furtherance thereof, applicants-declarants now seek authorization for: 1) the transfer of undeveloped gas leases in this region from Peoples to CNGD, and 2) the execution of gas exploration and production contracts by CNGD with its associate utility companies.

The transfer of gas leases would be effected in two steps. First, Peoples proposes to transfer to Consolidated, as dividend-in-kind, all of its rights and interests in certain leases, located in Pennsylvania, which are not being operated by Peoples and are not in proximity to its pipeline system. The transfer would be valued at $466,852 which represents the net book cost of the leases as of May 31, 1983. Simultaneously with the issuance of the dividend, Consolidated intends to transfer the properties to CNGD in consideration for shares of CNGD common stock, $100 par value. CNGD would issue shares in multiples of ten so that 4,670 shares will be issued, in exchange for the properties and for a nominal amount of cash as an addition to working capital of CNGD, to the extent the total par value of the shares exceeds the exact net book value of the properties.

The gas production contracts may take the form of so-called "farmout" agreements or joint operating agreements. They would be executed between CNGD and, individually, Peoples, East Ohio, or Supply. a farmout agreement would involve no nonaffiliated parties and would obligate CNGD, at its risk and expense, to explore and drill wells upon the utility's leasehold properties. Joint operating agreements may involve several nonaffiliated parties with varying degrees of financial interest in the production operations. Wells would be drilled upon properties of the utility, and the utility would be designated the operator and compensated for direct and overhead costs incurred in performing various operating functions. Under both types of contract, the individual utility retains the right to purchase all gas (but not oil) produced and retains ownership rights in its properties.

The applicants-declarants seek authorization to enter into these contracts in 1983 and subsequent years and represent that these contracts would permit effective and efficient development of oil and gas leases owned by Peoples, East Ohio, and Supply. To ensure that the utilities' gas supplies are acquired on a commercially reasonable and competitive basis, any such agreement will be patterned after, and contain terms similar to, those agreed upon between nonaffiliated parties or between Supply, East Ohio or Peoples, individually, with nonaffiliated parties.

The application-declaration and post-effective amendments thereto are available for public inspection through the Commission's Office of Public Reference. Interested persons wishing to

comment or request a hearing should submit their views in writing by September 6, 1983, to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549, and serve a copy on the applicants-declarants at the addresses specified above. Proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. Any request for a hearing shall identify specifically the issues of fact or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in this matter. After said date, the application-declaration, as now amended or further amended, may be granted and permitted to become effective.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-22805 Filed 8-18-83; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 20081; File No. SR-CBOE-83-26]

Filing and Immediate Effectiveness of Proposed Rule Change by the Chicago Board Options Exchange, Inc.

August 12, 1983.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on August 5, 1983, the Chicago Board Options Exchange, Incorporated ("CBOE") filed with the Securities and Exchange Commission the proposed rule change as described herein. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

The proposed rule change establishes (1) new charges to members, effective August 15, 1983, for orders for Standard & Poor's 500 ("S&P 500") stock index options executed through the CBOE Order Book Official; and (2) new charges effective August 1, 1983, for transactions in S&P 500 stock index options not executed through the CBOE Order Book Official. The purpose of the proposed rule change is to reduce these charges in anticipation of the reduction, effective as of August 15, 1983, of the multiplier on the S&P 500 stock index option to $100.00.[1] The CBOE states that the statutory basis for the proposed rule change is Section 6(b)(4) of the Act.

The foregoing change has become effective, pursuant to Section 19(b)(3)(A) of the Act and subparagraph (e) of Rule 19b-4 under the Act. At any time within 60 days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

Interested persons are invited to submit written data, views and arguments concerning the submission within 21 days after the date of publication in the **Federal Register**. Persons desiring to make written comments should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549. Reference should be made to File No. SR-CBOE-83-26.

Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change which are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those which may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room. Copies of the filing and of any subsequent amendments also will be available for inspection and copying at the principal office of the CBOE.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-22807 Filed 8-18-83; 8:45am]

BILLING CODE 8010-01-M

[Release No. 20082; (SR-CBOE-80-16)]

Chicago Board Options Exchange, Inc.; Order Extending Partial Approval of Proposed Rule Change on a Summary and Temporary Basis

August 12, 1983.

I. Introduction

On June 9, 1980, the Chicago Board Options Exchange, Incorporated ("CBOE"), LaSalle at Jackson, Chicago, IL 60604, filed with the Commission, pursuant to the Securities Exchange Act of 1934 (the "Act") and Rule 19b-4 thereunder, copies of a proposed rule change to modify its operations and procedures relating to options market makers. Among other things, the proposed rule change created a single class of market makers by eliminating supplemental appointments, increased the number of options classes in which market makers were permitted to have apointments, and established a new Exchange committee responsible for evaluating the performance of and taking disciplinary action against market makers. The proposed rule change also prescribed minimum requirements concerning the extent to which a market maker's trading activity must be conducted in person.[3] The rule change was approved by the Commission on February 12, 1981,[5] but the 1981 approval order was vacated on April 5, 1982, by the United States Court of Appeals for the Seventh Circuit in *Clement* v. *Securities and Exchange Commission*, and action challenging the minimum requirement for in-person market maker transactions, and the matter was remanded to the Commission.[8]

On May 11, 1982, with extensions thereafter effective until August 12, 1983, the Commission reviewed the rule filing and summarily and temporarily approved those portions of the proposed rule change not addressed in *Clement*.[8] During this interval, the Commission awaited certain amendments to the proposal from CBOE [9] and solicited and evaluated public comment upon it.[10]

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[1] *See* Securities Exchange Act Release No. 20055, August 4, 1983.

[3] Notice of the proposed rule change was published in Securities Exchange Act Release No. 16919 (June 24, 1980), 45 FR 43914 (1980). Subsequently, on July 9, 1980, the CBOE filed an amendment to the proposed rule change excluding certain closing transactions from the calculations of transactions required to be executed in person by market makers and requiring the recording of additional information on market maker orders. Notice of the amendment to the proposed rule change was published in Securities Exchange Act Release No. 17012 (July 25, 1980), 45 FR 51325 (1980).

[5] Securities Exchange Act Release No. 17535 (February 12, 1981), 46 FR 13055 (1981) ("1981 Approval Order").

[8] *Clement* v. *Securities and Exchange Commission*, 674 F.2d 641 (7th Cir. 1982).

[8] *See* Securities Exchange Act Release Nos. 18727 (May 11, 1982), 47 FR 21169 (1982); 18963 (August 16, 1982), 47 FR 37020 (1982); 19203 (November 1, 1982), 47 FR 50790 (1982); 19386 (December 30, 1982), 48 FR 915 (1983); 19641 (March 29, 1983), 48 FR 14795 (1983); and 19923 (June 28, 1983, 48 FR 3133 (1983).

[9] CBOE filed a substantive amendment to the proposed rule change on October 19, 1982. *See* Securities Exchange Act Release No. 19203 (November 1, 1982), 47 FR 50790 (1982). The Commission also received a letter from CBOE requesting approval of its proposed "in-person" rule on a pilot basis. *See* letter of May 10, 1983, from Anne Taylor, Secretary and Associate General Counsel, CBOE, to Richard Chase, Division of Market Regulation, Securities and Exchange Commission, File No. SR-CBOE-80-16.

[10] The public comments received since the beginning of last November are discussed in

During the most recent extension of the public comment period, the Commission received a letter from the Chicago board of Trade ("CBT") restating its opposition to the proposed in-person rule.[7] The CBT contended that its members' right to become CBOE members without purchasing CBOE memberships would be nullified by the proposed in-person provision and that the provision would force CBT members to abandon CBOE market making, an anti-competitive result unbalanced by evidence of any furtherance of other statutory goals.

The Commission is presently awaiting information from the CBOE concerning the impact of CBOE's previous in-person requirement prior to that requirement's elimination by *Clement* v. *Securities and Exchange Commission*. For this reason, and while the Commission considers a final order addressing the whole of the proposed rule change, it will be necessary for the Commission to extend for an additional 45 days its summary and temporary approval of those portions of the proposed rule change not at issue in *Clement*.[8]

Copies of the original submission, all subsequent amendments, all written statements with respect to the proposed rule change which are filed with the commission, and all written communications relating to the proposed rule change between the commission and any person, other than those which may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room. Copies of the filing and of any subsequent amendments also will be available for inspection and copying at the principal office of the CBOE.

It is therefore, ordered, that the proposed rule change referenced above, and to the extent indicated above, be, and it hereby is, approved until September 26, 1983.

Securities Exchange Act Release Nos. 19386 (December 30, 1982), 48 FR 915 (1983) and 19641 (March 29, 1983), 48 FR 14795 (1983), and are available for public inspection in File No. SR-CBOE-80-16. A further letter from CBOE, noted inthe preceding footnote, is discussed in Securities Exchange Act Release No. 19923 (June 28, 1983), 48 FR 31133 (1983).

[7] *See* letter of July 28, 1983, from Thomas R. Donovan, President of the CBT, to George A. Fitzsimmons, Secretary, Securities and Exchange Commission. An earlier letter of opposition, dated December 10, 1982, was also received from the CBT. *See* File No. SR-CBOE-80-16.

[8] CBOE concurs in this extension. *See* letter of August 9, 1983, from Anne Taylor, Secretary and Associate General Counsel, CBOE, to Richard Chase, Division of Market Regulation, Securities and Exchange Commission, File No. SR-CBOE-80-16.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc 83-22808 filed 8-18-83; 8:45am]

BILLING CODE 8010-01-M

[Release No. 20078; File No. SR-DTC-83-6]

Filing and Immediate Effectiveness of Proposed Rule Change by the Depository Trust Co.

August 12, 1983.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on July 19, 1983, the Depository Trust Company ("DTC") filed with the Securities and Exchange Commission the proposed rule change as described herein. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

The proposed rule change revises DTC's current fees for transmitting confirmations through the Institutional Delivery System ("IDS") to participants. DTC is reducing the IDS confirmation fees because New York Stock Exchange Rule 387 and similar rules have produced an increase in the volume of IDS confirmations, thereby reducing DTC's unit costs. DTC, however, will continue to recover the cost for confirmations distributed to investment managers through charges to participating banks and brokers acting on behalf of investment managers. DTC believes the proposed rule change is consistent with the requirements of the Act in that it will equitably allocate fees among DTC participants using IDS.

The foregoing change has become effective, pursuant to Section 19(b)(3)(A) of the Act and subparagraph (e) of Securities Exchange Act Rule 19b-4. At any time within 60 days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

Interested persons are invited to submit written data, views and arguments concerning the submission within 21 days after the date of publication in the **Federal Register**. Persons desiring to make written comments should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, D.C. 20549. Reference should be made to File No. SR-DTC-83-6.

Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change which are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those which may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room, 450 Fifth Street, NW., Washington, D.C. Copies of the filing and of any subsequent amendments also will be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-22804 Filed 8-18-83; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 20079; File No. SR-PSDTC-83-6]

Filing and Immediate Effectiveness of Proposed Rule Change by Pacific Securities Depository Trust Co.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on July 5, 1983, the Pacific Securities Depository Trust Company ("PSDTC") filed with the Securities and Exchange Commission the proposed rule change as described herein. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

The proposed rule change establishes PSDTC's fees for services to be provided through the Pacific Participant Terminal System ("PPTS"). PSDTC charges participants an access fee and a monthly rental charge for equipment leased to participants. In addition, participants must reimburse PSDTC for phone line charges and pay for the installation and, upon termination from PPTS, the removal of any leased equipment. PSDTC believes that the proposed rule change is consistent with section 17A(b)(3)(D) of the Act in that it provides for equitable allocation of reasonable dues, fees and other charges among PPTS users.

The foregoing change has become effective, pursuant to Section 19(b)(3)(A) of the Act and subparagraph (e) of Securities Exchange Act Rule 19b-4. At

any time within 60 days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

Interested persons are invited to submit written data, views and arguments concerning the submission within 21 days after the date of publication in the **Federal Register**. Persons desiring to make written comments should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, D.C. 20549. Reference should be made to File No. SR-PSDTC-83-6.

Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change which are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those which may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room, 450 Fifth Street, NW., Washington, D.C. Copies of the filing and of any subsequent amendments also will be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-22806 Filed 8-18-83; 8:45 am]

BILLING CODE 8010-01-M

[File No. 1-8238]

Novar Electronics Corp., Common Stock, No Par Value; Application To Withdraw From Listing and Registration

August 15, 1983.

The above named issuer has filed an application with the Securities and Exchange Commission pursuant to Section 12(d) of the Securities Exchange Act of 1934 ("Act") and Rule 12d2-2(d) promulgated thereunder, to withdraw the specified security from listing and registration on the Boston Stock Exchange, Inc. ("BSE").

The reasons alleged in the application for withdrawing this security from listing and registration include the following:

The common stock on Novar Electronics Corporation ("Company") is listed and registered on the BSE. Due to the fact that there has been no trading of the Company's stock since its original listing on the BSE, the Company has determined that the cost of maintaining listing is not justified.

Any interested person may, on or before September 6, 1983, submit by letter to the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549, facts bearing upon whether the application has been made in accordance with the rules of the Exchange and what terms, if any, should be imposed by the Commission for the protection of investors. The Commission, based on the information submitted to it, will issue an order granting the application after the date mentioned above, unless the Commission determines to order a hearing on the matter.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-22890 Filed 8-18-83; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-20069; File No. SR-AMEX-83-18]

Self-Regulatory Organizations; Proposed Rule Change by the American Stock Exchange, Inc.

In the matter relating to Stock Index Option Expiration Months.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), notice is hereby given that on August 9, 1983, the American Stock Exchange, Inc. filed with the Securities and Exchange Commission the proposed rule change as described in Items I, II, and III below, which items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The American Stock Exchange, Inc. ("Amex" or the "Exchange") proposes to amend Exchange Rule 903C as set forth below. *Italics* indicates words proposed to be added, and brackets [ ] indicate words proposed to be deleted.

Rule 903C. Series of Stock Index Options.

(a) *After a particular class of stock index options has been approved for listing and trading on the Exchange, the Exchange shall from time to time open for trading series of options therein.* Prior to the opening of trading in any series of stock index options, the Exchange shall fix the expiration month and exercise price of option contracts included in each such series [in accordance with the provisions of Rule 903, except that the Exchange may at the commencement of trading of a particular class of stock index options open series of options therein having six different expiration months with successive three month intervals].

At the commencement of trading on the Exhange of a particular class of stock index options, series of options therein having up to four different expiration months will be opened, with the first of such expiration months being no more than two months after the commencement of trading in the particular calss of options and all of the expiration months being consecutive calendar months. Additional series of options of the same class may be opened for trading on the Exchange at or about the time a prior series expires, and the expiration month of each such new series shall normally be the month immediately succeeding the expiration month of the then outstanding option series of the same class of options having the longest remaining time to expiration.

The exercise price of each series of stock index options opened for trading on the Exchange shall be an integer which is reasonably close to the numerical index value of the underlying stock index group to which such options relate at or about the time such series of options is first opened for trading on the Exchange. Additional series of the same class of options may be opened for trading on the Exchange as the numerical index value of the underlying stock index group moves substantially from the initial exercise price or prices. The opening of a new series of stock index options on the Exchange shall not affect any other series of options of the same class previously opened.

(b) On the business day prior to the expiration of a particular series of index options, such options shall freely trade until 4:10 p.m.

* * * * *

In connection with the proposed amendment of Rule 903C, the Exchange is also proposing to revise its policy of not opening any new option series which would have less than 45 calendar days remaining to expiration on their first day of trading (the "45 day rule").

The Exchange currently adheres to the 45 day rule with respect to options on all underlying securities, including stock index options.

The Exchange is now proposing to revise this policy with respect to stock index options in order to permit the opening of new series of options as the value of an underlying index changes, provided that, in addition to meeting the requirements of Rule 903C, the newly opened series have at least 30 days remaining to expiration on their first day of trading. In other words, the "45 day rule" would be changed to a "30 day rule" with respect to stock index options.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in sections (A), (B), and (C), below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change. Like stock options, stock index options now expire at three-month intervals. Under the new system which would be established by the proposed revision of Rule 903C, stock index options would expire in consecutive months, and, with respect to each underlying index, options expiring in three different months would be open for trading at any given time.[1]

In all other respects, the Exchange intends to continue using the system now in effect with respect to option expirations and the introduction of new series of options. For example, stock index options would continue to expire on the Saturday following the third Friday of each expiration month; and, immediately following the expiration of particular option series, option series expiring three months later would be opened, so that options expiring in each of three consecutive months would be open for trading at any given time. Thus, the proposed rule change would, in essence, compress the three-six-nine month option expiration system, which was initially established for stock options and was subsequently extended to options on other underlying securities, into a one-two-three month expiration system for stock index options.

The basic reason for proposing this change is to increase the economic utility of stock index options traded on the Exchange. Experience with trading stock index options has indicated that trading volume tends to concentrate heavily in option series expiring in the most nearby expiration month and that trading in the relatively long-term option series accounts for only a small fraction of overall volume. Although this general effect has occurred with respect to stock options as well, it is much more pronounced in the case of stock index options.

The Exchange believes that it is appropriate to respond to the apparent demand for relatively short-term stock index options and the lack of appreciable investor interest in longer term stock index options in the manner the Exchange has selected—i.e., by increasing the number of nearby expiration months and discontinuing the listing of option series expiring in more distant months. This will provide option series expiring in a broader range of nearby months from which investors may choose. In addition, it will avoid the potential proliferation of option series which could result if the Exchange were to list series expiring in additional nearby months without discontinuing the listing of more distantly expiring options. The new system will also permit investors who have positions in expiring option series to "roll" their positions into option series expiring in the following month, rather than into option series expiring three months later which apparently are significantly less desirable.

Although the general preference of market participants for relatively short-term stock index options appears to be well established, the precise reasons for this preference are not yet known, nor is it possible to know at this time whether that preference will be a permanent one. Accordingly, the Exchange is proposing to retain authority to list series of stock index options having up to four different consecutive expiration months in order to be able to meet expeditiously any investor demand which may develop.

The Exchange is also proposing to follow a "30 day rule" for stock index options rather than a "45 day rule" in recognition of the concentration of trading interest in stock index option series having relatively short times to expiration. The general purpose of the 45 day rule is to prevent the proliferation of option series which have very short times to expiration and are therefore viewed by market participants as essentially speculative in nature. Since there may be a variety of non-speculative reasons for which investors may prefer short-term stock index options, the Exchange believes it would be in the public interest to permit the opening of new option series at dates closer to their expiration than is currently permitted. This proposed policy change will increase the likelihood that short-term stock index options which are at- or near-the-money will be available to investors, since it will extend the time period during which the Exchange may introduce new option series as the value of an underlying index changes.

The Exchange believes that the rule changes proposed herein are consistent with the requirements of the Securities Exchange Act of 1934 (the "Act") and the rules and regulations thereunder applicable to the Exchange, and, in particular, Section 6(b)(5) of the Act, in that they would help to increase the utility of stock index options to market participants (including the use of those options to transfer the risks of stock ownership), thereby serving to protect investors and the public interest.

B. *Self-Regulatory Organization's Statement on Burden on Competition.* The proposed rule changes will not impose a burden on competition.

C. *Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants or Others.* No written comments were solicited or received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the date of publication of this notice in the Federal Register or within such longer period: (i) As the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(A) By order approve such proposed rule change, or

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

[1] Although the proposed revision of Rule 903C would authorize the Exchange to maintain up to four different expiration months open simultaneously, the Exchange's initial intention is to have only three expiration months open at a time. Therefore, except where otherwise indicated, the remainder of this discussion will assume the use of a three-expiration-month structure.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, N.W., Judiciary Plaza, Washington, D.C. 20549. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Section, 450 Fifth Street, NW., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number in the caption above and should be submitted within 21 days after the date of this publication.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

Dated: August 11, 1983.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-22891 Filed 8-18-83; 8:45 am]

BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

California; Region IX Advisory Council; Public Meeting

The Small Business Administration Region IX Advisory Council, located in the geographical area of San Diego, has cancelled its meeting date of August 19, 1983, and re-scheduled a public meeting at 9:00 a.m., on September 23, 1983, at the Federal Building, 880 Front Street, Room 2-S-14, San Diego, California, to discuss such matters as may be presented by members, staff of the Small Business Administration, or others present.

For further information, write or call George P. Chandler, Jr., District Director, U.S. Small Business Administration, 880 Front Street, Room 4-S-29, San Diego, California 92188; (714) 293-5430.

Dated: August 15, 1983.

Jean M. Nowak,

Director, Office of Advisory Councils.

[FR Doc. 83-22868 Filed 8-18-83; 8:45 am]

BILLING CODE 8025-01-M

Texas; Region VI—Advisory Council; Public Meeting

The U.S. Small Business Administration Region VI Advisory Council, located in the geographical area of Dallas, will hold a public meeting at 9:00 a.m., on Friday, September 30, 1983, at the Republic Bank of Grand Prairie, Carrier Parkway and Jefferson, Grand Prairie, Texas, to discuss such matters as may be presented by members, staff of the U.S. Small Business Administration, or others present. For further information, write or call James S. Reed, District Director, U.S. Small Business Administration, 1100 Commerce Street, Room 3C36, Dallas, Texas 75242; (214) 767-0600.

Dated: August 15, 1983.

Jean M. Nowak,

Director, Office of Advisory Councils.

[FR Doc. 83-22871 Filed 8-18-83; 8:45 am]

BILLING CODE 8025-01-M

[Application No. 01/01-0328]

The First Worcester Small Business Investment Corp.; Application for License To Operate as a Small Business Investment Company

An application for a license to operate 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 The First Worcester Small Business Corp. (First Worcester), 420 Boston Turnpike, Shrewsbury, Massachusetts 01545, with the Small Business Administration (SBA) pursuant to 13 CFR 107.102 (1983).

The officers, directors and their shareholding of the Applicant are as follows:

Carl Cervini, 420 Boston Turnpike, Shrewsbury, Massachusetts 01545, President, General Manager and Director, (9 percent)

Marvin I. Lainer, 390 Main Street, Worcester, Massachusetts 01608, Treasurer, Clerk and Director, (1 percent)

Thomas C. Mack, 420 Boston Turnpike, Shrewsbury, Massachusetts 01545, Vice President and Director, (1 percent)

Paul E. McCrohon, 420 Boston Turnpike, Shrewsbury, Massachusetts 01545, Vice President and Director, (1 percent)

The Applicant, First Worcester, a Massachusetts Corporation will begin operations with $500,000 paid-in capital and paid-in surplus. First Worcester will conduct its activities primarily in the state of Massachusetts but will consider investment in businesses in other areas in the United States.

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 operations 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 further given that any person may, not later than 15 days from the dae of publication of this Notice, submit 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 Worcester, Massachusetts.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: August 12, 1983.

Robert G. Lineberry,

Deputy Associate Administrator for Investment.

[FR Doc. 83-22872 Filed 8-18-83; 8:45 am]

BILLING CODE 8025-01-M

[License No. 05/05-0173]

Madison Capital Corp.; Application for a License as a Small Business Investment Company (SBIC)

Notice is hereby given of the filing of an application with the Small Business Administration pursuant to § 107.102 of the SBA Regulations (13 CFR 107.102 (1983)), by Madison Capital Corporation, 23 North Pinckney Street, Madison, Wisconsin 53703 for a license to operate as a small business investment company (SBIC) under the provisions of Section 301(c) of the Small Business Investment Act of 1958 (the Act), as amended (15 U.S.C. *et seq.*).

The proposed officers, directors and stockholders are:

Roth S. Schleck, 19 Mountain Ash Trail, Madison, Wisconsin 53717, President, Director

Roger H. Ganser, 3402 Monroe Street, Madison, Wisconsin 53711, Executive Vice President, Secretary, Director

Toby E. Sherry, 22 Burrows Road, Maple Bluff, Madison, Wisconsin 53704, Treasurer, Director

Sara G. Burr, 1928 Wendt Road, Route 3, Oregon, Wisconsin 53575, Director

Errol B. Davis, 501 San Juan Terrace, Madison, Wisconsin 53705, Director

Richard M. Heins, 4926 Fond du Lac Trail, Madison, Wisconsin 53705, Director
Paul L. King, 21 Mt. Rainier Lane, Madison, Wisconsin 53705, Director
Rodney E. Stevenson, 628 Sheldon Street, Madison, Wisconsin 53711, Director
Madison Development Corporation, 23 North Pinckney Street, Madison, Wisconsin 53703, Shareholder (3.6 to 14.9 percent)
American Family Mutual Insurance Company, 3099 East Washington Avenue, Madison, Wisconsin 53704, Shareholder (15 to 30 percent)
Madison Gas & Electric Company P.O. Box 1231, Madison, Wisconsin 53701, Shareholder (15 to 30 percent)

Madison Development Corporation is a private nonprofit, nonstock membership corporation organized under Chapter 181 of the Wisconsin Statutes to help promote commercial and residential development in the Madison, Wisconsin area. The percent of final ownership of the shareholders shown above will depend on the success of Madison Capital Corporation's private offering of its common stock.

The Applicant proposes to begin operations with capitalization of between $1,000,000 and $2,000,000 depending on the success of a private offering of its common stock and will be a source of equity capital and long term loan funds for qualified small business concerns.

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 operations of the new company under their management, including adequate profitability and financial soundness, in accordance with the Act and Regulations.

Notice is further given that any person may, not later than 15 days from the date of the publication of this Notice, submit written comments on the proposed SBIC to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 "L" Street, NW., Washington, D.C. 20416.

A copy of the Notice will be published in a newspaper of general circulation in Madison, Wisconsin.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: August 12, 1983.

Robert G. Lineberry,

Deputy Associate Administrator for Investment.

[FR Doc. 83-22869 Filed 8-18-83; 8:45 am]

BILLING CODE 8025-01-M

[License No. 07/07-0087]

United Financial Resources, Corp.; Issuance of a Small Business Investment Company License

On October 7, 1982, a notice was published in the **Federal Register** (Vol. 47, No. 195, FR 44455) stating that an application has been filed by United Financial Resources, Corp., with the Small Business Administration (SBA) pursuant to § 107.102 of the Regulations governing small business investment companies (13 CFR 107.102 (1983)) for a license as a small business investment company.

Interested parties were given until close of business October 22, 1982, 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, SBA issued License No. 07/07-0087 on July 7, 1983, to United Financial Resources, Corp. to operate as a small business investment company.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: August 12, 1983.

Robert G. Lineberry,

Deputy Associate Administrator for Investment.

[FR Doc. 83-22870 Filed 8-18-83; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF STATE

[Delegation of Authority No. 154; Public Notice 880]

Closing Advisory Committee Meetings to Public

By virtue of the authority vested in me as Under Secretary for Management and by Department of State Advisory Committee Management regulations (22 CFR Part 8), I hereby delegate to the Director of Management Operations the authority to make determinations to close advisory committee meetings to the public pursuant to section 10(d) of the Federal Advisory Committee Act and 41 CFR 101-6.1023, whenever in his sole discretion he determines that reference of a request to close such a meeting to the Under Secretary is unnecessary. This delegation is temporary in nature, pending revision of the Department's Advisory Committee Management regulations, and will expire one year from the date of execution unless sooner revoked or renewed.

Dated: August 4, 1983.

J. W. Van Gorkom,

Under Secretary for Management.

[FR Doc. 83-22792 Filed 8-18-83; 8:45 am]

BILLING CODE 4810-35-M

TENNESSEE VALLEY AUTHORITY

Privacy Act of 1974: New System of Records

AGENCY: Tennessee Valley Authority.

ACTION: Proposed establishment of a new system of records under the Privacy Act of 1974, Pub. L. No. 93-579, 5 U.S.C. 552a.

SUMMARY: The Tennessee Valley Authority (TVA) proposes to establish a new system of records containing personal identifying information and addresses of individuals who use, visit, or are interested in TVA's Land Between The Lakes (LBL) in western Tennessee and Kentucky. The system of records will also contain individuals' particular interests in LBL, and will be used to notify them of events or activities of possible interest and to respond to requests for information to be used in the solicitation of members for the Land Between The Lakes Association (LBL Association), a nonprofit organization dedicated to continued improvement of LBL resources. TVA is proposing limited routine uses allowing disclosure of information from the system to the LBL Association and TVA contractors cooperating with TVA in continued improvement of LBL.

The public is invited to comment on the proposed system.

DATES: Comments from the public must be received in writing on or before September 19, 1983.

The Office of Management and Budget (OMB), which has oversight responsibility under the Privacy Act, requires a 60-day period before implementation of a system. If no comments are received from the public, OMB, or Congress, which cause modifications in the proposed system, it will be implemented without further notice in the **Federal Register.**

ADDRESS: Send comments to Privacy Act Coordinator, Division of Personnel, Tennessee Valley Authority, Knoxville, Tennessee 37902.

FOR FURTHER INFORMATION CONTACT: Thomas E. Cressler II, Division of Personnel, Tennessee Valley Authority, Knoxville, Tennessee 37902, (615) 632-2170.

SUPPLEMENTARY INFORMATION: Reports of the proposed system, including an

advance copy of this notice, have been provided to the President of the Senate, the Speaker of the House of Representatives, and the Director, OMB. The text of the system is set forth below.

Dated: August 12, 1983.

W. F. Willis,

General Manager.

TVA-30

SYSTEM NAME:

Land Between The Lakes Mailing Lists–TVA

SYSTEM LOCATION:

Land Between The Lakes, Tennessee Valley Authority, Golden Pond, Kentucky 42231; Computing Operations Branch, Tennessee Valley Authority, Chattanooga, Tennessee 37401.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Persons using, visiting, or having an interest in the activities, programs, or facilities of Land Between The Lakes.

CATEGORIES OF RECORDS IN THE SYSTEM:

Personal identifying information, address, and information about their Land Between The Lakes associated interests, activities, or program participation.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Tennessee Valley Authority Act of 1933; 16 U.S.C. 831–831dd; Executive Order No. 6161.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

To provide mailing lists to organizations or TVA contractors cooperating with Land Between The Lakes in activities or events for the purpose of publicizing those activities or events.

To provide mailing lists to an independent Land Between The Lakes support organization for the purposes of soliciting members for the organization.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Records are maintained on card files, automated data storage devices, and computer printouts.

RETRIEVABILITY:

Records are primarily indexed by name and identification code. They may also be retrieved by reference to interests, organization, or address elements.

SAFEGUARDS:

Access to and use of these records are limited to persons whose official duties require such access. Files are kept in secured facilities. Access facilities are secured through physical, administrative, and system-based safeguards.

RETENTION AND DISPOSAL:

Records are kept for the period of time the individual is to receive mailings.

SYSTEM MANAGER AND ADDRESS:

Manager of the Office of Natural Resources, Tennessee Valley Authority, Knoxville, Tennessee 37902.

NOTIFICATION PROCEDURE:

Individuals wishing to know whether information about them is maintained in this system of records should address their inquiries to the Manager, Land Between The Lakes, Tennessee Valley Authority, Golden Pond, Kentucky 42231. Request should include the individual's full name and address.

RECORD ACCESS PROCEDURE:

Individuals seeking to gain access to information about them in this system of records should contact the Manager, Land Between The Lakes, Tennessee Valley Authority, Golden Pond, Kentucky 42231.

CONTESTING RECORD PROCEDURES:

Individuals desiring to contest or amend information about them maintained in this system should direct their requests to the Manager, Land Between The Lakes, Tennessee Valley Authority, Golden Pond, Kentucky 42231.

RECORD SOURCE CATEGORIES:

Individuals on whom records are maintained, organization representatives, and TVA employees.

[FR Doc. 83-22826 Filed 8-18-83; 8:45 am]

BILLING CODE 8120-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

General Aviation District Office at El Paso, Texas; Notice of Closing

Notice is hereby given that on or about September 1, 1983, the General Aviation District Office at El Paso, Texas, will be closed. All services to the public formerly provided by this office will be provided by the General Aviation District Offices at Albuquerque, New Mexico, and Lubbock, Texas. This information will be reflected in the FAA Organization Statement the next time it is reissued.

(Sec. 313(a), 72 Stat. 752 49 U.S.C. 1354)

Issued in Fort Worth, Texas, on August 3, 1983.

C. R. Melugin, Jr.,

Director, Southwest Region.

[FR Doc. 83-23029 Filed 8-18-83; 9:45 am]

BILLING CODE 4910-13-M

Sunshine Act Meetings

Federal Register
Vol. 48, No. 162
Friday, August 19, 1983

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

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11 a.m. Friday, August 26, 1983.

PLACE: 2033 K Street, NW., Washington, D.C., Eighth floor conference room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance Briefing

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 245-6314.

[S-1189-83 Filed 8-17-83; 2:50 pm]

BILLING CODE 6351-01-M

2

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11 a.m., Friday, September 2, 1983.

PLACE: 2033 K Street NW., Washington, D.C., eighth floor conference room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance Briefing

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[S-1190-83 Filed 8-17-83; 2:50 pm]

BILLING CODE 6531-01-M

3

POSTAL RATE COMMISSION

TIME AND DATE: Wednesday, August 17, 1983, 8:45 a.m.

PLACE: Conference Room, Room 500, 2000 L Street NW., Washington, D.C.

STATUS: Closed.

MATTERS TO BE CONSIDERED: (Closed pursuant to 5 U.S.C. 552b(c)(10):

Consolidation of Dockets R83-1 and C83-3.

CONTACT PERSON FOR MORE INFORMATION: Cyril J. Pittack, Acting Secretary, Postal Rate Commission, Room 500, 2000 L Street NW., Washington, D.C. 20268. Telephone (202) 254-3880.

[S-1188-83 Filed 8-17-83; 11:10 am]

BILLING CODE 7715-01-M

4

FEDERAL MARITIME COMMISSION

TIME AND DATE: 9 a.m., August 24, 1983.

PLACE: Hearing Room One, 1100 L Street NW., Washington, D.C. 20573.

STATUS: Parts of the meeting will be open to the public. The rest of the meeting will be closed to the public.

MATTERS TO BE CONSIDERED: Portions open to the public:

1. Sea-Land Service, Inc. 10 percent general increase applying between U.S. Atlantic and Gulf ports and ports in Puerto Rico and the U.S. Virgin Islands, and between Puerto Rico and Canada.

2. Agreement No. 5800-45: Modification of the Philippines North America Conference Agreement to reduce the notice requirement for independent rate action.

Portion closed to the public:

1. Fifty-Mile Container Rules.

CONTACT PERSON FOR MORE INFORMATION: Francis C. Hurney, Secretary, (202) 523-5725.

[S-1187-83 Filed 8-16-83; 4:20 pm]

BILLING CODE 6730-01-M

5

TENNESSEE VALLEY AUTHORITY

[Meeting No. 1315]

TIME AND DATE: 10:15 a.m. (e.d.t.), Wednesday, August 24, 1983.

PLACE: TVA West Tower Auditorium, 400 West Summit Hill Drive, Knoxville, Tennessee.

STATUS: Open.

AGENDA ITEM: Old Business:

1. Final rate review.

New Business:

C—Power Items

C1. Supplement to Contract No. TV-55783A with the Massachusetts Institute of Technology of Cambridge, Massachusetts, for atmospheric fluidized bed combustion technology studies.

C2. Contract No. TV-59782A between TVA and Ontario Hydro for research program to investigate the reliability of gas-insulated equipment for substations.

C3. Adoption of supplemental resolution authorizing 1983 Series D power bonds.

C4. Resolution authorizing the Chairman and other executive officers to take further action relating to issuance and sale of 1983 Series D power bonds.

D—Personnel Action

D1. Renewal of personal services contract with Hartford Steam Boiler Inspection and Insurance Company, Hartford, Connecticut, for performance of authorized inspection services at TVA nuclear plant sites, requested by the Office of Engineering Design and Construction.

*D2. Revision of management and physician staffing arrangement.

F—Unclassified

*F1. Memorandum of agreement between TVA and the National Park Service, U.S. Department of the Interior, to provide outside services in development of a trail system at the Obed Wild and Scenic River.

F2. Interagency agreement with the U.S. Department of Agriculture, Soil Conservation Service, covering arrangements for land use and erosion data development using remote sensing technology in the Tennessee Valley.

F3. Agreement with Mississippi State Department of Eductation Division of Vocational/Technical Education, and Itawamba Junior College to develop a laser/automated manufacturing center and appropriate curricula.

F4. Agreement with Haywood Technical College (North Carolina) for a comprehensive high-technology training project to develop a microelectronics automated manufacturing training center and appropirate curricula.

F5. Contract with Middle Tennessee Industrial Development Association, Inc., covering arrangements for cooperation in a project designed to mitigate the adverse economic impacts associated with the deferral of the Hartsville Nuclear Plant Construction Site.

F6. Supplement to contract with Tishomingo County Development Foundation covering arrangements for cooperation in a project to mitigate the adverse economic impacts associated with the deferral of the Yellow Creek Nuclear Construction Project.

F7. Guntersville Reservoir land management plan to establish management strategies and identify suitable uses for 32,570 acres of land under TVA control on Guntersville Reservoir.

*Items approved by individual Board members. This would give formal ratification to the Board's action.

CONTACT PERSON FOR MORE INFORMATION: Craven H. Crowell, Jr., Director of Information, or a member of his staff can respond to requests for information about this meeting. Call (615) 632-3257, Knoxville, Tennessee. Information is also available at TVA's Washington Office (202) 245-0101.

Dated: August 17, 1983.

[S-1191-83 Filed 8-17; 4:33 pm]

BILLING CODE 8120-01-M

federal register

Friday
August 19, 1983

Part II

Department of Labor

Office of the Secretary

Public Contracts and Property Management; Federal Standards for Federally Funded Grants and Agreements

DEPARTMENT OF LABOR

Office of the Secretary

41 CFR Part 29–70

Public Contracts and Property Management; Federal Standards for Federally Funded Grants and Agreements

AGENCY: Department of Labor.

ACTION: Final rules.

SUMMARY: This document contains revisions to the audit requirements in 41 CFR Part 29–70 governing Department of Labor grants and agreements. The final rules incorporate the revised audit requirements set forth in Attachment P of OMB Circular A–102, "Uniform Administrative Requirements for Grants-in-Aid to State and Local Governments."

EFFECTIVE DATE: September 19, 1983.

FOR FURTHER INFORMATION CONTACT: Edwin Terrell, telephone (202) 376–8836.

SUPPLEMENTARY INFORMATION: On August 17, 1982 proposed regulations incorporating the audit requirements of Attachment P of OMB Circular A–102 were published in the **Federal Register** (47 FR 35784). The proposal set forth audit requirements applicable to State and local governments and Indian tribal governments receiving financial assistance under various Department of Labor programs. Interested parties were invited to submit written comments by September 16, 1982.

A number of comments were received from State and local governments, professional associations and others. The comments were considered in developing these final regulations. The comments received and DOL's responses are discussed below. In addition, clarifications that have been made in the final regulations are discussed.

Changes in Final Regulations

Changes that have been adopted in the final regulations are set forth below.

1. Paragraph (b)(3) was added to incorporate the *Cognizant Audit Agency Guidelines* under OMB Circular A–102, Attachment P, developed and approved by the Federal Inspectors General and issued by the Joint Financial Management Improvement Program in October 1981. These Guidelines do not establish new policies or modify existing policies, but simply provide guidelines for the cognizant Federal audit agencies to ensure that they uniformly carry out their responsibilities under Attachment P.

2. In response to a comment a sentence was added in paragraph (c)(1) to clarify that DOL will reimburse recipients for audit costs in accordance with applicable cost principles.

3. Paragraph (c)(3) was added to make it clear that DOL or another cognizant agency has the authority to impose appropriate remedies, when recipients or subrecipients do not comply with the requirement that an acceptable audit be arranged on at least a biennial basis.

4. Paragraph (c)(4) was added to provide for coordination of recipients' audit plans with cognizant agencies.

5. OMB requested that the language in paragraph (d) be changed to reflect the language of section 6 of Attachment P. This change has been made.

6. Paragraphs (g) *Independent Non-Federal Audits* and (h) *Independent public accountant or government auditor* in the proposed regulations were eliminated because these sections duplicate similar provisions in the GAO *Standards for Audit of Governmental Organizations, Programs, Activities and Functions* and in the AICPA's generally accepted auditing standards.

7. Section 29–70.207b *Standards for grantee financial management systems—CETA requirements* has been eliminated since unified audits as specified therein are no longer being required.

8. Under the proposed regulations it was necessary to refer to Attachment P in conjunction with the regulations in order to ascertain audit requirements fully. The final regulations include language in paragraphs (d) (second sentence), (e)(2), (g), (j), (k), and (l) that has been adopted verbatim from provisions of Attachment P. This has been done so that § 29–70.217 will be self-contained, rather than incorporating Attachment P by reference as in the proposed regulations. The final regulations are thereby consistent with the approach taken throughout Part 29–70.

Suggested Changes Not Considered Necessary

Comment: Several commenters vigorously protested the definition of a public accountant in paragraph (h) of the proposed rules and one commenter took exception to the statement that "the rule will have no significant economic impact upon a substantial number of small entities." They claim this rule "discriminates against 12,000 practitioners who have been licensed as public accountants by their states after December 31, 1970" and are not allowed to perform government audits.

Response. Paragraph 5 of Attachment P requires that the audit be performed in accordance with GAO standards. The *GAO Standards for Audit of Governmental Organizations, Programs, Activities, and functions* dictates the qualifications required for government auditing, including the requirement that when public accountants are to perform the audits, only Certified Public Accountants or Public Accountants licensed on or before December 31, 1970, should be engaged. This qualification concerning public accountants has been in effect for over 10 years, being first established by the Comptroller General in September 1970. Therefore, although paragraph (h) has been deleted from the final rules for the reasons noted above, the qualification for public accountants in the GAO standards remains applicable.

One commenter felt that Attachment P audits were impractical and costly.

Response. Although statistics are not available DOL believes the cost of an Attachment P audit should be less than previous audits, because of the elimination of individual grant audits and reduced disruption to organizational personnel.

OMB Control Number: Approval by OMB is pending.

Paperwork Reduction Act

In accordance with the Paperwork Reduction Act of 1980 (Pub. L. 96–511), the reporting or recordkeeping provisions that are included in this regulation have been submitted for approval to the Office of Management and Budget (OMB). They are not effective until OMB approval has been obtained and the public notified to that effect through a technical amendment to this regulation.

Classification—Executive Order 12291

The final rule merely incorporates existing requirements of Attachment P, OMB Circular A–102 and the DOL audit regulations at 41 CFR 29–70.207. In addition, this final rule is not classified as a "major rule" under Executive Order 12291 on Federal Regulations, because it is not likely to result in (1) an annual effect on the economy of $100 million or

more; (2) a major increase in cost or prices for consumers, individual industries, Federal, State or local government agencies, or geographic regions; or (3) significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets. Accordingly, no regulatory impact analysis is required.

Regulatory Flexibility Act

The Department believes that this final rule will have no "significant economic impact upon a substantial number of small entities" within the meaning of section 3(a) of the Regulatory Flexibility Act, Pub. L. No. 96-354, 91 Stat. 1164 (5 U.S.C. 605(b)). The Secretary has certified to the Chief Counsel for Advocacy of the Small Business Administration to this effect. This conclusion is reached because the final rule merely incorporates existing requirements of Attachment P, OMB Circular A-102 and the DOL audit regulations at 41 CFR 29-70.207 and is designed to simplify audit requirements, and, therefore, will not have a significant economic impact upon a substantial number of small entities. Accordingly, no regulatory impact analysis is required.

Regulatory Flexibility Act Certification

I, Raymond J. Donovan, Secretary of Labor, hereby certify, pursuant to 5 U.S.C. 605(b), that the final rules described in this document, will not have a significant economic impact on a substantial number of small entities. This conclusion is reached because the final rule merely incorporates existing requirements of Attachment P, OMB Circular A-102 and the DOL audit regulations at 41 CFR 29-70.207 and is designed to simplify existing audit requirements.

Signed at Washington, D.C., this 11th day of August, 1983.

Raymond J. Donovan,

Secretary of Labor.

Lists of Subjects in 41 CFR Part 29-70

Government procurement, Government contracts, Grant programs—labor, Grants administration, Government property management, Reporting and recordkeeping requirements.

Accordingly, Part 29-70 of Chapter 29, Title 41, or the Code of Federal Regulations is amended as set forth below:

PART 29-70—ADMINISTRATIVE REQUIREMENTS GOVERNING ALL GRANTS AND AGREEMENTS BY WHICH DEPARTMENT OF LABOR AGENCIES AWARD FUNDS TO STATE AND LOCAL GOVERNMENTS, INDIAN AND NATIVE AMERICAN ENTITIES, PUBLIC AND PRIVATE INSTITUTIONS OF HIGHER EDUCATION AND HOSPITALS, AND OTHER QUASI-PUBLIC AND PRIVATE NONPROFIT ORGANIZATIONS

1. The authority citation for Part 29-70 reads as follows:

Authority: 5 U.S.C. 301; 29 U.S.C. 801 *et seq.*; 29 U.S.C. 795; 30 U.S.C. 801 *et seq.*; 29 U.S.C. 651 *et seq.*; 42 U.S.C. 3011 *et seq.*; 42 U.S.C. 501 *et seq.*; 11101 *et seq.*; 1321 *et seq.*; 29 U.S.C. 49 *et seq.*; OMB Circular No. A-102; OMB Circular No. A-110.

2. The table of contents for Part 29-70 is amended by removing §§ 29-70.207-4, 29-70.207a, 29-70.207b, and by adding §§ 29-70.217 and 29-70.217a to read as follows:

* * * * *

29-70.217 Audit requirements.

29-70.217a Standards for grantee financial management systems—special requirements, nonprofit organizations.

Authority: 5 U.S.C. 301; 29 U.S.C. 801 *et seq.*; 29 U.S.C. 795; 30 U.S.C. 801 *et seq.*; 29 U.S.C. 651 *et seq.*; 42 U.S.C. 3011 *et seq.*; 42 U.S.C. 501 *et seq.*; 11101 *et seq.*; 1321 *et seq.*; 29 U.S.C. 49 *et seq.*; OMB Circular No. A-102; OMB Circular No. A-110.

§ 29-70.207-2 [Amended]

3. In § 29-70.207-2, paragraphs (h) and (i) are removed.

§ 29-70.207-3 [Amended]

4. In § 29-70.207-3, paragraph (b) is removed, and paragraph (a) is revised to read as follows:

(a) The recipient shall require each subrecipient to adopt the standards for financial management systems set forth in § 29-70.207-2, except for requirements regarding reporting forms and frequencies (paragraph (a)), and letter-of-credit procedures (paragraph (e)).

§ 29-70.207-4 [Removed]

5. Section 29-70.207-4 is removed.

§ 29-70.207a [Removed]

6. Section 29-70.207a is removed.

§ 29-70.207b [Removed]

7. Section 29-70.207b is removed.

8. A new § 29-70.217, *Audit requirements*, is added to read as follows:

§ 29-70.217 Audit requirements.

(a) *DOL audit responsibilities.* (1) This section implements the provisions of OMB Circular A-102, Attachment P, which establishes audit requirements applicable to State and local governments, Indian tribal governments or subdivisions of such entities that receive Federal assistance. These requirements are designed to ensure that audits are made on an organization-wide (or "single audit") basis rather than on a grant-by-grant basis.

(2) The OIG is responsible for the DOL audit policy. It shall oversee audits where DOL is the cognizant audit agency and shall be responsible for any additional audit coverage of DOL recipients. Where a single audit under this section has been performed and OIG determines that additional audit coverage is necessary, such additional coverage shall build upon the work already performed. In addition to audits of existing, completed, or terminated grants or agreements, the OIG may conduct (or arrange for the conduct of) audit surveys to evaluate the accounting systems and internal controls of a prospective recipient prior to the award of a new grant or agreement.

(b) *Cognizant agency responsibilities.* (1) Attachment P provides that OMB will designate cognizant Federal agencies with audit responsibility for particular recipients. The OIG shall utilize the audit reports submitted to another cognizant agency when such reports cover DOl grants and agreements except insofar as the cognizant agency recommends that the audit report not be relied upon.

(2) When DOL is designated the cognizant agency, it shall have the following responsibilities:

(i) Obtain or make quality assessment reviews of the work of non-Federal audit organizations, and provide the results to other interested audit agencies. (If a non-Federal audit organization is responsible for audits of recipients that have different cognizant audit agencies, a single quality assessment review should be arranged.)

(ii) Assure that all audit reports of recipients that affect federally assisted programs are received, reviewed, and properly distributed.

(iii) Whenever significant inadequacies in an audit are disclosed, advise the recipient organization and call upon the auditor to take corrective action. If corrective action is not taken, DOL shall notify the recipient organization and Federal awarding agencies of the facts and its recommendations. Major inadequacies or repetitive substandard performance of independent auditors shall be referred to appropriate professional bodies.

(iv) Ensure that satisfactory audit coverage is provided in a timely manner and in accordance with the provisions of this section.

(v) Provide technical advice and act as a liaison between Federal agencies, independent auditors, and recipient organizations.

(vi) Maintain a followup system on audit and related investigative findings to ensure that these findings are resolved.

(vii) Inform other affected audit agencies of irregularities uncovered. The audit agencies, in turn, shall inform all appropriate officials in their agencies. State or local government law enforcement and prosecuting authorities shall also be informed of irregularities within their jurisdiction.

(3) The Cognizant Audit Agency Guidelines, developed and approved by the Federal Inspectors General and issued by the Joint Financial Management Improvement Program in October 1981, shall be used by the OIG in carrying out its responsibilities in sections (b)(2) and (i). These guidelines do not establish new policies or modify existing policies, but simply provide guidelines for cognizant Federal audit agencies to ensure they uniformly carry out their responsibilities.

(c) *Recipient audit responsibilities.* (1) The recipient shall arrange and pay for audits that meet the requirements of this section. DOL will reimburse the recipients for its fair share of audit costs in accordance with applicable cost principles.

(2) Recipients shall use their own procedures to arrange for independent audits and to prescribe the scope for audits, provided that the audits comply with the requirements of this section. Where contracts are awarded for audit services by State or local governments or Indian tribal governments, the contracts shall include a reference to this section.

(3) If the recipient fails to arrange for, or ensure the performance of, and audit on at least a biennial basis (including subrecipient audits as provided under paragraph (i)) the respective cognizant audit agency may arrange for the performance of the required audit. In such instances the cognizant agency may require the recipient to reimburse the agency for the costs of the audit or may impose other appropriate remedies.

(4) In arranging for audits, recipients shall coordinate proposed audit plans and related documents with the cognizant agency. The purpose of the coordination is to enable the cognizant agency to provide timely technical assistance and ensure that satisfactory audit coverage is planned.

(d) *Audit scope and purpose.* Audits will include, at a minimum, an examination of the systems of internal control, systems established to ensure compliance with laws and regulations affecting the expenditure of Federal Funds, financial transactions and accounts, and financial statements, and reports of recipient organizations.

These examinations are to determine whether:

(1) There is effective control over and proper accounting for revenues, expenditures, assets, and liabilities.

(2) The financial statements are presented fairly in accordance with generally accepted accounting principles.

(3) The Federal financial reports (including Financial Status Reports, Cash Reports, and claims for advances and reimbursements) contain accurate and reliable financial data; and are presented in accordance with the terms of applicable agreements, and in accordance with Attachment H of this Circular.

(4) Federal funds are being expended in accordance with the terms of applicable agreements and those provisions of Federal law or regulations that could have a material effect on the financial statements or on the awards tested.

(e) *Audit standards and methods.* (1) Audit shall be performed in accordance with the General Accounting Office *Standards for Audit of Governmental Organizations, Programs, Activities & Functions, the Guidelines for Financial and Compliance Audits of Federally Assisted Programs,* any compliance supplements approved by OMB, and generally accepted auditing standards established by the American Institute of Certified Public Accountants.

(2) In order to accomplish the purposes set forth above, a representative number of charges to Federal awards shall be tested. The test shall be representative of (1) the universe of Federal awards received, and (2) all cost categories that materially affect the award. The test is to determine whether the charges:

(i) Are necessary and reasonable for the proper administration of the program.

(ii) Conform to any limitations or exclusions in the award.

(iii) Were given consistent accounting treatment and applied uniformly to both federally assisted and other activities of the recipient.

(iv) Were net of applicable credits.

(v) Did not include costs properly chargeable to other federally assisted programs.

(vi) Were properly recorded (i.e. correct amount, date) and supported by source documentation.

(vii) Were approved in advance, if subject to prior approval in accordance with Circular 74-4.

(viii) Were incurred in accordance with competitive purchasing procedures, if applicable.

(ix) Were allocated equitably to benefiting activities, including non-Federal activities.

(f) *Frequency.* Audits usually will be conducted annually, but no less frequently than once every 2 years.

(g) *Reports.* Reports shall be prepared in accordance with the requirements of this section. The audit report shall include:

(1) Financial statements, including footnotes, of the recipient organization.

(2) The auditors' comments on the financial statements which should:

(i) Identify the statements examined, and the period covered.

(ii) Identify the various programs under which the organization received Federal funds, and the amount of the awards received.

(iii) State that the audit was done in accordance with the standards in paragraph (e)(1).

(iv) Express an opinion as to whether the financial statements are fairly presented in accordance with generally accepted accounting principles. If an unqualified opinion cannot be expressed, state the nature of the qualification.

(3) The auditors' comments on compliance and internal control which should:

(i) Include comments on weaknesses in and noncompliance with the systems of internal control, separately identifying material weaknesses.

(ii) Identify the nature and impact of any noted instances of noncompliance with the terms of agreements and those provisions of Federal law or regulations that could have a material effect on the financial statements and reports.

(iii) Contain an expression of positive assurance with respect to compliance with requirements for tested items, and negative assurance for untested items.

(4) Comments on the accuracy and completeness of financial reports and claims for advances or reimbursement to Federal agencies.

(5) Comments on corrective action taken or planned by the recipient.

(h) *Resolution of audit findings.* The recipient shall establish a systematic method to assure the timely and appropriate resolution of audit findings and recommendations, including subrecipient audit findings, and shall furnish the OIG with a statement regarding resolution of findings pertaining to Federal assistance

received from the U.S. Department of Labor. The audit report shall include as an audit exception those audit findings and questioned costs of subrecipients that are over six (6) months old and have not yet been resolved.

(i) *Subrecipient audits.* (1) Recipients shall require subrecipients that are State or local governments or Indian tribal governments to adopt the requirements in paragraphs (c) through (h) above. The recipient shall ensure that the subrecipient audit reports are received as required, and audit findings and questioned costs are resolved within six (6) months and shall submit the reports to the cognizant agency if requested. Where no cognizant agency has been designated, recipients shall submit subrecipient audit reports covering DOL-funded programs to OIG if requested.

(2) In the event that subrecipient audits have not been made and the amount of funds are material, the scope of the recipient audit can be expanded to include testing of the subrecipient charges. Alternatively, the recipient's auditor can comment in the audit report that the subrecipient's charges were not tested.

(3) The auditing in no way lessens the recipient's responsibilities to ensure that program activities and related costs incurred by its subrecipients and contractors are in compliance with DOL requirements.

(j) *Retention of workpapers and reports.* Workpapers and reports shall be retained for a minimum of three years from the date of the audit report unless the auditor is notified in writing by the cognizant agency of the need to extend the retention period. The audit workpapers shall be made available upon request to the cognizant agency or its designees and the General Accounting Office or its designees.

(k) *Reporting of irregularities.* If the auditor becomes aware of irregularities in the recipient organization, the auditor shall promptly notify the cognizant agency and recipient managment officials above the level of involvement. Irregularities include such matters as conflicts of interest, falsification of records or reports, and misappropriation of funds or other assets.

(l) *Participation by small and disadvantaged audit firms.* Small business concerns and business concerns owned and controlled by socially and economically disadvantaged individuals shall have the maximum practicable opportunity to participate in the performance of contracts awarded with Federal funds. Grantees of Federal funds shall take the following affirmative action to further this goal:

(1) Assure that small audit firms and audit firms owned and controlled by socially and economically disadvantaged individuals as defined in Pub. L. 95-507 are used to the fullest extent practicable.

(2) Make information on forthcoming opportunities available, and arrange time frames for the audit so as to encourage and facilitate participation by small or disadvantaged audit firms.

(3) Consider in the contract process whether firms competing for larger audits intend to subcontract with small or disadvantaged firms.

(4) Encourage contracting with small or disadvantaged audit firms which have traditionally audited government programs, and in such cases where this in not possible, assure that these firms are given consideration for audit subcontracting opportunities.

(5) Encourage contracting with consortiums of small or disadvantaged audit firms as described in paragraph (1) when a contract is too large for an individual small or disadvantaged audit firm.

(6) Use the services and assistance, as appropriate, of the Small Business Administration, the Minority Business Development Agency of the Department of Commerce, and the Community Services Administration in the solicitation and utilization of small or disadvantaged audit firms.

9. A new § 29-70.217a is added to read as follows:

§ 29-70.217a Standards for grantee financial management systems—special requirements, nonprofit organizations.

The standards set forth in § 29-70.217 apply except that Federal audits of recipients that are educational institutions are to be performed by the Federal agency specified in OMB Circular A-88, "Indirect Cost Rates, Audit, and Audit follow-up at Educational Institutions," dated December 5, 1979.

Signed at Washington, D.C., this 11th day of August, 1983.

Betty Bolden,

Deputy Assistant Secretary for Administration and Management.

[FR Doc. 83-22386 Filed 8-18-83; 8:45 am]

BILLING CODE 4510-21-M

federal register

Friday
August 19, 1983

Part III

Department of Labor

Employment Standards Administration, Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

DEPARTMENT OF LABOR

Employment Standards Administration, Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of part 1 of subtitle A of title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138) and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions are effective from their date of publication in the **Federal Register** without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

Modifications and Supersedeas Decisions to General Wage Determination Decisions

Modifications and supersedeas decisions to general wage determination decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the modifications and supersedeas decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of part 1 of subtitle A of title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138) and of Secretary of Labor's orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing general wage determination decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and supersedeas decisions are effective from their date of publication in the **Federal Register** without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Office of Government Contract Wage Standards, Division of Government Contract Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rulemaking procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Determination Decision.

Modifications to General Wage Determination Decisions

The numbers of the decisions being modified and their dates of publication in the **Federal Register** are listed with each State.

California:	
CA83-5112	July 1, 1983.
GA83-5118	Aug. 20, 1982.
Georgia:	
GA83-1002	Jan. 21, 1983.
GA83-1003	Do.
GA83-1035	Apr. 29, 1983.
Idaho: ID82-5128	Nov. 26, 1982.
Illinois: IL83-2051	July 1, 1983.
Masachusetts: MA81-3054	Sept. 4, 1981.
Missouri: MO83-4047	June 24, 1983.
Nevada: NV82-5113	Aug. 6, 1982.
New York: NY83-3003	Mar. 25, 1983.
NY83-3032	July 29, 1983.
Pennsylvania:	
PA81-3041	July 6, 1983.
PA81-3072	Oct. 2, 1981.
PA81-3073	Do.
PA82-3007	Feb. 26, 1982.
PA82-3008	Do.
PA82-3011	Mar. 12, 1982.
PA82-3012	Mar. 5, 1982.
Puerto Rico: PR83-3031	July 29, 1983.
Tennessee: TN82-2056	Nov. 19, 1982.
Virginia: VA82-3034	Dec. 3, 1982.

Supersedeas Decisions to General Wage Determination Decisions

The number of the decisions being superceded and their dates of publication in the **Federal Register** are listed with each State. Supersedeas decision numbers are in parentheses following the numbers of the decisions being superceded.

Alabama: AL80-1060 (AL83-1059)	Mar. 28, 1980.
Arkansas: AL80-1060 (AL83-1059)	Do.
Florida:	
AL80-1060 (AL83-1059)	Do.
FL83-1026 (FL83-1058)	Apr. 22, 1983.
Georgia:	
AL80-1060 (AL1059)	Mar. 28, 1980.
GA82-1059 (GA83-1057)	Oct. 8, 1982.
Kentucky: AL80-1060 (AL83-1059)	Mar. 28, 1980.
Louisiana: AL80-1060 (AL83-1059)	Do.
Mississippi: AL80-1060 (AL83-1059)	Do.
New York: NY81-3033 (NY83-3043)	June 5, 1981.
Pennsylvania: PA81-3058 (PA83-3001)	Aug. 28, 1981.
Rhode Island: RI81-3042 (RI83-3042)	Aug. 21, 1981.
Tennessee: AL80-1060 (AL83-1059)	Mar. 28, 1980.
Texas: AL80-1060 (AL83-1059)	Do.

Signed at Washington, D.C., this 12th day of August 1983.

Dorothy P. Come,

Assistant Administrator, Wage and Hour Division.

BILLING CODE 4510-27-M

DECISION NO. CA83-5112 - Mod. #1
(48 FR 30557 - July 1, 1983)
Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Kings, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Benito, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo, and Yuba Counties, California

	Basic Hourly Rates	Fringe Benefits
Change:		
Bricklayers; Stonemasons:		
Area 1	$20.52	$6.10
Area 5	17.20	3.53
Area 6	20.10	3.87
Area 8	17.19	4.11
Brick Tenders:		
Area 3	15.24	3.46
Electricians:		
Area 4:		
Electricians	15.71	4.06+ 3%
Area 6:		
Electricians	24.01	4.95+ 3%
Cable Splicers	26.01	4.95+ 3%
Area 7:		
Electricians	17.08	1.54+ 25%
Cable Splicers	18.45	1.54+ 25%
Glaziers:		
Area 1	20.92	5.66
Area 5	16.40	5.52
Area 6	13.58	2.84
Ironworkers:		
Fence Erectros	16.41	8.53
Reinforcing, Ornamental, and Structural	17.30	8.53
Line Construction:		
Area 1:		
Groundmen	18.01	4.95+ 3%
Line Equipment Operators	21.61	4.95+ 3%
Linemen	24.01	4.95+ 3%
Cable Splicers	26.01	4.95+ 3%
Area 2: (Zone 1):		
Group 1	$19.93	$2.75+ 3½%
Group 2	18.01	2.75+ 3½%
Group 3	16.25	2.75+ 3½%
Group 4	15.51	2.05+ 3½%
Group 5	13.56	2.05+ 3½%
Group 6	13.56	2.05+ 3½%
Group 7	12.74	2.05+ 3½%
Zone Differential (Add to Zone 1 Rate:		
Zone 2 - $2.40		
Zone 3 - 3.15		
Zone 4 - 3.90		
Zone 5 - 5.15		
Area 12:		
Groundman	13.66	1.54+ 25%
Heavy Equipment Operators	15.37	1.54+ 25%
Linemen	17.08	1.54+ 25%
Cable Splicers	18.45	1.54+ 25%
Plumbers:		
Area 1	25.41	5.41
Area 2	25.86	6.79
Plumbers; Steamfitters:		
Area 4	22.03	5.80
Area 5	26.40	5.84
Terrazzo Workers:		
Area 1	20.52	6.10
Tile Setters:		
Area 1	20.76	4.17
Add:		
Electricians: (Area 5):		
Residential Electricians	10.25	1.20+ 3%

DECISION NO. CA82-5118 - Mod. #12
(47 FR 26513 - August 20, 1982)
Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Luis Obispo, Santa Barbara, and Ventura Counties, California

	Basic Hourly Rates	Fringe Benefits
Change:		
Bricklayers; Stonemasons:		
Area 2	$17.19	$4.11
Area 4	19.25	4.15
Area 5	17.40	4.56
Area 6	17.72	4.46
Electricians:		
Area 2:		
Electricians: Technicians	20.15	4.55+ 3%
Area 6:		
Electricians	20.80	5.10+ 3%
Cable Splicers	21.30	5.10+ 3%
Area 7:		
Electricians	21.73	3.36+ 3%
Cable Splicers	23.90	3.36+ 3%
Residential Electricians	10.90	3.36+ 3%
Area 11:		
Electricians	23.90	4.55+ 3%
Ironworkers:		
Fence Erectors	16.41	8.53
Structural, Ornamental, Reinforcing	17.30	8.53
Lathers:		
Area 4	18.06	6.56
Line Construction:		
Area 2:		
Groundman	15.11	4.55+ 3%
Lineman	20.15	4.55+ 3%
Area 10:		
Groundman	$18.86	$4.55+ 3%
Lineman	23.90	4.55+ 3%
Area 11:		
Groundman	16.65	3.18+ 3%
Lineman; Equipment Operators	22.20	3.18+ 3%
Cable Splicers	23.70	3.18+ 3%
Plumbers; Steamfitters:		
Area 2	18.14	5.53
Area 3	23.14	5.53
Sheet Metal Workers:		
Area 6	19.57	4.59+ 10%
Add:		
Electricians:		
Area 2:		
Residential Electricians	11.40	2.00+ 3%
Area 11:		
Residential Electricians	12.40	2.00+ 3%

DECISION #GA83-1002 - Mod. #5
(48 FR 2330 - January 21, 1983)
Clayton, DeKalb, & Fulton Counties, Georgia

CHANGE:

	Basic Hourly Rates	Fringe Benefits
Ironworkers	$12.95	1.97

DECISION #GA83-1003 - Mod. #5
(48 FR 2931 - January 21, 1983)
DeKalb & Fulton Counties, Georgia

CHANGE:

	Basic Hourly Rates	Fringe Benefits
Ironworkers	$12.95	1.97

DECISION #GA83-1035 - Mod. #1
(48 FR 19593 - April 29, 1983)
States of Georgia, North Carolina, South Carolina, Virginia, & Washington, D.C., and in Florida - all Counties on the Atlantic Coast and the Gulf Coast west to the Ancilla River and all tributary Waterways

CHANGE:
State of Georgia to read: Georgia (West to the Ancilla & Ocmulgee Rivers within the Jacksonville & Savannah Districts of the Corps of Engineers)

	Basic Hourly Rates	Fringe Benefits

DECISION NO. ID82-5129 - Mod #6
(47 FR 53612 - Nov 26, 1982)
Statewide Idaho

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
ELECTRICIANS:		
Area 1:		
Electricians	$18.95	3% + 3.33
Cable Splicers	19.35	3% + 3.33
Area 2:		
Electricians	15.05	4% + 2.25
Cable Splicers	16.56	4% + 2.25
Area 3:		
Electricians, Technicians	15.75	4% + 2.25
Cable Splicers	17.32	4% + 2.25
PAINTERS:		
Area 2:		
Painters and Tapers	12.25	1.78
Area 4:		
Work within 28 ft of surface:		
Painters and Tapers	12.88	2.06
Spray	13.77	2.06
Sandblasting; Steel	13.72	2.06
Work over 28 ft in height or downhole more than 28 ft		
Painters and Tapers	13.88	2.06
Spray	14.77	2.06
Sandblasting; Steel	14.72	2.06
POWER EQUIPMENT OPERATORS:		
Area 2: Zone 1:		
Group 1	13.01	3.95
Group 2	13.17	3.95
Group 3	13.54	3.95
Group 4	13.85	3.95
Group 5	14.02	3.95
Group 6	14.20	3.95
Group 7	14.56	3.95
Group 8	14.79	3.95
Group 9	15.02	3.95
Group 10	15.26	3.95

DECISION NO. IL83-2051
Mod # 2
DuPage, Grundy, Kane, Kendall, Lake, McHenry, & Will Counties, Illinois

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
ROOFERS:		
Will County	$16.50	2.85
Grundy County	14.70	1.96

DECISION NO. MA81-3054 -
MOD. #16
(46 FR 44631 - Sept. 4, 1981)
BARNSTABLE, BRISTOL, DUKES, ESSEX, MIDDLESEX, NANTUCKET, NORFOLK, PLYMOUTH AND SUFFOLK COUNTIES, MASS.

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
ELECTRICIANS:		
NORFOLK (Avon, Bolbrook, Randolph, Stoughton; PLYMOUTH (Remainder of County); BRISTOL (Easton):		
Electrical contracts over $75,000	15.98	1.00+ 17.5%
Electrical contracts under $75,000	11.99	1.00 17.5%

DECISION #MO83-4047-Mod#2
(48 FR 29428-June 24, 1983)
Statewide, Missouri

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
Truck Drivers:		
Zone 1:		
Group 1	12.76	3.75
Group 2	12.96	3.75
Group 3	13.27	3.75
Group 4	13.42	3.75
Group 5	12.54	3.75

DECISION NO. NV82-5113 -
Mod. #10
(47 FR 34300 - August 6, 1982)
Clark County (does not include the Nevada Test Site), Nevada

	Basic Hourly Rates	Fringe Benefits
Change:		
Change Mod. #7 published on June 17, 1983 to read Modification #8:		
Change Modification #8 published on August 12, 1983 to read Modification #9		
Plumbers; Steamfitters	$21.25	54.13

DECISION NO. NY83-3003 - MOD. #2 (48 FR 12647 - March 25, 1983) Onondaga County, New York	Basic Hourly Rates	Fringe Benefits
CHANGE:		
ASBESTOS WORKERS	18.28	3.03
BOILERMAKERS	18.16	3.381
BRICKLAYERS & STONE MASONS (Except Cicero & Dewitt Townships)	14.73	2.51
CARPENTERS		
Building	14.15	3.62
Heavy & Highway	12.40	3.595
CEMENT MASONS (Cicero and Dewitt Townships):		
Building	13.45	2.75
Heavy & Highway	12.25	2.75+a
ELECTRICIANS		
Elbridge and Skaneateles	18.00	2.85+3%
Remainder of County		
Electricians	16.50	3.25+3%
Cable Splicers	17.60	3.25+3%
ELEVATOR CONSTRUCTORS	17.47	3.00+ b+c
ELEVATOR CONSTRUCTORS' HELPERS	12.43	3.00+ b+c
ELEVATOR CONSTRUCTORS' HELPERS (PROBATIONARY)	8.735	
IRONWORKERS		
Structural, Ornamental, Machinery Mover, Reinforcing, Rigger	15.75	4.45
Sheeter	16.00	4.45
Sheeter, Bucker-up	15.87	4.45
LABORERS (HEAVY & HIGHWAY)		
CLASS A	11.64	2.45+a
CLASS B	11.84	2.45+a
CLASS C	12.04	2.45+a
CLASS D	12.24	2.45+a
LATHERS	14.15	3.62
MILLWRIGHTS & PILEDRIVERS	14.145	4.57+a
PAINTERS:		
Brush & Roller	12.10	3.05
Taping	12.35	3.05
Spray; Epoxy, and special coatings Brush & Roll Application	12.60	3.05
Sandblasting	12.95	3.05
Boatswain Chair	12.85	3.05
Swing	12.75	3.05
Structural Steel	12.70	3.05
Bridge	13.30	3.05
Sign	9.55	3.05
PLUMBERS	16.09	3.93
POWER EQUIPMENT OPERATORS (BUILDING CONSTRUCTION)		
CLASS 1	16.24	3.60+d
CLASS 2	15.41	3.60+d
CLASS 3	13.73	3.60+d
CLASS 4	17.21	3.60+d
CLASS 5	16.74	3.60+d
CLASS 6	18.24	3.60+d
CLASS 7	17.24	3.60+d
POWER EQUIPMENT OPERATORS (HEAVY AND HIGHWAY)		
CLASS I	15.19	3.60+a
CLASS II	14.69	3.60+a
CLASS III	13.26	3.60+a
CLASS IV	12.00	3.60+a
TRUCK DRIVERS (Building)		
Truck Drivers	13.58	2.45
Mechanics	13.78	2.45
Euclids	13.98	2.45

DECISION NO. NY83-3032 - MOD. #1 (48 FR 34629 - July 29, 1983) BRONX, KINGS, NEW YORK, QUEENS, RICHMOND COUNTIES, NEW YORK	Basic Hourly Rates	Fringe Benefits
CHANGE:		
BOILERMAKERS	19.09	37%+ .04

DECISION NO. PA81-3041 MOD. #12 (46 FR 34934 - July 6,1983) ALLEGHENY, ARMSTRONG, BEAVER, BEDFORD, BLAIR, BUTLER, CAMBRIA, CAMERON, CENTRE, CLARION, CLEARFIELD, CLINTON, CRAWFORD, ELK, ERIE, FAYETTE, FOREST FRANKLIN, FULTON, GREENE, HUNTINGDON, INDIANA, JEFFERSON, MERCER, LAWERENCE, McKEAN, MIFFLIN, POTTER, SOMERSET, VENANGO, WARREN, WASHINGTON, WESTMORELAND COUNTY, PA.	Basic Hourly Rates	Fringe Benefits
CHANGE:		
HEAVY & HIGHWAY CONSTRUCTION:		
Carpenters - Welder ZONE II	$14.33	28%

DECISION NO. PA81-3042 On Modification No. Nine to Road Decision No. PA81-3041.

DECISION NO. PA81-3072 MOD. #9 (46 FR 48851 - October 2, 1981) ADAMS & YORK COUNTIES, PENNSYLVANIA	Basic Hourly Rates	Fringe Benefits
CHANGE:		
LABORERS:		
General Laborers	$9.80	1.50
Operator of jackhammer (etc.)	10.00	1.50
Wagon drill operator	10.10	1.50
Handling of all material (etc.)	10.05	1.50
Laborers assisting tile (etc.)	9.85	1.50
Handling & using dynamite	10.15	1.50
Caisson work (top men)	10.05	1.50
Caisson work (bottom men)	10.25	1.50
Mixer man	10.20	1.50
Lathers	14.40	2.25
POWER EQUIPMENT OPERATORS:		
Group 1	15.25	25.6%+ a
Group 2	14.96	25.6%+ a
Group 3	14.09	25.6%+ a
Group 4	13.44	25.6%+ a
Group 5	12.97	25.6%+ a
Group 6	12.06	25.6%+ a
OMIT:		
POWER EQUIPMENT OPERATORS:		
Group 7	15.10	25.6%+ a
Group 7-A	15.35	25.6%+ a
Group 7-B	15.59	25.6%+ a

DECISION NO. PA81-3073
MOD. NO. 5
(46 FR 48853 - October 2, 1981)
Northumberland County, Pennsylvania

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
Boilermakers	$19.33	2.415
Carpenters	13.22	2.25
Cement Masons	13.20	.01
POWER EQUIPMENT OPERATORS:		
Group 1	15.25	25.6%+a
Group 2	14.96	25.6%+a
Group 3	14.09	25.6%+a
Group 4	13.44	25.6%+a
Group 5	12.97	25.6%+a
Group 6	12.06	25.6%+a
OMIT:		
POWER EQUIPMENT OPERATORS:		
Group 7	15.10	25.6%+a
Group 7-A	15.35	25.6%+a
Group 7-B	15.59	25.6%+a

DECISION NO. PA82-5008
MOD. NO. 8
(47 FR 8487 - February 26, 1982)
BUCKS, CHESTER, DELAWARE, MONTGOMERY & PHILADELPHIA COUNTIES, PENNSYLVANIA

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
Electricians	$18.13	23%
IRONWORKERS:		
Structural & Ornamental	16.75	6.30
Rigger, machinery mover	17.95	5.48
Reinforcing	17.07	5.50
LINE CONSTRUCTION:		
Journeymen	19.09	.80+6%
Winch truck operator	13.31	.80+6%
Groundman	11.38	.80+6%

DECISION NO. PA82-3007
MOD. #15
(47 FR 8529 - February 26, 1982)
BUCKS, CHESTER, DELAWARE, MONTGOMERY & PHILADELPHIA COUNTIES, PENNSYLVANIA

	Basic Hourly Rates	Fringe Benefits
CHANGE:		
Boilerkakers		
Zone 1	$19.33	2.415
Electricians		
Zone 1		
Commercial	18.13	23%
Residential up to and including 4 stories	16.99	22%
Ironworkers:		
All Other Work		
Zone 3		
Structural & ornamental	16.75	6.30
Reinforcing	17.07	5.50
Rigger, machinery mover	17.95	5.48
Lathers	14.67	5.01
Line Construction:		
Zone 1		
Linemen	19.09	.80+6%
Groundman	11.38	.80+6%
Winch truck op.	13.31	.80+6%
Painters:		
All Other Work		
Zone 1		
Brush	15.00	2.78
Spray, Steel & Swing	15.55	2.78
Roller	15.00	2.78
Zone 4		
Brush	14.86	3.28
Steel	15.61	3.28
Piledrivermen	14.82	6.16+f
Roofers:		
Residential structure of not more than 4 stories Re-roofing		
Zone 1	13.20	2.10
Roofers:		
All Other Work		
Zone 1		
Commercial		
Composition, damp & waterproofers	18.17	2.75+e
Marble Setters Finishers	11.62	3.85
Tile Setters:		
All Other Work	12.50	4.10
Tile Setters Finishers	11.39	3.39
Terrazzo Workers Finishers	11.60	3.65

DECISION NO. PA82-3011 - MOD. NO. #5 (47 FR 10963 - March 12, 1982) Bradofrd, Tioga, & Union Counties, Pennsylvania	Basic Hourly Rates	Fringe Benefits
CHANGE:		
CARPENTERS	$13.22	$2.25
CEMENT MASONS	11.90	
LABORERS:		
Unskilled Laborers, Scaffold Builders, Wrecking, Window Cleaners & Demolition	9.10	1.40
Operators of Jackhammers, Paving Breakers, Vibrator & other pneumatic & mechanical tools coming under the jurisdiction of Laborers, Wagon Drill operators, Excavating for Caisson, under pinning & Pier Holes (below 12') nonmetallic pipe layers, Blasterers Tenders, Mortar Men (mixed by hand), handling & using cutting or burning torches in the wrecking of buildings,		
Masons Tenders	9.25	1.40
LATHERS	13.22	2.25
LINE CONSTRUCTION:		
Linemen, Dynamite man, equipment operators	15.64	.65+3-1/2%
Winch truck operators	10.94	"
Groundman	10.46	"
PILEDRIVERMEN	14.82	6.16+d
PLASTERERS	12.70	
ROOFERS:		
Composition & Kettlmen	14.55	2.10
SHEET METAL WORKERS	15.92	2.00
POWER EQUIPMENT OPERATORS:		
GROUP 1	15.25	25.6%
GROUP 2	14.96	25.6%
GROUP 3	14.09	25.6%
GROUP 4	13.44	25.6%
GROUP 5	12.97	25.6%
GROUP 6	12.06	25.6%
OMIT:		
POWER EQUIPMENT OPERTORS:		
GROUP 7	15.10	25.6%
GROUP 7-A	15.35	25.6%
GROUP 7-B	15.59	25.6%

Basic Hourly Rates	Fringe Benefits

DECISION NO. PA82-3012 - MOD. NO. #5 (47 FR 9681 - March 5, 1982) Columbia, Montour, & Snyder Counties, PA.	Basic Hourly Rates	Fringe Benefits		Basic Hourly Rates	Fringe Benefits
CHANGE:					
CARPENTERS	$13.22	$2.25	Snyder County:		
GLAZIERS			General Laborers: Air,		
Snyder County	13.51	1.66	fuel and electric tool		
LABORERS:			operators and all		
Columbia County:			other pneumatic and		
Unskilled laborers and			mechanical tools, in-		
window washer	10.19	2.60	cluding blow pipe and		
Mason Tenders and			vacuum cleaners.		
Scaffold Builders	10.59	2.60	Cassion workers (top		
Pneumatic Electrical			men), pipelayers for		
tool op. under the			all clay, terra cotta,		
jurisdiction of			ironstone, vitrified		
laborers 2' pump-non-			concrete or non-metal-		
metallic pipe laying			lic pipe & the making		
and making joints clay			of joints for same.		
terra cotta, ironstone			Power-buggy, precast		
vitrified concrete,			slab placers & signal		
handling of burning			men, blaster helper,		
torches, asphalt or			excavation of all		
other hot material;			foundation, digging of		
cement finishers and			trenches, piers and		
blasters helpers,			manholes. Wrecking		
power buggies, and			and moving of all		
walk along hoist	10.29	2.60	structures. Under		
Plasterers tenders,			pinning & shoring,		
blasters and wagon			stripping, dismantling,		
drill operator	10.44	2.60	oiling & moving of		
Montour County:			concrete forms, load-		
Unskilled laborers,			ing, and carring of		
scaffold builders,			reinforcing steel,		
wrecking, window			handling & distribut-		
cleaners & demolition	9.10	1.40	ion of lumber and all		
Operators of jackhammer			other building mat-		
paving breakers, vib-			erial to stock piles,		
rators & other pneu-			piles, unloading,		
matic & mechanical			carring, distribution,		
tools coming under the			and laying of precast		
jurisdiction of labor-			concrete slabs and		
ers, wagon drill ope-			planks for flooring &		
rators, excavating for			roofing, general clean		
caisson, under pinning			up & removal of re-		
& pier holes (below 12'			fudge, debris and all		
12') nonmetallic pipe			scrap material(s),		
layers, plasterers			vibrator operator		
tenders, mortar men			(concrete placing -		
(mixed by hand), hand-			whose power is suppl-		
ling & using cutting			ied by compressed air,		
or burning torches in			electric gasoline &		
the wrecking of build-			any other means	$10.15	$1.42
ings, mason tenders	9.25	1.40			

DECISION NO. PA82-3012, MOD. # 5, CONT'D.

	Basic Hourly Rates	Fringe Benefits
LABORERS (CONT'D):		
Semi-Skilled: Cassion worker (bottom men), blasters, wagon air track and diamond operators, burning torches, green cutting machine (nozzle men), and steam jenny, plaster & cement mason tenders, machine mixers, plater pump and scaffold builders (excluding masonary scaffolding, sandblasting, nozzle men):	$10.62	$1.43
Nursery Workers: Window washers, floor scrubbers, and watchmen. Tenders of propane gas burners, salamanders, smudge pots, toolroom workers, fire watch.	9.55	1.43
Mason tenders, machine mixers, motorized stockers, scaffold builders (masonry), mortar pump, conveyors, mechanical cleaners, & sandblasting for masonry and masonary equipment.	11.12	1.33
LATHERS	13.22	2.25
LINE CONSTRUCTION:		
Linemen, dynamite man, heavy equipment operators	15.64	6.5+3 3/8%
Winch Truck Operators	10.94	6.4+3 3/8%
Groundman	10.46	6.4+3 3/8%
PLASTERERS	12.70	6.4+2 3/8%
PILEDRIVERMEN	14.82	6.16+d
ROOFERS:		
Columbia & Montour Cos.	14.55	2.10
SHEET METAL WORKERS	15.92	2.00
POWER EQUIPMENT OPERATORS:		
GROUP 1	$15.25	25.6%
GROUP 2	14.96	25.6%
GROUP 3	14.09	25.6%
GROUP 4	13.44	25.6%
GROUP 5	12.97	25.6%
GROUP 6	12.06	25.6%
PLUMBERS	16.80	2.39
STEAMFITTERS	16.80	2.39
OMIT:		
POWER EQUIPMENT OPERATORS		
GROUP 7	15.10	25.6%
GROUP 7-A	15.35	25.6%
GROUP 7-B	15.59	25.6%

DECISION NO. PR83-3031 - MOD. #1
(48 FR 34632 JULY 29, 1983)
PUERTO RICO, ISLAND WIDE

CHANGE:	Basic Hourly Rates	Fringe Benefits
Air Conditioning and Heating Mechanics Helpers	$3.70	
Plasterers	4.90	
Plumbers & Pipefitters	3.70	

DECISION NO. TN82-2056 - MOD. #5
(47 FR 51511 - November 19, 1982)
Hamilton, Marion, Polk & Rhea Counties, Tennessee

Change:	Basic Hourly Rates	Fringe Benefits
Bricklayers & Stone Masons:		
Polk County	$12.75	
All Other Counties	14.42	1.55

DECISION NO. VA82-3034-Mod. #3
(47 FR 54746-December 3, 1982)
The Cities of CHESAPEAKE, PORTSMOUTH, & VIRGINIA BEACH

CHANGE:	Basic Hourly Rates	Fringe Benefits
ELECTRICIANS & CABLE SPLICERS	$12.00	1.00+ 5%

SUPERSEDEAS DECISION

STATES: ALABAMA, ARKANSAS, FLORIDA (West of the Aucilla River), GEORGIA (West of the Aucilla and Ocmulgee Rivers within the boundaries of the Mobile District of the Corps of Engineers), KENTUCKY, LOUISIANA, MISSISSIPPI, TENNESSEE, & TEXAS.
DECISION NUMBER: AL83-1059 DATE: DATE OF PUBLICATION
Supersedes Decision Number AL80-1060, dated March 28, 1980, in 45 FR 20649.
DESCRIPTION OF WORK: DREDGING PROJECTS along the Gulf of Mexico Coast Area including the Mississippi River and its tributaries to the Ohio River.

	Basic Hourly Rates	Fringe Benefits
DREDGES 16" & OVER:		
Leverman	$ 6.10	
Dredge tender operator	5.14	
First Assistant Engineer	6.06	
Second Assistant Engineer	5.50	
Third Assistant Engineer	5.06	
Deckhand	3.88	
Shoreman	3.90	
Fireman	4.48	
Oiler	4.00	
Truck driver	3.90	
Welder	5.47	
DREDGES UNDER 16":		
Leverman	4.25	
Dredge tender operator	3.60	
Deckhand	3.35	
Oiler	3.50	
Welder	3.80	
HYDRAULIC DREDGING:		
First cook	$ 3.90	
Second cook	3.65	
Cook helper - Mess boy	3.35	
Janitor - Cabin boy	3.85	
Handyman	4.33	
DERRICK OPERATOR	5.38	
BOOSH OPERATOR	5.53	
MARSH SPOUT DRAGLINE:		
Operator	6.70	
Oiler	6.33	
Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5 (a) (1) (ii)).		

SUPERSEDEAS DECISION

STATE: FLORIDA COUNTY: DUVAL
DECISION NUMBER: FL83-1058 DATE: DATE OF PUBLICATION
Supersedes Decision No. FL83-1028 dated April 22, 1983 in 48 FR 17502.
DESCRIPTION OF WORK: BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments of four stories or less).

	Basic Hourly Rates	Fringe Benefits
ASBESTOS WORKERS	$15.65	1.88
BOILERMAKERS	16.20	3.315
BRICKLAYERS	12.25	1.41
CARPENTERS & PILEDRIVERMEN	12.63	1.68
CEMENT MASONS	11.51	1.36
ELECTRICIANS:		
Wireman	13.30	2.37+ 3%
Cable Splicer	13.65	2.37+ 3%
ELEVATOR CONSTRUCTORS:		
Mechanic	13.11	2.69+ a
Helper	9.18	2.69+ a
Probationary Helper	6.555	
IRONWORKERS	14.00	1.78
LABORERS:		
Gunnite Workers, Mechanical Tool Oper., Power Buggy Oper., & Pipelayers	8.52	.80
Unskilled	8.32	.80
LINEMEN:		
Linemen	13.40	3.25+ 3%
Cable Splicer	13.60	3.25+ 3%
Heavy Equipment Oper.	11.00	2.24+ 3%
Winch Truck Oper.	8.75	1.94+ 3%
Groundmen	6.50	1.63+ 3%
MILLWRIGHTS	$14.04	1.67
PAINTERS	11.05	1.30
PLASTERERS	9.00	.70
PLUMBERS	15.15	1.62
ROOFERS:		
Roofers	12.66	1.275
Kettlemen	9.50	1.275
SHEET METAL WORKERS	13.63	2.36+ 3%
SPRINKLER FITTERS	15.00	2.88
WELDERS-Receive rate prescribed for craft to which welding is incidental		
POWER EQUIPMENT OPERATORS:		
Group I	13.84	1.95
Group II	12.46	1.95
Group III	10.06	1.95

POWER EQUIPMENT OPERATORS: Classification Definitions.

GROUP I - Crane or Derrick oper., clam shell oper., Dragline oper., Pile-driver Oper. including Auger & Boring Machine Oper. for Drilling in Piling, Backhoe Oper., Hydra Crane Oper., Gradall Oper., Shovel Oper., Patrol Oper., Cableways Oper., Tugboat Captain (150 hp or more), Bulti-Bowl Oper. (similar to R.G. LaTourneau Model L-60-2 or 3 twenty cubic yard Scrapers), Side Boom Cat Oper., Multi-Drum Hoist Oper. for Rigging Work, Mechanic (heavy equipment), Tower Crane Oper., (stationary, climbing, & travelling), Gantry Crane Oper., Locomotive Crane Oper., Bridge Crane Oper. (over 20 ton capacity), Concrete Pump w/Boom (mobile) Oper., High lift or Forklift Oper. (10 ft. or higher).

GROUP II - Bulldozer, Bridge Crane (20 tons & under), Highlift or Forklift (less than 10 ft), Straddle Buggy, Hoist (other than Rigging work) including Winch Truck Oper. where Winch Truck is not Mobile & used as a Hoist, Trenching Machine, (ladder & wheel type) over 6 ft. cut & over 24 inches in width, Concrete Paver, Scraper, Front End Loader, Fireman-Floating Equipment, Mobile Winch Truck, Self-Propelled Sub-Grader, Asphalt Paving Machine, Lubricating Engineer (Mobile Plant, Pavement Breaker.

GROUP III - Tractor Operated Sweeper, Trenching Machine (ladder & wheel type) maximum cut 6 ft & maximum width 24 inches Fireman, Self-Propelled Roller, Wellpoint Pump & Supervise Installation (one operator for 3 pumps, not including standby units, w/in 300 ft radius), Asphalt Distributor, Water Truck Driver, Motor Boat, Oiler, Pumpman (other than wellpoint) up to 6 including Pumps w/in 300 ft. radius, Conveyor (motor operated), Welding Machine (3 or more Combustion Type), Pulver Mixer, Compressor (from 1 up to 6 including 3 compressors) w/in 300 ft. radius, Self-Propelled Sweeper, Combination Pump, Compressor & Combustion Type Welding Machine, (any group of 3 units) with 300 ft. radius, Concrete Mixer, Concrete Pump, Tractor, Street Sweeping Machine.

FOOTNOTE:
a. Six Paid Holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, & Christmas Day.

Employer contributes 6% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years; 8% for employee who has worked in business more than 5 years.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5(a)(1)(ii)).

SUPERSEDEAS DECISION

STATE: GEORGIA COUNTY: RICHMOND
DECISION NUMBER: GA83-1057 DATE: DATE OF PUBLICATION
Supersedes Decision Number GA82-1059, dated October 8, 1982, in 47 FR 44664.
DESCRIPTION OF WORK: BUILDING CONSTRUCTION PROJECTS (does not included single family homes and apartments up to and including four (4) stories).

	Basic Hourly Rates	Fringe Benefits
BOILERMAKERS	$16.20	3.315
BRICK & BLOCK MASONS	11.52	
CARPENTERS	10.17	
CEMENT MASONS	10.31	
DRYWALL FINISHERS	8.19	
DRYWALL HANGERS	10.17	
ELECTRICIANS	14.10	3% + 1.60
ELEVATOR CONSTRUCTORS:		
Mechanics	12.65	2.69+a
Helpers	8.855	2.69+a
Probationary helpers	6.325	
GLAZIERS	8.65	
IRONWORKERS	12.09	
LABORERS - GENERAL	5.65	
MECHANICAL INSULATORS (Heat & Frost)	11.18	
MILLWRIGHTS	11.60	
PAINTERS	8.19	
PLUMBERS & PIPEFITTERS	12.12	
ROOFERS	5.00	
SHEET METAL WORKERS	10.45	
SPRINKLER FITTERS	11.31	
TRUCK DRIVERS	7.44	

WELDERS: Receive rate prescribed for craft performing operation to which welding is incidental.

	Basic Hourly Rates	Fringe Benefits
POWER EQUIPMENT OPERATORS:		
Air Compressors:		
600 CFM & Over	$12.20	1.87
Under 600 CFM	9.86	1.87
Backhoe	8.65	
Bulldozer	8.18	
Crane	13.63	1.87

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5 (a) (1) (ii)).

FOOTNOTE 'a': Seven Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Friday after Thanksgiving Day; Christmas Day.
Vacation Pay Credit: Employer contributes 8% of the basic hourly rate for employees with 5 years or more of service, or 6% for employees with 6 months to 5 years or service.

SUPERSEDEAS DECISION

STATE: NEW YORK
DECISION NO.: NY83-3043
COUNTIES: BROOME & CHENANGO
DATE: DATE OF PUBLICATION

Supersedes Decision No. NY81-3033 dated June 5, 1981 in 46 FR 30277

DESCRIPTION OF WORK: Building Construction (does not include single family homes and apartments up to and including 4 stories), Heavy & Highway Construction Projects.

	Basic Hourly Rates	Fringe Benefits
ASBESTOS WORKERS	18.28	3.09
BOILERMAKERS	18.16	3.381
BRICKLAYERS (BROOME AND CHENANGO COUNTIES (Twps. of Tyner, Oxford, Smithville Flats, Brisben, Genegantslet, Green, Coventry, Coventryville, West Bainbridge, North Afton and Afton): Bricklayers, Cement Masons, Plasterers, Stone Masons, Tile Setters, Terrazzo Workers, Marble Masons, Pointers, Caulkers & Tuckers	13.40	1.72
Cement Masons (Heavy & Highway)	13.36	2.15
CHENANGO County (Remainder of County) Bricklayers, Cement Masons, Plasterers, & Stone Masons Total project cost under $300,000	13.06	2.20
Total project cost over 300,000	14.66	2.20
Marble Mason, Tile & Terrazzo Workers	14.26	2.20
Cement Masons (Heavy & Highway)	13.36	2.20
CARPENTERS BROOME AND CHENANGO COUNTIES (Twps. of Afton and the Southwest portion of Greene) Carpenters & Soft Floor Layers	13.41	1.82
Millwrights & Piledrivermen (Building)	13.66	1.82
Carpenters & Piledriver-,en (Heavy & Highway)	14.17	1.825
CHENANGO COUNTY (Remainder of County) Carpenters, Dockbuilders, Millwrights & Piledrivermen	14.20	4.48
ELECTRICIANS CHENANGO COUNTY (Twps. of New Berlin & Sherburne) Electricians	15.45	2.58+ 3%
Cable Splicers	16.95	2.58+ 3%
BROOME & CHENANGO COS., (Remainder of County) Electricians	15.13	3.12+ 3%
Cable Splicers	17.28	3.12+ 3%
ELEVATOR CONSTRUCTORS BROOME & CHENANGO COS. (Except twps. of Columbus, New Berlin & Sherburne) Elevator Constructors	14.48	2.69+ a+b
Elevator Constructors' Helpers	10.14	2.69+ a+b
Elevator Constructors Probationary Helper	7.24	
GLAZIERS	10.92	1.68
IRONWORKERS CHENANGO COUNTY (Twps. of Smyra, Sherburne, New Berline, Columbus, Plymouth east of East Branch Creek, & North Norwich) Structural, Ornamental, Reinforcing, Rodmen, Riggers, Machinery Movers & Stone Derrickmen	13.75	2.70
Sheeter	14.00	2.70
Sheeter, Bucker-up	13.875	2.70
CHENANGO COUNTY (Twps. of Lincklaen, Pitcher, Otselic, Pharsalia, Plymouth-west of West Branch Creek) Structural, Ornamental, Reinforcing, Rodmen,		

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	Basic Hourly Rates	Fringe Benefits
IRONWORKERS (CONT'D) Riggers, Machinery Movers & Stone Derrickmen	13.75	2.70
Sheeter	14.00	2.70
Sheeter Bucker-up	13.875	2.70
BROOME AND CHENANGO COS. (Remainder of County) Structural, Ornamental, Reinforcing, Rodmen, Riggers, Machinery Movers, Fence Erector & Stone Derrickmen	14.55	2.75
Sheeters	14.80	2.75
Sheeters, Bucker-up	14.675	2.75
LABORERS (BUILDING): CHENANGO COUNTY (Twps. of Columbus, New Berlin, and Sherburne): Total project cost over $500,000: Group 1	11.25	2.62
Group 2	11.40	2.62
Group 3	11.50	2.62
Group 4	11.85	2.62
Total project cost under $500,000: Group 1	9.73	2.62
Group 2	9.88	2.62
Group 3	9.98	2.62
Group 4	10.33	2.62
BROOME & CHENANGO COS. (Remainder of County)	12.24	2.05
LABORERS (HEAVY & HIGHWAY): CHENANGO COUNTY (Twps. of Columbus, New Berlin and Sherburne): Class A	10.97	3.12+ c
Class B	11.17	3.12+ c
Class C	11.37	3.12+ c
Class D	11.57	3.12+ c
BROOME & CHENANGO COS. (Remainder of County) Class A	12.04	2.05+ c
Class B	12.24	2.05+ c
Class C	12.44	2.05+ c
Class D	12.64	2.05+ c
LATHERS Total project cost over $500,000	10.805	.26
Total project cost under $500,000	9.16	.26
LINE CONSTRUCTION Electrical Overhead & Underground Distribution Work & Signal Work For RR And For R.E.A. Where No Other Trade Is Or Has Been Involved Journeyman Lineman & Technician	14.20	5%+ 3.95+d
Cable Splicer	18.92	5%+ 3.95+d
Groundman Digging Machine Operator, Groundman Dynamite Man	12.78	5%+ 3.95+d
Groundman Mobile Equipment Operator, Mechanic First Class, Ground Truck Driver	11.36	5%+ 3.95+d
Groundman Truck Driver (Tractor Trailer)	12.07	5%+ 3.95+d
Driver Mechanic, Groundman - Experienced	10.65	5%+ 3.95+d

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	Basic Hourly Rates	Fringe Benefits
LINE CONSTRUCTION: (CONT'D)		
All Overhead Transmission Line Work and Lighting for Athletic Fields		
Journeyman Lineman & Technician	16.32	5%+ 3.95+d
Groundman Digging Machine Operator, Groundman Dynamite Man	14.688	5%+ 3.95+d
Groundman Mobile Equipment Operator, Mechanic First Class Groundman Truck Driver	13.056	5%+ 3.95+d
Groundman Truck Driver (Tractor Trailer Unit)	13.872	5%+ 3.95+d
Driver Mechanic Groundman	12.24	5%+ 3.95+d
Sub-Station, Switching Structures (when not part of the line), Electrical, Telephone or CATV Commercial Work, Street Lighting & Signal Systems Where Other Trades Involved		
Journeyman Lineman & Technician	17.20	5%+ 3.95+d
Cable Splicer	18.92	5%+ 3.95+d
Groundman Digging Machine Operator, Groundman Dynamite Man	15.48	5%+ 3.95+d
Groundman Mobile Equipment Operator, Mechanic First Class, Groundman Truck Driver	13.76	5%+ 3.95+d
Groundman Truck Driver (Tractor Trailer Unit)	14.62	5%+ 3.95+d
Driver Mechanic, Groundman	12.90	5%+ 3.95+d
All Pipe type Cable Installations Maintenance Jobs or Projects		
Journeyman Lineman	17.20	5%+ 3.95+d
Certified Lineman Welder	18.06	5%+ 3.95+d
Cable Splicer	18.92	5%+ 3.95+d
Groundman Equipment Operator	17.20	5%+ 3.95+d
Groundman Truck Driver (Tractor Trailer Unit)	14.62	5%+ 3.95+d
Groundman Truck Drivers	13.76	5%+ 3.95+d
Groundman	12.90	5%+ 3.95+d
PAINTERS		
Painters	10.75	1.55
Spray Epoxy	12.00	1.55
Bridges	12.22	1.55
Structural Steel, Spray, Steeple Jack	11.75	1.55
Epoxy	11.00	1.55
Swing Chair, Swing Scaffolf, Roll over 10" and Sandblasting	11.25	1.55
PLUMBERS & STEAMFITTERS		
Total project cost over $500,000	14.87	2.13
Total project cost under $500,000	11.41	2.13
POWER EQUIPMENT OPERATORS (BUILDING CONSTRUCTION):		
CLASS I	9.75	1.50+e
CLASS II	9.50	1.50+e
CLASS III	9.25	1.50+e
CLASS IV	9.00	1.50+e
CLASS V	8.70	1.50+e
CLASS VI	7.33	1.50+e

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	Basic Hourly Rates	Fringe Benefits
POWER EQUIPMENT OPERATORS (HEAVY AND HIGHWAY CONSTRUCTION):		
GROUP I	15.19	3.60+e
GROUP II	14.69	3.60+e
GROUP III	13.26	3.60+e
GROUP IV	12.00	3.60+e
ROOFERS	14.35	2.19
SHEET METAL WORKERS		
BROOME COUNTY	14.95	2.19+ 3%
SPRINKLER FITTERS	16.92	2.83
TRUCK DRIVERS (HEAVY & HIGHWAY):		
CLASS 1	12.39	2.40+e
CLASS 2	12.44	2.40+e
CLASS 3	12.49	2.40+e
CLASS 4	12.64	2.40+e
CLASS 5	12.79	2.40+e

WELDERS - receive rate prescribed for craft performing operation to which welding is incidental

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5 (a)(1)(ii)).

PAID HOLIDAYS:

A-New Years Day, B-Memorial Day, C-Independence Day, D-Labor Day, E-Thanksgiving Day, F-Christmas Day

FOOTNOTES:

a. Paid Holidays A through F plus the day after Thanksgiving

b. Employer contributes 8% if basic hourly rate for 5 years or more of service and 6% of basic hourly rate for 6 months to 5 years as vacation pay credit.

c. Paid Holidays A through F, provided the employee has worked the day before and after the holiday.

d. Paid Holidays A through F plus Washington's Birthday, Good Friday, and Election Day for the Presient of the United States and Election Day for the Governor of New York State, provided the employee works the day before or the day after a holiday

e. Paid Holidays A through F, providing the employee works the day before and the day after the holiday

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CLASSIFICATION DESCRIPTIONS

LABORERS (BUILDING CONSTRUCTION):
CHENANGO COUNTY (Twps. of Columbus, New Berlin, South New Berlin and Sherburne):

Group 1: Unskilled

Group 2: Mortar mixer, plasterer mixer, power buggy man, asphalt worker, chipping hammer 12 lbs. or over, tamp vibrator operator and chain saw operator.

Group 3: Powderman, pipelayer, form and joint setter, concrete gunite, sandblasting, epoxy, wagon drill, jackhammer track drill.

Group 4: Blasters.

LABORERS (HEAVY & HIGHWAY CONSTRUCTION):

CLASS A: Laborers, drill helpers, flagmen, outboard and hand boats.

CLASS B: Bull float, chain saw, concrete aggregate, bin concrete bootman, gin buggy, hand or machine vibrator, jackhammer, mason tender, mortar mixer, pavement breaker, handlers of all steel mesh, small generators for laborers' tools, installation of bridge drainage pipe, pipelayers, vibrator type rollers, tamper, drill doctor, tail or screw operator on asphalt paver, water pump operator (1½" and single diaphram), nozzle (asphalt gunnite, seeding and sandblasting), laborers on chain link fence erection, rock splitter and power unit, pusher type concrete saw and all other gas, electric, oil and air tool operators, wrecking laborer.

CLASS C: All rock or dill machine operators (except quarry master and similar type), acetylene torch op., asphalt raker, powderman.

CLASS D: Blasters, form setter, stone or granite curb setters.

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POWER EQUIPMENT OPERATORS (BUILDING CONSTRUCTION):

CLASS I: Cranes with boom and jib, 175 feet and over

CLASS II: Cranes with boom and jib, 130 feet and over

CLASS III: Cranes with boom and jib, 100 feet and over

CLASS IV: Automatic fine grader, backhoe, cableway, caisson auger, cherry picker (straddle - mobile type), cherry picker (hydraulic crane) over 5 ton, not more than (4), crane, derrick, diesel power unit, dragline, excavators (gradall type, hydraulically operated), front end loader (4 cubic yards and over), high speed conveyors (in one line), piledriver, shovel, two and three drum hoist, vibro or sonic hammer controls (when not mounted by rig operator), tower crane

CLASS V: "A" frame truck (when used in setting of installation of material), bulldozer, carry-all scrapper, cherry picker (5 ton or under), compressor (300 cubic feet and over), concrete paver and mixer, (16S and over), concrete pump, core boring machine, machine, crop dryer (when used as heater), dinkey locomotive, elevator cage hoist, fork lift, full time welder on maintenance, front end loader (under 4 cubic yard), grease truck, high pressure boiler, one drum hoist, maintenance engineer, post hole digger, power grader, pumps (4 inch and over), roller, side boom, test boring machine, tractor mounted backhoe, trenching machine, two cage elevator hoist, tugger hoist, vibto tamp, well drill, well point system

CLASS VI: Concrete mixer (under 16S), conveyor, (over 12 foot), firemen, hydraulic pumps, oiler, mechanical heaters (more than two (2) mechanical heaters), power driven welding machine (300 amp. and over, other than all electric - one welding machine under 300 amp. will not require an engineer unless in a battery), pump (under 4 inch), tractor (farm type), steam jenny

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POWER EQUIPMENT OPERATORS (HEAVY AND HIGHWAY CONSTRUCTION):

Group I: Automated concrete spreader (CMI), automatic fine grader, backhoe (except tractor mounted, rubbertired), belt placer (CMI type), blacktop plant (automated), cableway, caisson auger, central mix concrete plant (automated), cherry picker, (over 5 tons capacity) concrete pump (8" or over) crane, cranes & derricks (steel erection), dragline, dredge, dual drum paver, excavator (all purpose-hydraulically operated)(gradall or similar), fork lift (factor rated 15 ft. and over), front end loader (4 c.y. and over), machine or mole, over head crane (gantry or straddle type), piledriver, power grader, quarry master (or equivalent), scraper, shovel, sideboom, slip form paver (if second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel.

Group II: Backhoe (tractor mounted, rubber tired), bituminous spreader and mixer, blacktop plant (non-automated), blast or rotary drill (truck or tractor mounted), boring machine, cage-hoist, central mix plant (non-automated) and all concrete batching plants, cherry picker (5 tons capacity concrete paver (over 16S), concrete pump (under 8"), crusher, diesel power unit, drill rigs (tractor mounted), front end loader (under 4 c.y.), hi-pressure - boiler (15 lbs. and over), hoist (one drum) Kolman plant loader and similar type loaders (if another man is required to clean screen or to maintain the equipment, he shall be an oiler), locomotive, maintenance engineer/greaseman/welder, mixer (for stabilized base self-propelled), monorail machine, plant engineer, pump crete, ready mix concreteplant, refrigeration equipment (for soil stabilization), road widener, roller (all above subgrade), tractor with dozer and/or pusher, trencher, tugger-hoist, winch, winch cat.

Group III: A-frame truck, compressors (4 not to exceed 2000 C.F.M. combined capacity; or 3 or less with more than 1200 C.F.M. but not to exceed 2000 C.F.M.), compressors (any size but subject to other provisions for compressors), dust collectors, generators, pumps, welding machines (4 of any type of combination), concrete pavement spreaders and finishers, conveyor, drill-core, drill-well, electric pumps used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift (under 15 ft.), gunite machine, hammers (hydraulic-self-propelled), post hole digger and post driver, power sweeper, roller (grader and fill), submersible electric pump (when used in lieu of well point system), tractor with towed accessories, vibratory compactor, vibro tamp, well point.

Group IV: Aggregate plant, boiler (used in conjunction with production), cement and bin operator, compressors (3 or less not to exceed 12 C.F.M. combined capacity), compressor (any size, but subject to other provisions for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete paver or mixer (16S and under), concrete saw (self-propelled), fireman, form tamper, hydraulic pump (jacking system), light plants, mulching machine, oiler, parapet-concrete or pavement grinder, power broom (towed), power heaterman, revinius widerner, shell winder, steam cleaner, tractor.

DECISION NO. NY83-3043

TRUCK DRIVERS (HEAVY & HIGHWAY CONSTRUCTION):

CLASS 1: Warehouseman, yardmen, truck helpers, pickups, panel trucks, flat-boy material trucks (straight jobs), single axle dump trucks, dumpsters, material checkers and receivers, greasers, truck tiremen, mechanic helpers and parts chaser.

CLASS 2: Tandems, batch trucks, mechanics and dispatcher.

CLASS 3: Semi-trailers, low-boy trucks, asphalt distributors trucks, agitator, mixer trucks and dumpcrete type vehicles, truck mechanic.

CLASS 4: Specialized earth moving equipment - euclid type or similar off-highway equipment, where not self loaded, and straddle (ross) carrier.

CLASS 5: Off-highway tandem back-dump, twin engine equipment and double hitched equipment where not self loaded.

SUPERSEDEAS DECISION

STATE: Pennsylvania COUNTIES: Adams, Berks, Bradford, Carbon, Columbia, Cumberland, Dauphin, Juniata, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, Monroe, Montour, Northampton, Northumberland, Perry, Pike, Schuylkill, Snyder, Sullivan, Susquehanna, Tioga, Union, Wayne, Wyoming and York

DECISION NUMBER: PA83-3001 DATE: Date of Publication

Supersedes Decision No.: PA81-3058 dated August 28, 1981, in 46 FR 43596

DESCRIPTION OF WORK: Heavy and Highway Construction excluding Sewage and Water Treatment Plants Projects.

	Basic Hourly Rates	Fringe Benefits
HEAVY & HIGHWAY CONST.:		
CARPENTERS/PILEDRIVERMEN	$11.57	$2.20
CEMENT MASONS:		
Starting at the Franklin County line of Route 30 at the Tuscarora Mountains, follow the Franklin County line to Juniata County line; following Juniata Co. line to Susequehanna River then across Susequehanna River to the Dauphin Co. line; continue on the Dauphin County line to the Lebanon County line to where Route 501 intersects the Lebanon Co., then follow Route 501 to Lancaster County line; thence West to Susquehanna River to Route 920 and continue to Goldsboro, Lewisberry, and Rossville to Dillsburg; thence on Route 15 to Heidlersburg; thence on Route 234 to junction with Route 334, up Routes 334 and 34 to junction of road immediately South of Fayetteville; thence through New Franklin to Marion; thence to St. Thomas, then on Route 30 through Fort Loudon to Franklin County line at Tuscarora Mountains and West to include all of Fulton County, Cumberland,		

	Basic Hourly Rates	Fringe Benefits
CEMENT MASONS (CONT'D):		
Dauphin, Juniata, Perry, Adams, Lebanon, New Cumberland Army Depot in York County	$13.47	2.20
Berks County	10.79	1.65
Bradford, Lycoming, Sullivan & Union Cos.	13.22	2.25
Columbia County	11.85	.55
Scranton in Lackawanna County, Susquehanna, Pike, Tioga, Wayne, Wyoming Counties, Tobyhanna Army Depot in Monroe County, Remainder of Luzerne County	15.65	
Carbondale in Lackawanna County	13.25	1.90
Lancaster and remainder of York County	13.54	.93
Leigh County	14.93	1.60
Luzerne County: Hazelton, Berwick and Freeland Townships	13.50	
Wilks Barre	12.78	
Monroe County: Remainder of County	14.71	1.65

DECISION NO. PA83-3001 -

	Basic Hourly Rates	Fringe Benefits
CEMENT MASONS: CONT'D		
Snyder, Montour, & Northumberland Counties	$13.20	$ .01
Northampton County	14.40	1.86
Schuylkill County	11.60	2.15
IRONWORKERS:		
Structural, Ornamental & Reinforcing: Adams, Cumberland, Dauphin, Lancaster, Lebanon, Lycoming, Montour, Northumberland, Juniata, Perry, Snyder, Union & York Counties	14.265	3.745
LABORERS:		
Asphalt, tampers, concrete pitmen, puddlers & rubbers, Highway guardrail, right of way and property line fence, Highway slab reinforcing placers, laborers, landscape, planters, seeders and arborists, magazine tenders, railroad trackmen, & signalmen, lesser beam men (pipe laying, paving machine)	10.31	1.35
Pneumatic and Electric tool op. jackhammers, paving breakers, concrete saws, whacker vibrators, sheet hammers, steward, chain saws, pipelayers, asphalt rake, lute orscreed men, concrete block layers	10.51	1.35
Caisson-open air-below 8 feet, cofferdam open air below 8 feet where excavations for circular caissons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road) wagon drill diamond point drill, gunite nozzle operators	10.86	1.35
Blasters	11.09	1.35
Reinforcing steel placers, bonding, aligning and securing and burning and welding in conjunction with reinforcing steel	11.15	1.35
Concrete surfaces	11.53	1.35

	Basic Hourly Rates	Fringe Benefits
FREE AIR TUNNELS AND ROCK SHAFTS		
Outside laborers in conjunction tunnels & rock shafts	$10.95	$1.35
Chuck Tenders, Muckers, Nippers, Miners, & Drillers Helpers, Inside Laborers	11.24	1.35
Miners, Drillers, Blasters, Pneumatic Shield Operators Lining, Spotting & Timers Workmen, Reinforcing Steel placer placers, Bonding, Aligning and Securing and Concrete Surfacers	11.72	1.35
LINE CONSTRUCTION:		
Adams, Cumberland, Dauphin, Lancaster, Lebanon, Juniata, Perry & York Counties, Pennsylvania:		
Linemen	14.74	.80+3 3/8%
Winch Truck Operators	10.26	.80+3 3/8%
Truck Driver	9.52	.80+3 3/8%
Groundman	8.77	.80+3 3/8%
Berks & Lehigh Cos.		
Linemen	15.52	.80+3 3/8%
Winch Truck Operators	10.81	.80+3 3/8%
Truck Driver	10.02	.80+3 3/8%
Groundman	9.24	.80+3 3/8%
Northampton County		
Lineman	16.77	.80+3 3/8%
Winch Truck Operators	11.69	.80+3 3/8%
Truck Driver	10.84	.80+3 3/8%
Groundman	9.99	.80+3 3/8%
Bradford, Carbon, Columbia, Lackawanna, Luzerne, Lycoming, Monroe, Montour, Northumberland, Pike, Schuylkill, Snyder, Sullivan, Susequehanna, Tioga, Union, Wayne, Wyoming Cos.		
Lineman	15.64	.65+3 3/8%

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LINE CONSTRUCTION: CONT'D	Basic Hourly Rates	Fringe Benefits
Winch Truck Operator	$10.94	$.65+3 3/8%
Truck Driver	10.72	.65+3 3/8%
Groundman	10.46	.65+3 3/8%
LINE CONSTRUCTION: (RAILROAD ONLY) Adams, Berks, Cumberland Dauphin, Juniata, Lancaster, Lebanaon, Lehigh Northampton, Perry		
Linemen	12.34	.60+6%+b
"A" Equipment Operator	12.34	.60+6%+b
"B" Equipment Operator	10.78	.60+6%+b

FOOTNOTE:
D. Paid Holidays: New Year's Day; Declaration Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day and Good Friday.

CLASSIFICATION DEFINITION FOR LINE CONSTRUCTION (RAILROAD ONLY)

"A" Equipment Operators:

1. Hoisting equipment - when erecting complete towers, erecting framed structures, erecting steel transmisson poles, erecting railroad pole extensions and crossbeams and when operating personnel lift baskets.

2. Tension pulling equipment under energized conditions - parallel with other energized circuits or above energized circuits on same structure not to include crossovers. Bundled conductor stringing, including static conductors on bundled conductor lines.

3. Excavating augers 36" inches in diameter or larger, 5/8 cubic yard backhoe and larger, trencher over four feet in depth, bulldozer D-6 (caterpillar) or larger, and blade on finish grade work

"B" Equipment Operators:
Operators of all other equipment.

MILLWRIGHTS: Adams, Bradford, Cumberland, Columbia, Dauphin, Juniata, Lebanon, Luzerne, Lycoming, Montour, Northumberland, Perry, Schuylkill, Snyder, Sullivan, Tioga, Union & Lancaster Counties & Townships in Carbon County:		

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MILLWRIGHTS: CONT'D	Basic Hourly Rates	Fringe Benefits
Banks, Lausanne, Lehigh & Northern part of Packer Wyoming County, York County, New Cumberland Army Depot & Harrisburg-York State Airport	$16.57	$2.25
Berks County	15.92	2.22+1%
Lehigh & Northampton Cos.	15.25	2.53
Monroe County:	10.13	
Lackawanna, Susquehanna, Pike, Wayne Counties	15.04	2.50
Remainder of Carbon Co.	12.15	
Remainder of York County	14.19	1.88
POWER EQUIPMENT OPERATOR ZONE I (Heavy Construction)		
GROUP 1	14.76	25.6%+a
GROUP 2	14.48	25.6%+a
GROUP 3	13.63	25.6%+a
GROUP 4	12.89	25.6%+a
GROUP 5	12.42	25.6%+a
GROUP 6	11.53	25.6%+a
GROUP 7	15.01	25.6%+a
GROUP 7-A	15.25	25.6%+a
GROUP 7-B	15.49	25.6%+a

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITIONS
(Zone 1) (Heavy Construction)

GROUP 1: Machines doing hook work, any machine handling machinery, cable spinning machines, helicopters,

GROUP 2: All types of cranes, all types of backhoes, cableways, draglines, keystones, all types of shovels, derricks, derricks, trench shovels, trench machines, hoist with two towers, pavers 21S and over, all types overhead cranes, building hoists (double drum) gradalls, mucking machines in tunnel, all front end loaders 3½ c.y. and over, tandem scrapers, pipping type backhoes, boat Captains batch plant operators (concrete) drills, self-contained rotary drills, fork lifts, 20 ft. lift and over

GROUP 3: Conveyors, building hoists(single drum) scrapers and tournapulls, spreaders, high or low pressure boilers, concrete pumps, well drillers, bulldozers and tractors, asphalt plant engineers, roller (high grade finishing), ditch witch type trencher, all loaders under 3½ cu. yds., mechanic-welders, motor patrols, drill helper-self contained rotary drills, core drill operator, forklift trucks under 20 ft. lift,

GROUP 4: Welding machines, well points, compressors, pumps, heaters, farm tractors, form line grader, fine grade machines, road finishing machines, concrete breaking machines, rollers, seaman pulverizing mixer, power broom, seeding spreader, fireman (for power equipment),

GROUP 5: Fireman, Grease Truck.

GROUP 6: Oilers and Deck Hands (personnel boats), Core Drill Helper.

GROUP 7: All machines with Booms (including Jib, Mast, Leads, etc.): 100 ft. and over.

GROUP 7-A: 150 ft. and over.

GROUP 7-B: 200 ft. and over.

FOOTNOTE:
a. Paid Holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Election Day, Thanksgiving Day and Christmas Day, provided the employee works the day before and after the holiday.

ARE COVERED BY POWER EQUIPMENT OPERATORS (Zone 1)

ZONE I - Lackawanna, Susquehanna, Wyoming, Pike, Wayne, Monroe, and Luzerne Counties.

HEAVY CONSTRUCTION:	Basic Hourly Rates	Fringe Benefits		Basic Hourly Rates	Fringe Benefits
POWER EQUIPMENT OPERATORS:					
ZONE II					
GROUP 1	$15.25	25.6%+a			
GROUP 2	14.96	25.6%+a			
GROUP 3	14.09	25.6%+a			
GROUP 4	13.44	25.6%+a			
GROUP 5	12.97	25.6%+a			
GROUP 6	12.06	25.6%+a			

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITIONS
(ZONE 2)

WAGE GROUP I

Machines doing hook work
Any machine handling machinery
Cable spinning machines
Helicopters,

WAGE GROUP II

All types of cranes
All types of backhoes
Cableways
Draglines
Keystones
All types of shovels
Derricks
Trench Shovels
Trenching machines
Hoists with two towers
Pavers 21S and over
All types overhead cranes
Building Hoists (double drum)
Gardalls
Mucking machines in tunnel

WAGE GROUP II (CONT'D)

All front-end Loaders
Tandem Scrapers
Pippin type Backhoes
Boat Captains
Batch Plant Operators (concrete)
Drills, self-contained rotary drills
Forklifts, 20 ft., lift and over
Scrapers and Tournapulls
Spreaders
Bulldozers and Tractors
Rollers (High Grade Finishing)
Mechanic-Welder
Motor Patrols

WAGE GROUP III

Conveyors
Building Hoists (Single Drum)
High or Low Pressure Boilers'
Concrete Pumps
Well Drillers
Asphalt Plant Engineers
Ditch Witch Type Trenchers
Drill Helper - self-contained Rotary Drills
Core Drill Operator
Fork Lift Trucks under 20 ft. Lift

WAGE GROUP IV

Welding Machines
Well Points
Compressors
Pumps
Heaters
Farm Tractors
Form Line Graders
Fine Grade Machines
Road Finishing Machines
Concrete Breaking Machines
Rollers
Seaman pulverizing mixer
Power Broom
Seeding Spreader
Tireman(For Power Equipment)

WAGE GROUP V

Fireman
Grease Truck

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WAGE GROUP VI

Oilers and Decks Hands
Core Drill Helper

FOOTNOTE:
a. Paid Holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Election Day, Thanksgiving Day and Christmas Day, provided the employee works the day and after the holiday.

ARE COVERED BY POWER EQUIPMENT OPERATORS
HEAVY CONSTRUCTION (Zone 2)

ZONE II - Adams, Berks, Bradford, Carbon, Columbia, Cumberland, Dauphin, Juniata, Lancaster, Lebanon, Lehigh, Lycoming, Montour, Northampton, Northumberland, Perry, Schuylkill, Snyder, Sullivan, Tioga, Union and York Counties.

DECISION NO. PA83-3001 - Page 8

POWER EQUIPMENT OPERATORS HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits
GROUP 1	$12.67	$21.6%
GROUP 2	11.83	21.6%
GROUP 3	11.32	21.6%
GROUP 4	10.88	21.6%
GROUP 5	10.33	21.6%
GROUP 6	12.92	21.6%
GROUP 6-A	13.17	21.6%
GROUP 6-B	13.42	21.6%

Basic Hourly Rates	Fringe Benefits

GROUP 1: Pile Drivers
all types of Cranes, all types of Backhoes, Draglines, Keystones, all types of Shovels, Derricks, Trench Shovels, Trenching Machines, Pavers 21E and over, Gradalls, all front End Loaders, 4 cu. yds. and over, Tandem Scrapers, Pippin Types Backhoes, Boat Captains, Batch plant with Mixer, Drill self contained (Drill-master type), CMI Autograde, machines similar to above.

GROUP 2: Conveyor Loader (EUC type), Scrapers and Tournapulls, Spreaders, High or Low Pressure Boilers, Concrete Pumps, Bulldozers, and Tractors, Asphalt Plant Engineers, Rollers (High Grade Finishing), all Loaders under 4 cu. yds., Mechanic-Welders, Motor Patrols, Machines similar to above.

GROUP 3: Welding Machine, Well Points, Compressors, Pump Heaters, Farm Tractors, Form Line Graders, Fine Grade Machine, Ditch Witch Type Trencher, Road Finishing Machines, Concrete Breaking Machines, Rollers, Seaman Pulverizing Mixer, Power Broom, Seeding Spreader, Fireman - (For Power Equipment) Conveyors Loaders other than EUC Type, Conveyors, Machines similar to above.

GROUP 4: Fireman

GROUP 5: Oilers and Decks Hands

GROUP 6: On all Machines with Booms (including Jibs, Masts, Leads etc.) 100 ft. and over.

GROUP 6-A: 150 ft. and over.

GROUP 6-B: 200 ft. and over.

DECISION NO. PA83-3001 - Page 8

HEAVY & HIGHWAY TRUCK DRIVERS:	Basic Hourly Rates	Fringe Benefits
CLASS I		
Helper, stake body truck (single axle), dumpster	$11.82	
CLASS II		
Dump Trucks, Tandem, & Batch Trucks, Semi-Trailer, Agitator Mixer Trucks, Ready Mix and Dumpcrete Type Vehicles, Asphalt Distributor when used for transportation		
Stake Body Truck (Tandem)	11.89	
CLASS III		
Euclid type, Off-Highway Equipment Back or Belly Dump Truck and Double Hitched Equipment, Straddle (Ross) Carrier, Lowbed Trailers	12.3s	

WELDERS - Receive rate prescribed for craft to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5 (a)(1)(ii)).

Basic Hourly Rates	Fringe Benefits

SUPERSEDEAS DECISION

STATE: RHODE ISLAND COUNTIES: STATEWIDE
DECISION NO. RI83-3042 DATE: DATE OF PUBLICATION
Supersedes Decision No. RI81-3042 dated August 21, 1981 in 46 FR 42615
DESCRIPTION OF WORK: Building (including Residential), Heavy, Highway, and Marine Construction Projects.

BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits
ASBESTOS WORKERS	16.88	3.88
BOILERMAKERS	16.53	1.315+ 10%
BRICKLAYERS: STONEMASONS; Cities, Towns, or Townships of Charlestown, Hopkinton, Peace Dale, Richmond, South Kingstown, Wakefield, & West-Westerly	15.07	3.48
Remainder of State	15.07	3.48
CARPENTERS; MILLWRIGHTS; PILEDRIVERMEN; & SOFT FLOOR LAYERS:		
Cities of Providence, Pawtucket, East Providence, Central Falls, Cranston, Warwick, Woonsocket; Towns of Barrington, Burrillville Warren, Bristol, West Warwick, East Greenwich, West Greenwich, North Providence, Johnston, Cumberland, Lincoln, Smithfield, North Smithfield, Foster, Scituate, Gloucester, Coventry, North Kingstown, South Kingstown, Exeter, Narragansett, Westerly, & Charlestown:		
Building	14.50	3.55
Millwrights	14.75	3.55
City of Newport; Towns of Middletown, Portsmouth, Jamestown, Tiverton, Little Compton, New Shoreham, (Block Island), & Prudence Island:		
Carpenters; Soft Floor Layers	14.50	3.55
Millwrights (except cities of Tiverton & Little Compton); Piledrivermen	14.75	3.55
Millwrights (Cities of Tiverton & Little Compton)	14.75	3.55
CARPENTERS, Residential (4 Stories or Less)	11.60	3.55
CEMENT MASONS; PLASTERERS		
Woonsocket, N. Smithfield, Burrillville, Chepachet, Cumberland (N 1/3), & Lincoln	15.07	3.48
Westerly, Hopkinton, South Kingstown, Charlestown, Richmond, Wakefield, & Peace Dale	15.07	3.48
Remainder of State:		
Cement Masons	15.60	1.90
Plasterers	15.65	1.90
ELECTRICIANS:		
Tiverton & Little Compton	14.90	16%§
Westerly Township	16.80	4.65+ 3.5%
Remainder of State	16.85	29%+.04
ELEVATOR CONSTRUCTORS	15.445	2.69+a +b
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	2.69+a +b
GLAZIERS	16.08	2.53
IRONWORKERS:		
Ornamental; Reinforcing; & Structural	15.28	4.45
LABORERS:		
Laborers; Carpenters Tenders; Cement Finisher Tenders; Mason Tenders; Scaffold Erectors & Wrecking Laborers	12.90	2.45

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DECISION NO. RI83-3042 -	Basic Hourly Rates	Fringe Benefits
LABORERS (CONT'D)		
Ashpalt Rakers; Adzeman; Pipe-Trench Bracers; Demolition Burners; Chain Saw Ops.; Fence & Guard Rail Erectors; Setters of Metal Forms for Roadways; Pipelayers; Riprap & Dry Stonewall Builders; Highway Stone Spreaders Pneumatic Tools Ops.; Wagon Drill Ops.; Tree Trimmers; Barco Type Jumping Tampers; Mechanical Grinder Ops.; Plasterers' Tenders; Scaffold Builders; Mortar Mixers	13.15	2.45
Pre-cast Floor and Roof Plank Erectors	13.40	2.45
Pumping Machine Operator	13.55	2.45
Air Track Ops.; Block Pavers; Rammers; & Curb Setters	13.65	2.45
Blasters; Powdermen	13.90	2.45
LATHERS:		
Newport Co. (Southern ½)	11.65	1.74
Remainder of State	10.19	1.51
MARBLE SETTERS: TERRAZZO WORKERS; & TILE SETTERS	14.92	3.48
MARBLE SETTERS' FINISHERS; TERRAZZO WORKERS FINISHERS; & TILE SETTERS' FINISHERS	13.76	2.50
PAINTERS:		
Adamsville, Compton, Little Compton, North Tiverton, Sakonnet, & Tiverton:		
Brush; Tapers;		
New Construction	14.31	2.91
Repaint	12.81	2.91
Sandblasting; Spray Steel	15.31	2.91
Remainder of State:	16.83	2.91
Brush; Roller; Tapers	14.05	1.75
Structural Steel; Steam-Cleaning	14.30	1.75
Air Powder Brush	14.55	1.75
Spray & Sand or Water Blasting	15.05	1.75
PAINTERS, SIGN: Bristol, Kent, & Providence Cos.	9.65	1.08+c+d
POINTERS, CAULKERS & CLEANERS	15.07	3.48
PLUMBERS	16.22	5.16
ROOFERS:		
Composition, Waterproofers	13.80	4.05
Slate, Tile, Precast Concrete	14.00	4.05
SHEET METAL WORKERS	16.63	5.53
SPRINKLER FITTERS	16.86	2.76
STEAMFITTERS	16.83	4.55
HEAVY & HIGHWAY CONSTRUCTION		
BRICKLAYERS: STONEMASONS		
Catch Basins; Manhole Builders	14.05	3.45
CARPENTERS; PILEDRIVERMEN		
Bristol, Kent, Providence & Washington (excluding Block Island) Cos.	14.55	3.55
CARPENTERS; MILLWRIGHTS: PILEDRIVERMEN; & WHARF;		
BRIDGE & DOCK CARPENTERS: Newport County & Block Island	14.50	3.55
Marine Divers	20.50	1.85
CEMENT MASONS & FINISHERS	10.10	.85
ELECTRICIANS:		
Little Compton & Tiverton	14.90	4.65+
Westerly Township	13.05	
Remainder of State	13.85	
IRONWORKERS:		
Ornamental; Reinforcing; & Structural	15.28	4.45
LABORERS:		
Laborers; Carpenters & Cement Finisher Tenders & Wrecking Laborers	12.90	2.45
Adzemen, Asphalt Rakers; Barco-type Jumping Tampers; Chain Saw Ops.;		

DECISION NO. RI83-3042 -	Basic Hourly Rates	Fringe Benefits
LABORERS (CONT'D)		
Concrete & Power Buggy Ops.; Concrete Saw Ops.; Demolition Burners; Fence & Guard Rail Erectors; Highway Stone Spreaders; Mason Tenders; Mechanical Grinder Ops.; Mortar Mixers; Pipe-Layers; Pipe Trench Bracers; Pneumatic Tool Ops.; Riprap & Dry Stone wall Builders; Scaffold Erectors; Setters of Metal Forms for Roadways; Wagon Drill Ops.; Wood Chipper Ops.	13.15	2.45
Air Track Drill Ops.; Brick Pavers; Block Pavers; Rammers; Curb Setters	13.65	2.45
Blasters & Powdermen	13.90	2.45
Open Air Caisson, Underpinning and Boring Crew:		
Bottom man	14.80	2.45
Laborer, Top Man	14.05	2.45
Driller	14.92	2.45
LINE CONSTRUCTION:		
Linemen	17.00	1.45+3 3/8%+e
Cable Splicer; Driver ,Equipment Operator	14.45	1.45+3 3/8%+e
Groundman	11.05	1.45+3 3/8%+e
PAINTERS:		
Adamsville, Compton, Little Compton, North Tiverton, Sakonnet, & Tiverton:		
Brush; Tapers:		
New Construction	14.96	2.05
Repaint	12.81	2.05
Sandblasting; Spray	15.31	2.05
Steel	16.83	2.05
Remainder of State:		
Brush; Roller; Tapers	14.05	1.75
Structural Steel; Steamcleaning	14.30	1.75
Air Power Brush	14.55	1.75
Spray & Sand or Water Blasting	15.05	1.75
PAINTERS, SIGN:		
Bristol, Kent & Providence Counties	9.65	1.80+c+d
PLUMBERS	16.22	5.16

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

PAID HOLIDAYS: A-New Year's Day B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; & F-Christmas Day

FOOTNOTES:

a. 7 Paid Holidays: A through F, plus Day after Thanksgiving

b. Employer contributes 8% basic hourly rate for 5 years or more of service: 6% basic hourly rate for 6 months to 5 years of service as vacation pay credit

c. 9 Paid Holidays: A through F, plus V.J. Day; Columbus Day; & Veterans Day

d. One year's seniority - one week's paid vacation; 2 years' seniority - 2 weeks' paid vacation

e. 7 Paid Holidays: A through F, plus Columbus Day provided employee has been employed 5 working days prior to the holiday and provided the employee works the scheduled work days immediately preceding and following the holiday.

DECISION NO. RI83-3042 - BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS:	Basic Hourly Rates	Fringe Benefits
Digging Machine; Ross Carriers; Cranes; Pile-Drivers; Lighters; Locomotives; Derricks; Hoists; Pavers; and Front End Loaders 3 yds. and over	14.765	2.40
Econoomobile Type Equipment	14.54	2.40
Fork Lift	14.34	2.40
Firemen and Oilers	10.54	2.40
Bulldozers; Graders; Spreaders; Tractors; Scrapers and Rollers	13.34	2.40
Front-end Loaders less than 3 yards	13.84	2.40
Pipping Type Backhoe	13.69	2.40
Well-point Installatior	13.415	2.40
Gas or Electric Driven Pumps; Heaters; Concrete Mixers; Concrete Pumps; Stone Crusher; Air Compressors; Welding Machines and Generators for Light Plants	11.09	2.40
BRIDGES, CAISSONS, DOCKS, MARINES PIERS, SUB BASE MENT SUBTERRANEAN, TUNNELS, AND HEAVY CONSTRUCTION		
Digging Machine; Cranes; Pile Driver; Lighters; Locomotives; Derricks; Hoists; Pavers; & Front End Loaders, 3 Yds. & Over	15.49	2.40
Firemen and Oilers	11.115	2.40
Bulldozers; Graders; Spreaders; Scrapers; Rollers	14.04	2.40
Front-end Loaders, Less than 3 yards	14.54	2.40
Well-point Unstallation Crews	14.215	2.40
Gas or Electric Driven Pumps; Heaters; Concrete Mixers; Concrete Pumps; Stone Crushers; Air Compressor; Welding Machines; and Generators for Light Plants	11.54	2.40
Boat and Tug Operators	11.115	2.40
WATER AND SEWERLINE PROJECTS, HIGHWAY AND BRIDGE INCIDENTAL TO HIGHWAY CONSTRUCTION PROJECTS		
CLASS 1	15.345	2.95
CLASS 2	13.495	2.95
CLASS 3	13.875	2.95
CLASS 4	10.275	2.95
CLASS 5	13.825	2.95
CLASS 6	14.325	2.95
CLASS 7	13.945	2.95
CLASS 8	13.925	2.95
CLASS 9	11.445	2.95
CLASS 10	12.925	2.95
CLASS 11	12.725	2.95
CLASS 12	13.395	2.95
CLASS 13	13.325	2.95
CLASS 14	14.225	2.95

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITIONS

CLASS 1 - Digging Machines; Cranes; Pile Drivers; Lighters; Locomotives; Derricks; Hoists; Front End Loaders (3 to 4 yds.); Economobiles; Ross Carriers; and Pavers.

CLASS 2 - Forklifts

CLASS 3 - Firemen

CLASS 4 - Oilers

CLASS 5 - Bulldozers; Spreaders; Rollers; Tractors

CLASS 6 - Front End Loaders, Less than 3 yards

CLASS 7 - Scrapers; Graders; Dozer Pusher Operators

CLASS 8 - Pipping Type Backhoe Operators

CLASS 9 - Gas and Electric Driven Heaters; Pumps; Concrete Mixers; Stone Crushers; Air Compressors; Light Plants; Welding Machines; Concrete Pumps

CLASS 10 - Mechanical and Welders (Inside)

CLASS 11 - Bulldozers in Pits

CLASS 12 - Shovel Operators; Front End Loaders, 3 cubic yards and over; Dragline and Crane Operators in Material yards

CLASS 13 - Test Boring Machine Operators

CLASS 14 - Well Point Installation Crew

DECISION NO. RI83-3042
HEAVY & HIGHWAY CONSTRUCTION

	Basic Hourly Rates	Fringe Benefits	Basic Hourly Rates	Fringe Benefits
TRUCK DRIVERS				
CLASS I	10.44	2.545+a+b		
CLASS II	10.59	2.545+a+b		
CLASS III	10.64	2.545+a+b		
CLASS IV	10.74	2.545+a+b		
CLASS V	10.84	2.545+a+b		
CLASS VI	11.09	2.545+a+b		
CLASS VII	11.34	2.545+a+b		

[FR Doc. 83-22580 Filed 8-18-83; 8:45 am]
BILLING CODE 4510-27-C

TRUCK DRIVERS CLASSIFICATIONS

CLASS I - Pick-up Trucks; Station Wagons and Panel Trucks

CLASS II - Two Axle, Tenders on Low Beds

CLASS III - Three Axle Equipment

CLASS IV - Four and Five Axle Equipment

CLASS V - Low Bed Trailers; Special Earth Moving Equipment under 35 tons; Mechanics; Paving Restoration Vehicle and Vac Haul

CLASS VI - Special Earth Moving Equipment over 35 Tons

CLASS VII - Trailers when used on a double Hook-up (Pulling 2 Trailers)

WELDERS - Rate of Craft

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday, Columbus Day, Veteran's Day, V-J Day, providing Employee has worked at least One Day in the Calendar Week in which the Holiday falls.

b. Employee who has been on the Payroll for 1 year or more but less than 5 years and has worked 150 Days during the last Year of Employment shall receive 1 week's paid Vacation; 5 to 10 years - 2 weeks' paid Vacation; 10 or more years - 3 weeks' paid Vacation

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5(a)(1)(ii)).

federal register

Friday
August 19, 1983

Part IV

Environmental Protection Agency

Construction Grants Program Delegation to States

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 35

[OW-FRL-2357-1]

Construction Grants Program Delegation to States

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: This final regulation establishes policies and procedures for delegating and overseeing administration of the construction grants program to the States under Section 205(g) of the Clean Water Act, as amended. The delegation agreement is a precondition for construction management assistance under Section 205(g). The administrative requirements and procedures for an assistance agreement are contained in Subpart A of this part. This rule, in conjunction with Subpart A, replaces the Section 205(g) regulation (Subpart F) contained in this part.

DATE: This rule is effective for all delegation agreements in effect after August 19, 1983.

ADDRESS: Comments received on the proposed regulation may be inspected at the Environmental Protection Agency, Central Docket Section, West Tower Lobby, Gallery Room 1, 401 M Street, SW., Washington, D.C., between 8:15 a.m. and 4:00 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Carl Reeverts, Office of Water Program Operations (WH-546), Environmental Protection Agency, Washington, D.C. 20460, (202) 382-5839.

SUPPLEMENTARY INFORMATION: Since the enactment of Section 205(g) of the Clean Water Act in December, 1977, authority to administer the construction grant program has been delegated to forty-five States and Puerto Rico through the execution of delegation agreements. Delegation under Section 205(g) takes place on a function-by-function basis over a period of time, according to a schedule agreed to in the initial delegation agreement. As of May 17, 1983, 26 of the 46 States and Territories with delegation agreements were fully delegated including, where appropriate, the use of the Corps of Engineers for selected activities. By the middle of 1983, States will have over sixty percent of the personnel resources committed to the program effort, previously undertaken at the Federal level. Thus, the initial delegation program is largely in place.

The requirements for executing and amending State delegation agreements, although streamlined, are basically unchanged. Changes are limited to removal of outdated and unnecessary provisions, language changes that encourage full State delegation, and the broadening of EPA and State responsibilities related to overview, evaluation, and planning under delegation.

This regulation reflects a broad overview policy, which emphasizes achievement of environmental and program results, rather than routine management review. EPA will continue to make final determinations for selected non-delegable requirements as required by statute, including determinations under the National Environmental Policy Act, determination of compliance with Civil Rights laws, resolution of bid protests, and resolution of final project audits. All other activities and preliminary decisions for non-delegable requirements are assumed by the States through delegation. EPA overview will concentrate on key areas of national and regional concern, assessment of overall program management, and achievement of negotiated commitments and environmental results. In support of the regulation, EPA will propose delegation guidance for Regional and State use in developing delegation management approaches.

Summary of Major Changes

The following table shows the relationship between the Subpart F regulation and this revision. Also shown are the portions of the Subpart F regulation that have been transferred and included in Subpart A (40 CFR Part 35, Subpart A, October 12, 1982) and other regulations.

Subpart F (section)	Subpart F Title	Revision	
		Subpart J	Other
35.1000	Purpose and scope	35.3000	35.100, 35.300, 35.310.
35.1005	Policy	35.3005	
35.1010	Application for grant		35.140, Part 30.
35.1015	Eligibility for funding		35.300.
35.1016	Limitations on award		35.305.
35.1020	Grant amount and award		35.115, 35.155, and 35.309.
35.1025	Payment		Part 30.
35.1030	Delegation agreement	35.3010	35.130, 35.310.
35.1030-1	Scope of delegation agreement	35.3015	
35.1030-2	Certification procedures	35.3020	
35.1030-3	Limitation on delegation	35.3015	
35.1030-4	Terms of delegation agreement	35.3010	
35.1030-5	Implementation of the delegation agreement	(1)	
35.1030-6	State assurance	35.3010	
35.1030-7	Determination of competence	35.3010	
35.1030-8	Amendments	35.3010	
35.1030-9	Right of review; appeal	35.3030	
35.1033	Public participation	35.3035	
35.1035	Adherence to budget estimates		Part 30.
35.1040	Program evaluation and reporting	35.3025	35.130, 35.150.
35.1045	Reduction in grant amount		35.150.
35.1050	Disputes	35.3030	Part 30.

[1] Deleted.

As the table illustrates, this regulation retains (in modified form) only the program requirements for the delegation agreement process. All portions of the Subpart F regulation related to administration of assistance agreements under Section 205(g) are moved to the Subpart A regulation, Financial Assistance for Continuing Environmental Programs, or are included in 40 CFR Part 30, General Grant Regulations and Procedures. References in Subpart F relating to Section 205(g) reserves, obligations, and reallotments are not contained in this regulation, but are provided in detail in Subpart I, Grants for Construction of Treatment Works, 40 CFR 35.2000 *et seq.* (1982). These three regulations should be read together with this regulation to understand the substantive and administrative requirements governing the construction grant delegation program.

Response to Comments

In response to our request for comments on the proposed rule, which was published in the **Federal Register** (47 FR 42595) on September 28, 1982, we received sixteen letters and three telephone calls. The commenters generally supported the regulation, but recommended changes to selected sections. We revised the regulation in response to the comments we received. We address all the substantial changes suggested in the following description of major changes to the previous regulation. Comments of an editorial and minor nature are not separately

addressed and are incorporated, as appropriate.

Delegation Policy (§ 35.3005)

This section reaffirms the cooperation between Regions and States directed toward achieving agreed-upon results. It broadens the delegation policy to include a stronger statement to assure full delegation of all project level activities, including delegation of preliminary determinations for requirements which cannot be delegated (e.g., grant closeouts, payments, and environmental assessments). It also adds a reference to EPA overview of State performance, based on results-oriented evaluation, to the policy statement. These changes are intended to strengthen State responsibility for all project level decisions, while States work with EPA to attain national program results.

One State commenter recommended that the policy section be strengthened to emphasize ongoing EPA/State cooperation and a mutual approach to policy development. EPA strongly encourages and needs comments and suggestions from the States in policy and guidance development, and this section was clarified to emphasize consultation with the States. Another commenter cautioned against heightening the State authority at the expense of the grantee entitlements and Federal overview. The section affirms EPA's continuing responsibility under a delegated program for overall program performance and fiscal stewardship and clarifies intended Federal and State responsibilities under delegation. The clarification will enhance program performance and improve our ability to respond to grantee needs.

Delegation Agreement (§ 35.3010)

This section consolidates several of the Subpart F sections and eliminates redundancies and outdated references. One section now contains all the requirements and contents of the initial delegation agreement and future revisions. The basic components of the delegation agreement remain in the regulation, but in a less detailed form.

One commenter disagreed with the change to § 35.3010(b), which provides that a delegated State is bound by all Federal laws and regulations. The commenter felt that this changes the intent of Subpart F (§ 35.1030–6), which provides that States are also bound by Federal orders, policy issuances, guidance, and guidelines in its coverage. This section contains no substantive change from the current State responsibilities under delegation, and continues to restrict the State from independently establishing rules inconsistent with Federal requirements. To eliminate any confusion in this regard, we have returned the terms "Federal orders" and "policies" to § 35.3010. However, "guidance" and "guidelines" are not included, because mandatory program requirements are no longer contained in guidance or guidelines.

Another commenter had serious reservations about the intent of § 35.3010(c)(6) relating to the requirement for a State accounting and audit process as a condition to delegation. He felt that it could inadvertently disallow State processes already approved by the Regional Administrator. We are not revising Subpart F (§ 35.3030–4(a)(3)) to make previously acceptable State accounting systems unacceptable. Rather, to clarify the meaning of this section, we made some editorial changes and removed the term "audit process". As before, however, an acceptable accounting system must provide for a clear audit trail between State costs and delegated functions.

Extent of State Responsibilities (§ 35.3015)

This section simplifies, clarifies, and updates the scope and authority conveyed by the delegation agreement, and defines the extent of State responsibilities. The list of delegable activities in the Subpart F regulation was eliminated and replaced by a general statement related to administering the construction grants program. The explanation of the non-delegable activities was simplified and made less specific. Further, we revised paragraph (c)(5) of this section to be consistent with 40 CFR Part 33, Procurement Under Assistance Agreement, which was published on March 28, 1983. Section 33.001(g) indicates several procurement activities that cannot be delegated.

One commenter requested, first, that States be given signature authority for grant amendments and, second, that States be allowed to send construction grant payment vouchers directly to the Department of the Treasury. We cannot implement either request because we are restricted from doing so by existing law and Federal fiscal procedures.

Two commenters raised the issue of States acting as managers of waste treatment construction grants projects for small communities. The language in the regulation reflects the specific legislative authority in Section 205(g)(2) of the Clean Water Act, and matches the intent of Subpart F (§ 35.1030–1(c)). The States may use Section 205(g) funds for this activity, including serving as the community contracting agent, and providing technical and resident engineering assistance. They may also at their discretion execute agreements with State government organizations within the State, other than the State agency, that are capable of performing these services. This is subject to the Regional Administrator's approval. When acting in this capacity, the State is in the same position as a private engineer, consultant, or comparable entity and, therefore, is subject to the same liability as a private entity. The State cannot require the small community to hold the State harmless from negligent acts or omissions, nor will the Regional Administrator approve the State's undertaking these activities if a small community would be precluded from pursuing a claim against the State by virtue of sovereign immunity.

Another commenter disagreed with the deletion of final dispute determinations under Part 30 from the list of responsibilities reserved for the Regional Administrator. This was removed because the "final disputes determination" required by § 30.1100 is already covered by Regional Administrator review under § 35.3030 of this regulation. Review of a State decision by the Regional Administrator under § 35.3030 is a prerequisite to review by the Board of Assistance Appeals under Part 30, which clearly cannot be delegated to the State.

Several commenters asked for clarification of selected delegable and nondelegable activities, particularly in the procurement area. The questions related to determinations of participation of minority business enterprise (MBE/WBE), determinations of grantee certifications of procurement systems under 40 CFR Part 33, and the submission of contract and other information directly to the Department of Labor. All these items are fully delegable to the States.

Finally, a commenter questioned the need for the Regional Administrator to exercise direct authority for projects where an overriding Federal interest exists. The commenter felt it gave EPA a license for involvement. This provision must be retained to allow EPA to fulfill its responsibilities under the statute. We strongly recommend, however, that the criteria for determining situations mandating Federal interest be identified in the delegation agreement. A listing of project conditions that may precipitate overriding Federal interest is included in the national construction grants delegation guidance to be issued concurrently with this regulation.

Certification Procedures (§ 35.3020)

This section updates Subpart F § 35.1030–2 which covers procedures for certifying construction grant projects. The regulation lists the requirements which must be delegated to a State in order for it to have "sufficient authority" under delegation. A definition of "sufficient authority" was necessary to implement Section 219 of the Act, which was added by the 1981 amendments. Under Section 219, EPA is required to approve or disapprove an application for a construction grant within 45 days, if a State with sufficient authority under delegation certifies the project for award.

Several commenters questioned the definition of sufficient authority for a State to fully certify applications to EPA and asked for clarification. They felt the proposed regulation exceeded the intent of the new law by including all preaward review requirements which could be delegated. However, a review of the legislative history of Section 219 allows no other interpretation. This provision does not prevent EPA Regions and States, at their option, from informally adhering to the 45-day review period as a means to expedite grant processing. This section was edited to clarify the definition.

Another commenter requested that State participation and input to the formal, computerized Grants Information Control System (GICS) be added to those responsibilities a State must undertake in order to have sufficient authority. We have not added this activity because the responsibilities constituting sufficient authority must be defined by and contained in the construction grants regulation. However, we strongly recommend that State support to the national construction grants management information system be an integral part of all delegation agreements. Programs management activities such as this are critical to effective management of the program under full delegation.

A State commenter questioned why the EPA Form 5700–32 application must be forwarded with the certification by States with sufficient authority. We have deleted this requirement from the regulation. Documentation required with the certification will be determined by each Region and State in its delegation agreement. However, as a general rule, we expect that Form 5700–32 will be required to be provided. Further, records to be kept by the State must, of course, include the Form 5700–32 and must be made available to the Regional Administrator, on request.

Overview of State Performance (§ 35.3025)

This section broadens the scope of performance evaluation beyond that contained in § 35.1040 of Subpart F. That section emphasized compliance with the terms of the delegation agreement, particularly related to the procedures to be followed in carrying out each delegated function. This regulation links planned overview activities to a set of program and management objectives, and emphasizes performance in terms of an annual overview program designed around achievement of priority objectives and results. The annual overview program supplements the delegation agreement to reflect the specific needs and requirements of the upcoming fiscal year. The specific monitoring and evaluation activities may include procedural review as appropriate, but process-related activities should be de-emphasized as delegation reaches the advanced stage.

All overview activities, whether formal or informal, should be conducted with the understanding that the relationship between the Region and State is that of a partnership. Both parties are working toward mutually-agreed program and management objectives. Through the conduct of the overview activities, feedback information needed to improve program performance will be generated.

This section does not prescribe what program and management objectives should be included in the overview program or the specific monitoring and evaluation activities that should be undertaken to assess performance. Rather, it establishes overview requirements in terms of a framework for planning, monitoring, and evaluation. The principal aspects of the annual overview program are threefold: (1) Development of a plan for overview, including identification of priority management and program objectives for the upcoming fiscal year (with performance measure definitions and performance criteria); (2) negotiation of annual outputs for each priority objective (both qualitative and quantitative); and (3) evaluation of program performance, including an annual on-site evaluation covering the priority objectives identified in the overview program. The key for its success is in developing the plan for overview before the beginning of the year, which ensures that all overview activities are jointly agreed to between the Region and State, are known in advance, and can be integrated into the day-to-day management of the program.

Annual guidance on national priorities, performance measures, and resource assumptions for developing the overview program will be issued each year as part of the Office of Water Operating Guidance and Accountability System. The guidance will be provided in sufficient time for all Regions and States to complete their plan for overview, including outputs, before the beginning of the upcoming year.

The annual overview planning process outlined in this section provides the forum to negotiate the work program to be included in the Section 205(g) assistance application pursuant to Subpart A, § 35.130, of this part. The work program required as part of the Section 205(g) assistance application contains many of the same elements as both the annual overview program (i.e., negotiated annual outputs) and the delegation agreement (i.e., staffing, delegation schedule, and cost estimates). Where the assistance application covers a budget period beyond the annual overview program period, the assistance award may be made for the full budget period, contingent on future negotiation of outputs for annual overview of subsequent years of the budget period. It is critical that the assistance application, annual overview program, and delegation agreement be coordinated to prevent redundant planning, management, and evaluation processes. The annual overview program defined in this section is the focal point for planning, reporting, and evaluation of the delegated construction grants program, including evaluation of performance under the assistance agreement as provided in Subpart A, § 35.150.

A State commenter on this section was concerned that the requirement for an annual overview program would delay the Section 205(g) assistance award, because of scheduling differences. The annual overview program provides for the negotiation of outputs that may be included in the assistance application. Where the application for Section 205(g) assistance precedes the completion of the negotiation of outputs in the annual overview program, an award may be made in accordance with the requirements of Subpart A, § 35.130, of this part. The application must include a work program and outputs, which may be duplicative of the annual overview program process. To avoid such a problem, it is highly recommended that the overview program process be designed to complete negotiation of outputs before or simultaneously with

the assistance application. In this way, duplication of effort is avoided and funds are provided in a timely manner.

Another commenter disagreed with the requirement in § 35.3025(a)(2) to "include at a minimum" the national priority objectives in their own overview program. The commenter felt this was too inflexible. The regulation was revised to require only that States "address" the national priorities, and apply them as appropriate to their individual situations. This change provides more flexibility on the use of national priorities in each State plan. We also revised this section to include editorial comments, and we will provide examples and a prototype agreement in the delegation guidance issued concurrently with this regulation.

Finally, an additional commenter, representing a planning association, requested modification of this section to include planning agencies in identifying priority objectives or performance areas for the planning year. We do not agree that the involvement of any specific group, such as planning agencies, in identifying a State's annual priority objectives is appropriate as a regulatory requirement. We did revise the regulation to require EPA or the State to notify the public when the annual overview program is being developed and to make copies of the proposed annual overview program available for public review. The Regions and States would involve the public in the annual overview program, as appropriate, if significant public interest is demonstrated.

Review of State Decisions (§ 35.3030)

This section strengthens the decision making role of the States by requiring a grantee or applicant to request the State Agency to reconsider its decision before requesting the EPA Regional Administrator to review the decision. The intent of this section is to emphasize to all parties the responsibility of the State in project level decisions, to encourage resolution of most issues without EPA involvement, and to allow the State to establish a record supporting its decision. The final decision on all disputed actions remains with the Regional Administrator, and the Regional Administrator's decision may be appealed under Part 30, as before.

The commenters on this section questioned the effect of this change to Subpart F. One commenter raised several issues regarding the impact the change would have on the grantee relationship with EPA. The commenter recommended that the requirement for an initial State review should not include multiple levels of State administrative reviews prior to an EPA Regional appeal, or otherwise delay or prevent EPA review. We agree, and have added a condition that the State review be conducted only by the State agency which made the initial decision. Further, we have set 45 days as a reasonable standard for State review and decision. This standard is advisory only and may be exceeded by the State with good cause. The State final decision should be in writing, should be labeled as such, and should be transmitted to the petitioner with information concerning the right for further EPA review, if necessary. Failure of the State to address the disputed action or omission in writing, or to undertake or complete its review in a timely manner will not prevent Regional Administrator review.

Another commenter recommended that a specific legal process for State resolution of disputes be required to guard against abuse. This regulation requires that the review arrangements appropriate to a particular State be mutually agreed to by the State and the EPA Region, and that the procedures be included in the delegation agreement. We believe this process will sufficiently provide for the commenter's concern.

In response to further comments, we deleted the term "interested citizens" from this section. "Interested citizens" were included in the proposed regulation in an attempt to consolidate two sections in Subpart F (§ 35.1030–9 "Right of review, appeal", and § 35.1033(e) "Citizen request for Regional Administrator review"). However, the proposed consolidation substantively changed the purpose of § 35.1033(e), which was to ensure that the public understood that, notwithstanding delegation to the State, access to EPA remained available. Section 35.1033(e) created no new right of review; it merely acknowledged that EPA remains responsible for the construction grant program. We fully intend for the public to continue to provide comments to EPA on State performance under delegation, and to request Regional Administrator review where deemed appropriate, although States should be given the opportunity to first readdress public concerns for areas under their authority because of their direct involvement under delegation.

Public Participation (§ 35.3035)

The public participation requirements were streamlined and some of the provisions in the Subpart F regulation were eliminated. The regulation removes the uniform requirement in Subpart F for public consultation while the draft delegation agreement is being negotiated or amended to delegate substantial authority. It also removes the requirement to provide for a public meeting or workshop in conjunction with the annual review of performance under delegation.

This regulation requires EPA or the State, as mutually agreed, to notify the public on three occasions:

(1) When the initial agreement is being developed;

(2) When substantial changes to the delegation agreement are being proposed; and

(3) When the annual overview program is being developed. Copies of the draft delegation agreement or amendment and the proposed annual overview program must be made available for public review sufficiently in advance of EPA execution to allow for timely comment. Further, if significant public interest is demonstrated or otherwise determined by the Regional Administrator or State agency to exist, then EPA and the State must consult with and, if appropriate, hold a public meeting for the interested or affected groups or citizens. This regulation is consistent with the current 40 CFR Part 25, Public Participation regulation, which provides the basis for appropriately involving the public in construction grants program delegation.

One commenter questioned whether an extension of the delegation agreement past the original five-year period would be subject to the public participation requirements. Ordinarily, merely extending the agreement with minor change would not require public participation. Other commenters recommended that the Regional Administrator and the State be required to consult with the public during initial delegation, and during development of the overview program. We expect there will usually be significant public interest at these times, and the Regional Administrator and the State will determine that they must consult with the public.

Regulation Development

Under Executive Order 12291, EPA is required to determine if this is a major rule. EPA has determined that this is not a major rule. This rule will not have a substantial impact on the Nation's economy or large numbers of individuals or businesses. There will be no major increase in cost or prices for consumers, individuals, industries, and Federal, State, or local government agencies. Additionally, it will not have a significant economic impact on a

substantial number of small entities, as defined in the Regulatory Flexibility Act, Pub. L. 96-354 (5 U.S.C. 601). The rule was submitted to the OMB for review as required in E.O. 12291.

Information collection requirements contained in this rule have been approved by the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1980, 44 U.S.C. 3501 *et seq.* and have been assigned OMB control number 2000-0417. The reporting provisions that are included in this final rule are modeled on the current requirements, which were submitted to and approved by OMB. The information collection requests are contained in §§ 35.3010, 35.3025, and 35.3030.

This program is listed in the Catalog of Federal Domestic Assistance as number 66.438—Construction Management Assistance Grants.

List of Subjects in 40 CFR Part 35

Air pollution control, Grant programs—environmental protection, hazardous waste, Indians, Pesticides and pests, Reporting and recordkeeping requirements, waste treatment and disposal, water pollution control, water supply.

Dated: August 12, 1983.

William D. Ruckelshaus,

Administrator.

For the reason set forth in the preamble, EPA is amending Part 35 of Title 40 by removing Subpart F and by adding a new Subpart J to read as follows:

PART 35—STATE AND LOCAL ASSISTANCE

* * * * *

Subpart J—Construction Grants Program Delegation to States

Sec.

35.3000 Purpose.
35.3005 Policy.
35.3010 Delegation agreement.
35.3015 Extent of State responsibilities.
35.3020 Certification procedures.
35.3025 Overview of State performance under delegation.
35.3030 Right of review of State decisions.
35.3035 Public participation.

Subpart J—Construction Grants Program Delegation to States

Authority: Sec. 205(g) of the Clean Water Act, as amended, 33 U.S.C. 1251 *et. seq.*

§ 35.3000 Purpose.

This regulation establishes policies and procedures for the development, management, and EPA overview of State administration of the wastewater treatment works construction grants program under Section 205(g) of the Clean Water Act, as amended. The delegation agreement between EPA and the State is a precondition for construction management assistance under Section 205(g). Program requirements for other assistance agreements authorized by Section 205(g) for activities under Sections 402 and 404 and Section 208(b)(4) are provided in Part 130. Administration of all Section 205(g) assistance agreements follows the procedures established in Subpart A of this part.

§ 35.3005 Policy.

(a) EPA's policy is to delegate management of the wastewater treatment works construction grant program to the maximum extent possible consistent with the objectives of the Act, prudent fiscal management, and EPA's overall national responsibility for the program. The policy is premised on an on-going partnership between EPA and the States that includes consultation with the States in formulation of policy and guidance by EPA. EPA expects States to undertake full delegation of all project level activities, including preliminary determinations of non-delegable requirements. The objective of delegation is to eliminate duplication of Federal and State effort in the management of the construction grant program, to increase State participation in the construction grant program, and to improve operating efficiency.

(b) Program delegation is to be accomplished through a formal delegation agreement between the Regional Administrator and the State. The delegation agreement will specify the functions which the State will perform and procedures for State certification to EPA.

(c) EPA will overview the performance of the program under delegation to ensure that progress is being made toward meeting the construction grant program objectives and that the State is continuing to employ administrative, fiscal, and program controls to guard against fraud, misuse, and mismanagement of public funds. Overview will also include review of the State management process to ensure it is efficient, effective and assures timely State reviews.

§ 35.3010 Delegation agreement.

(a) Before execution of the delegation agreement, the Regional Administrator must determine that the unit of the State agency designated to implement the agreement is capable of carrying out the delegated functions. The Regional Administrator will evaluate those aspects of the unit which directly affect the State's capability to implement the agreement.

(b) In the delegation agreement, the State agency will assure the Regional Administrator that it will execute its responsibilities under the delegation agreement in conformance with all applicable Federal laws, regulations, orders, and policies.

(c) The delegation agreement will:

(1) Designate the organizational unit within the State responsible for the implementation of the delegation agreement;

(2) List the functions delegated and functions to be delegated, with a schedule for their assumption by the State;

(3) Identify procedures to be followed and records to be kept by the State and EPA in carrying out each delegated function;

(4) Identify the staffing, hiring, training, and funding necessary to carry out the delegated functions;

(5) Estimate program costs by year for the term of the delegation agreement;

(6) Identify an accounting system, acceptable to the Regional Administrator, which will properly identify and relate State costs to the conduct of delegated functions; and

(7) Identify the form and content of the system for EPA overview of State performance consistent with the requirements in § 35.3025 of this subpart, including the frequency, method, and extent of monitoring, evaluation, and reporting.

(d) The term of the delegation agreement shall generally be five years. As subsequent construction management assistance is awarded, the delegation agreement may be amended to maintain a five-year period.

(e) The delegation agreement will be revised, as necessary, to reflect substantial program or procedural changes, as determined by the Regional Administrator.

(Approved by the Office of Management and Budget under control number 2000-0417)

§ 35.3015 Extent of State responsibilities.

(a) Except as provided in paragraph (c) of this section, the Regional Administrator may delegate to the State agency authority to review and certify all construction grant documents required before and after grant award and to perform all construction grant review and management activities necessary to administer the construction grants program.

(b) The State may also act as the manager of waste treatment construction grant projects for small

communities. The State, with the approval of the community, may serve as the community contracting agent and undertake responsibilities such as negotiating subagreements, providing technical assistance, and assisting the community in exercising its resident engineering responsibility. In this capacity, the State is in the same position as a private entity and cannot require a small community to hold the State harmless from negligent acts or omissions. The State may also execute an agreement with any organization within the State government, other than the State agency, which is capable of performing these services. The terms of the agreement to provide these services to small communities must be approved by the Regional Administrator before execution of the agreement.

(c) The Regional Administrator shall retain overall responsibility for the construction grant program and exercise direct authority for the following:

(1) Construction grant assistance awards, grant amendments, payments, and terminations;

(2) Projects where an overriding Federal interest requires greater Federal involvement;

(3) Final determinations under Federal statutes and Executive Orders (e.g., the National Environmental Policy Act of 1969, 42 U.S.C. 4321 *et seq.*, Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d *et seq.*), except for Sections 201, 203, 204, and 212 of the Clean Water Act;

(4) Final resolution of construction grant audit exceptions; and

(5) Procurement determinations listed under 40 CFR 33.001(g).

§ 35.3020 Certification procedures.

(a) The State will furnish a written certification to the Regional Administrator for each construction grant project application submitted to EPA for award. The certification must state that all Federal requirements, within the scope of authority delegated to the State under the delegation agreement, have been met. This certification must be supported by documentation specified in the delegation agreement. The documentation must be made available to the Regional Administrator upon request.

(b) Certification that a construction grant project application complies with all delegable pre-award requirements consists of certification of compliance with the following sections of Subpart I of this part: § 35.2030 (Facilities planning); § 35.2040 (a) and (b) (Grant application); § 35.2042 (Review of grant applications); and §§ 35.2100 (Limitations on award) through and including 35.2125, except for § 35.2101 (Advanced treatment reviews for projects with incremental capital advanced treatment costs of over $3 million), § 35.2112 (Marine waiver discharge applicants), and § 35.2113 (final decisions under the National Environmental Policy Act).

§ 35.3025 Overview of State performance under delegation.

The Regional Administrator will review the performance of a delegated State through an annual overview program, developed in accordance with procedures agreed to in the delegation agreement (§ 35.3010 (c) (7)). The purpose of the overview program is to ensure that both the delegated State and EPA efficiently and effectively execute the fiscal and program responsiblilities under the Clean Water Act and related legislation. The overview program is comprised of three steps:

(a) *Developing a plan for overview.* The plan for overview specifies priority objectives, key measures of performance, and monitoring and evaluation activities (including State reporting to EPA) for the upcoming year. EPA and the State should agree to a plan for overview in advance of the upcoming year.

(1) Priority objectives will include both program and management objectives. In developing the State priority objectives, the national priorities identified by the Administrator on an annual basis must, at a minimum, be addressed and applied as appropriate to each State. In addition, the Regional Administrator and the State may identify other objectives unique to the situation in the State.

(2) For each priority objective, the plan for overview will specify key measures of performance (both quantitative and qualitative), identify which measures will require the negotiation of outputs, and enumerate the specific monitoring and evaluation activities and methods planned for the upcoming year.

(b) *Negotiating annual outputs.* Annually, the Region and delegated State will negotiate and agree upon outputs, where required by the plan for overview, to cover priority objectives for the upcoming year. This negotiation should also result in development of the work program required for the Section 205(g) assistance application, pursuant to Subpart A, § 35.130 of this part. Where the assistance application covers a budget period beyond the annual overview program period, the assistance award may be made for the full budget period, contingent on future negotiation of annual outputs under this paragraph for subsequent years of the budget period.

(c) *Monitoring and evaluating program performance.* Monitoring and evaluation of program performance (including State reporting) is based on the plan for overview agreed to in advance, and should be appropriate to the delegation situation existing between the Region and State. It should take into account past performance of the State and the extent of State experience in administering the delegated functions. An on-site evaluation will occur at least annually and will cover, at a minimum, negotiated annual outputs, performance expected in the delegation agreement and, where applicable, evaluation of performance under the assistance agreement as provided in 40 CFR 35.150. The evaluation will cover performance of both the Region and the State. Upon completion of the evaluation, the delegation agreement may be revised, if necessary, to reflect changes resulting from the evaluation. The Regional Administrator may terminate or annul any Section 205(g) financial assistance for cause in accordance with the procedures in Subpart A, § 35.150, and Part 30.

(Approved by the Office of Management and Budget under control number 2000-0417)

§ 35.3030 Right of review of State decisions.

(a) Any construction grants applicant or grantee who has been adversely affected by a State's action or omission may request Regional Administrator review of such action or omission, but must first petition the State agency which made the initial decision for review. The State agency will make a final determination in accordance with procedures set forth in the delegation agreement. The final State agency decision must be labeled as such and must include a notice to the petitioner of its right to request the Regional Administrator to review the State agency's decision under this section. The State agency must provide, in writing, normally within 45 days of the date it receives the petition, the basis for its decision regarding the disputed action or omission. A State's failure to address the disputed action or omission in a timely fashion, or in writing will not preclude Regional Administrator review.

(b) Requests for Regional Administrator review must be in writing, adequately state the basis for the request, and include a copy of any written State agency determination of the review request. The request must be

received by the Regional Administrator within thirty days after the State determination of the review request has been received by the petitioner, or within a reasonable time if the State fails to respond in writing to the petitioner's request for review.

(c) A Regional Administrator's decision is a final disputes determination under 40 CFR Part 30 and must include notice of the right of appeal to the Administrator as provided in Part 30.

[Approved by the Office of Management and Budget under control number 2000-0417]

§ 35.3035 Public participation.

(a) Public participation during the development, review, approval, and substantial revision of the delegation agreement will be in accordance with the requirements of Section 101(e) of the Act, Part 25 of this chapter, and this subpart.

(b) The Regional Administrator or the State, as mutually agreed, will make the draft delegation agreement, any proposed substantial amendment to the delegation agreement, and the proposed annual overview program, available to the public for comment, and provide notice of availability, sufficiently in advance of execution to allow for timely comment.

(c) If, based on comments received, the Regional Administrator or State determines that significant interest exists, the State and EPA will consult with interested and affected groups and citizens prior to execution of the delegation agreement, substantial amendment, or annual overview program. If the Regional Administrator or State determines that significant interest and desire for a public meeting exist, the Region or State will hold one or more public meetings at least 30 days prior to execution.

[FR Doc. 83-22614 Filed 8-18-83; 8:45 am]
BILLING CODE 6560-50-M

federal register

Friday
August 19, 1983

Part V

Department of Health and Human Services

Health Resources and Services Administration

List of Primary Care, Dental, and Psychiatric Health Manpower Shortage Areas Designated Under Section 332 of the Public Health Service Act

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Resources and Services Administration

List of Primary Care, Dental, and Psychiatric Health Manpower Shortage Areas Designated Under Section 332 of the Public Health Service Act

SUMMARY: This notice provides a list, updated as of December 31, 1982, of primary care, dental, and psychiatric health manpower shortage areas designated by the Secretary of Health and Human Services under the authority of section 332 of the Public Health Service Act.

FOR FURTHER INFORMATION CONTACT: Richard C. Lee, Chief, Distribution and Shortage Analysis Branch, Office of Data Analysis and Management, Bureau of Health Professions, Health Resources and Services Administration, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857 (301–443–6932).

SUPPLEMENTARY INFORMATION:

1. Background

Section 332 of the Public Health Service Act provides that the Secretary of Health and Human Services shall designate health manpower shortage areas based on criteria established by regulation. Health manpower shortage areas are defined in section 332 to include (1) urban and rural geographic areas, (2) population groups, and (3) facilities with shortages of health manpower. Section 332 further requires that the Secretary publish a list of the designated geographic areas, population groups, and facilities. The list of areas is to be reviewed at least annually and revised as necessary. The Health Resources and Services Administration's Bureau of Health Professions has been assigned the responsibility for designating these areas.

Public or non-profit entities in (or with a demonstrated interest in) these areas are eligible to apply for assignment of National Health Service Corps personnel to provide health services in, or to, the areas. These areas are also eligible obligated service areas for certain Public Health Service scholarship, loan repayment and nurse practitioner traineeship programs, and entities located in the areas are eligible to apply for (or receive preference for) certain Public Health Service grant programs.

2. Development of List

Criteria for designating health manpower shortage areas were first published by the Department of Health, Education, and Welfare as Interim-Final regulations (42 CFR Part 5) in the **Federal Register** of January 10, 1978. Final regulations, revised as warranted by public comments received, were published in the **Federal Register** on November 17, 1980. Criteria are defined for each of seven health manpower types (primary medical care, dental, psychiatric, vision care, podiatric, pharmacy, and veterinary manpower).

In January 1978 and June 1980, the Bureau of Health Professions compared the established criteria with available data on counties and small areas throughout the country and developed data listings showing areas which appeared to meet the criteria. These listings were submitted to the appropriate Health Systems Agencies (HSAs), State Health Planning and Development Agencies (SHPDAs), and Governors for their review and recommendations. In addition, individual requests for designation or withdrawal of particular areas, population groups, or facilities are received continuously; these are routinely submitted to the appropriate HSAs, where active, and to SHPDAs Governors, and other interested organizations or individuals for their review and recommendations. Requests regarding primary care and psychiatric manpower are provided to the appropriate State medical society and requests regarding dental manpower to the appropriate State dental society for comment. The Bureau of Health Professions reviews each designation or withdrawal request, together with any recommendations received on individual requests or on the data listings, and determines whether or not each area involved meets the shortage criteria. The results of these reviews are provided by letter to the agency or individual requesting action or providing data; copies are sent to other involved agencies as well as to interested organizations and persons. These letters constitute the official notice of designation as a health manpower shortage area or the official disapproval of recommendations for such designation.

The list below includes all those areas, population groups, and facilities which had been designated by the Bureau of Health Professions as of December 31, 1982, as primary care, dental, and psychiatric health manpower shortage areas. This list does not include those areas, population groups, or facilities which had previously been designated but whose designations had been withdrawn by this same date. For primary care and dental manpower, this list supersedes the list which appeared in the **Federal Register** on June 15, 1982; for psychiatric manpower, it supersedes the list which appeared in the **Federal Register** on May 8, 1981.

An update of the lists of vision care, podiatric, pharmacy, and veterinary health manpower shortage areas will be published at a later date.

3. Format of List

For each type of manpower, the list of areas is arranged by State. Within each State, the list is first presented by county. If only a portion (or portions) of a county has been designated, or if the county is part of a larger designated service area, or if a population group residing in the county or a facility located in the county has been designated, the name of the service area, population group, or facility involved is listed under the county name. Following the county listing, a list of any designated service areas is presented identifying their component parts in terms of counties, towns, townships census tracts (C.T.s), minor civil divisions (M.C.D.s), census county divisions (C.C.D.s), enumeration districts (E.D.s), magisterial districts, or other definable geographic divisions recognized by the Bureau of the Census. In the case of psychiatric shortage areas, the service areas are frequently defined in terms of mental health catchment areas as defined by State agencies and recognized by the National Institute of Mental Health. Following the service area listing, a list of any designated population groups is presented identifying each such group and the geographic area wherein it resides. Following the population group listing, a list by name and location of any separately designated facilities (including prisons, correctional institutions, health centers, or hospitals) is presented.

Beside each designated area, population group or facility the appropriate "degree-of-shortage" group is indicated, corresponding to the criteria for these groupings contained in the regulations. (Group 1 represents areas with the highest degree of shortage, Group 2 with next highest degree of shortage, etc.). These groups have been defined for use in determining relative priorities for placement of National Health Service Corps (NHSC) personnel; however, these groupings represent only part of the process for making placement decisions, which includes other considerations relating to need, demand,

and attractiveness of the various designated areas.

In addition to the specific listings included in this notice, all Indian tribes which meet the definition in section 4(d) of Pub. L. 94–437, the Indian Health Care Improvement Act of 1976, are automatically designated as population groups with primary medical care and dental manpower shortages. Such automatic designations of Indian tribes are assigned to degree-of-shortage group 4 unless otherwise indicated in this listing (based on specific data provided for this purpose).

4. Future Updates of List of Designated Areas

The list below consists of those primary care, dental, and psychiatric health manpower shortage areas which were designated as of December 31, 1982. Additional designation activity is being carried out continuously and future updates of the list will be published periodically in the **Federal Register**. In particular, it should be noted that some additional areas have been designated or withdrawn by letter since December 31, 1982, and the appropriate agencies and persons notified of the action. Although official, these actions are not included in the list below, because they had not yet been added to the computerized data base at the time this list was generated.

Any designated area listed below is subject to possible future withdrawal from designation if new information is received by the Bureau of Health Professions indicating that the situation in the area has changed or that erroneous or incomplete data were used in making the original designation. Interested parties are notified by mail of any such withdrawal, and future **Federal Register** listings will also reflect them.

For further information on these designations, to request additional designations, or to request withdrawal of any designation, please contact Richard C. Lee, Chief, Distribution and Shortage Analysis Branch, Office of Data Analysis and Management, at the address listed above. All requests for designations or withdrawals should be based on the criteria in the regulations as published on November 17, 1980.

Dated: July 14, 1983.

Robert Graham, M.D.,

Administrator, Assistant Surgeon General.

PRIMARY CARE: Alabama

County Listing

County name	Degree of shortage group
Autauga	01
Baldwin:	
Service area: Bay Minette	04
Barbour	01
Bibb	01
Blount	01
Bullock	01
Butler	03
Calhoun:	
Service area: Etowah	04
Service area: Oxford/S. Anniston	01
Service area: Weaver/N. Anniston	01
Service area: Weoster Chapel/Alexandria	01
Chambers:	
Service area: La Fayette	01
Cherokee	02
Chilton	01
Choctaw	01
Clarke:	
Service area: Coffee/Jackson	02
Clay	04
Cleburne	01
Colbert:	
Service area: Cherokee	01
Conecuh	01
Coosa	01
Covington:	
Service area: North Covington	01
Service area: South East Covington	03
Crenshaw	03
Dale	01
De Kalb	02
Elmore	02
Escambia	04
Etowah	04
Service Area: Etowah	
Fayette	04
Geneva	01
Greene	04
Hale	02
Henry	01
Houston:	
Service area: East Houston	01
Jackson	02
Jefferson:	
Service area: Pratt City	01
Service area: Roosevelt City	01
Service area: Warrior/Morris	02
Lamar	04
Lauderdale:	
Service area: Waterloo	02
Lawrence	02
Limestone	04
Lowndes	01
Macon	04
Madison:	
Service area: Triana	02
Population Group: Med Ind Pop. of Madison	02
Marengo	03
Marion	01
Mobile:	
Service area: Bayou La Batre	01
Service area: City of Pritchard	01
Service area: Davis Area Community	01
Facility:Univ. S. Ala. Childrens Med Ctr	01
Monroe	04
Montgomery:	
Service area: South Montgomery	01
Perry	02
Pickens	02
Pike	03
Russell:	
Service area: Cottonton/Hurtsboro	01
St Clair	01
Sumter:	
Service area: Black Belt Community	01
Talladega:	
Service area: Childersburg	01
Service area: Lincoln/Estaboga	01
Service area: Munford	01
Tallapoosa	03
Tuscaloosa:	
Service area: West Tuscaloosa	01
Walker	02
Washington	01
Wilcox	02
Winston	02

PRIMARY CARE: Alabama

Service Area Listing

Service area name	Degree of shortage group
Bay Minette	04
County—Baldwin:	
Parts of County:	
C.T. 101-106	
Bayou La Batre	01
County—Mobile:	
Parts of county:	
C.T. 66 (parts)	
C.T. 67 (parts)	
C.T. 72 (parts)	
C.T. 73 (parts)	
Black Belt Community	01
County—Sumter:	
Parts of county:	
Gainsville Div.	
Livingston Div. (Epps Twn)	
Panola/Geiger Div.	
Cherokee	01
County—Colbert:	
Parts of county:	
Cherokee CCD	
Childersburg	01
County—Talladega	
Parts of county:	
Childersburg Div.	
City of Pritchard	01
County—Mobile:	
Parts of county:	
C.T. 12.01	
C.T. 39.01	
C.T. 39.02	
C.T. 40–50	
C.T. 61	
Coffee/Jackson	02
County—Clarke:	
Parts of county:	
Coffeeville:	
Jackson NW	
Jackson SE	
Cottonton/Hurtsboro	01
County—Russell:	
Parts of county:	
Cottonton-Seale	
Hurtsboro	
Davis Area Community	01
County-Mobile:	
Parts of county:	
C.T. 2	
C.T. 3	
C.T. 4.01	
C.T. 4.02	
C.T. 5	
C.T. 6	
East Houston	01
County—Houston:	
Parts of county:	
Columbia	
Gordon	
Etowah	04
County—Calhoun:	
Parts of county:	
Piedmont Div.	
Chatchee Div.	
Webster Chapel-Alexandria Div.	
County—Etowah	
La Fayette	01
County—Chambers:	
Parts of county:	
La Fayette Div	
Lincoln/Estaboga	01
County—Talladega:	
Parts of county:	
Lincolin-Estaboga Div	
Munford	01
County—Talladega:	
Parts of county:	
Munford	
North Covington	01
County—Covington:	
Parts of county:	
Red Level	
Rosehill-Gantt	
Oxford/South Anniston	01
County—Calhoun:	
Parts of county:	
E.D. 66	
E.D. 84	
E.D. 86-90	

PRIMARY CARE: Alabama—Continued

Service Area Listing

Service area name	Degree of shortage group
E.D. 92-96	
City of Oxford	
Pratt City	01
County—Jefferson:	
Parts of county:	
C.T. 10-12	
C.T. 14	
Roosevelt City	01
County—Jefferson:	
Parts of county:	
C.T. 105	
C.T. 131	
C.T. 133	
C.T. 136	
C.T. 137	
South East Covington	03
County—Covington:	
Parts of county:	
Florala CCD	
South Montgomery	01
County—Montgomery:	
Parts of county:	
Hope Hull	
Pine Level	
Ramer	
Triana	02
County—Madison:	
Parts of county:	
C.T. 106 (E.D. 8, 15)	
C.T. 110 (E.D. 9A, 9B, 10, 11, 18, 19A)	
C.T. 112 (E.D. 12, 178, 208, 212)	
Warrior/Morris	02
County—Jefferson:	
Parts of county:	
C.T. 113	
C.T. 114	
Waterloo	02
County—Lauderdale:	
Parts of county:	
Waterloo CCD	
Weaver/North Anniston	01
County—Calhoun:	
Parts of county:	
E.D. 58-65	
E.D. 69-77	
E.D. 80	
E.D. 81	
City of Weaver	
Webster Chapel/Alexandria	01
County—Calhoun:	
Parts of county:	
Webster Chapel/Alexandria	
West Tuscaloosa	01
County—Tuscaloosa:	
Parts of county:	
C.T. 116-119	

PRIMARY CARE: Alabama

Population Group Listing

Population Group	Degree of shortage group
Med. Ind. pop. of Madison Co	02

PRIMARY CARE: Alabama

Facility Listing

Facility	Degree of shortage group
Univ. So. Ala. Childrens Med Ctr	01
County—Mobile	

PRIMARY CARE: Alaska

Division Listing

Division name	Degree of shortage group
Aleutian Islands Div	01
Anchorage Div.:	
Populatin Group: Low inc pop. of Anchorage	04
Angoon Div	04
Service Area: Juneau	
Barrow div	01
Bethel div	01
Bristol Bay div	03
Service Area: Bristol Bay	
Bristol Bay Boro. div	03
Service Area: Bristol Bay	
Juneau Div	04
Service Area: Juneau	
Kobuk div	01
Kuskukwim div	01
Matanuska-Sustina div	04
Nome div	01
Outer Ketachikan div	01
Prince of Wales div	01
Seward div	04
Skagway-Yakutat div	04
Service Area: Juneau	
Southeast-Fairbanks div	01
Upper Yukon div	01
Valdez-Chitina-Whitt. div	02
Wade Hampton div	01
Yukon-Koyukuk div	01

PRIMARY CARE: Alaska

Service area Listing

Service Area name	Degree of shortage group
Bristol Bay	03
Bristol Bay div.	
Bristol Bay Boro. div.	
Juneau	04
Angoon div.	
Juneau div.	
Skagway-Yakutat div.	

PRIMARY CARE: Alaska

Population Group Listing

Population group	Degree of shortage group
Low inc pop. of Anchorage Div	04

PRIMARY CARE: Arizona

County Listing

County name	Degree of shortage group
Apache:	
Service area: Puerco Valley	01
Service area: St. Johns	02
Service area: White Mountain Indian Reservation	03
Population group: Indian pop. of Ganado	01
Population group: Indian pop. of Jsaile	01
Population group: Indian pop. of Rough Rock	01
Cochise:	
Service area: Benson	03
Service area: Bisbee	04
Service area: Bowie	01
Service area: Tombstone City area	01
Coconino:	
Service area: Williams	02

PRIMARY CARE: Arizona—Continued

County Listing

County name	Degree of shortage group
Gila:	
Service area: Payson	04
Service area: White Mountain Indian Reservation	01
Maricopa:	
Service area: El Mirage	01
Service area: South Phoenix	02
Service area: Town of Guadalupe	02
Facility: Maricopa Co. jails	02
Mohave:	
Service area: Bullhead City	02
Navajo:	
Service area: Kayenta	01
Service area: Hopi Indian Reservation	01
Service area: White Mountain Indian Reservation	03
Service area: Winslow	04
Population group: Indian pop. of Ganado	01
Population group: Indian pop. of Rough Rock	01
Pima:	
Service area: El Rio	01
Service area: Catalina	01
Service area: Marana	02
Pinal:	
Service area: Catalina	01
Service area: Superior	01
Population group: Migrant/seasonal farmworkers of Cent/W. Pinal	01
Santa Cruz	01
Yavapai:	
Service area: Seligman	02
Yuma:	
Service area: Northern Yuma County	01
Service area: Somerton Clinic Target area	01

PRIMARY CARE: Arizona

Service Area Listing

Service area name	Degree of shortage group
Benson	03
County—Cochise:	
Parts of county:	
Benson CCD	
Bisbee	04
County: Cochise	
Parts of County:	
Bisbee CCD	
Bowie	01
County—Cochise:	
Parts of county:	
Bowie CCD	
Bullhead City	02
County—Mohave:	
Parts of county:	
Kingman North (PT)	
Kingman South (PT)	
Catalina	01
County—Pima:	
Parts of county:	
C.T. 47.07	
County—Pinal:	
Parts of county:	
Oracle Junction (in San Manuel div)	
El Mirage	01
County—Maricopa:	
Parts of county:	
C.T. 405 (Southern ½)	
C.T. 608	
C.T. 609	
El Rio	01
County—Pima:	
Parts of county:	
C.T. 1-4	
C.T. 8-12	
C.T. 13.02	
C.T. 22-24	
C.T. 25.01	

PRIMARY CARE: Arizona—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 37.01	
C.T. 37.02	
C.T. 37.03	
C.T. 38	
C.T. 39	
Hopi Indian Reservation	01
County—Navajo:	
Parts of county:	
Hopi division	
Kayenta	01
County—Navajo:	
Parts of county:	
Navajo Monument division	
Marana	02
County—Pima:	
Parts of county:	
Marana CCD	
Northern Yuma County	01
County—Yuma:	
Parts of county:	
Parker division	
Payson	04
County—Gila:	
Parts of county:	
Christopher Creek	
Gisela	
Jakes Corner	
Kahls Ranch	
Payson	
Pine	
Rye	
Strawberry	
Tonto div.	
Tonto Village	
Puerco Valley	01
County—Apache:	
Parts of county:	
Puerco Division	
Seligman	02
County—Yavapai:	
Parts of county:	
Ashfork division	
Somerton	01
County—Yuma:	
Parts of county:	
Somerton	
Wellton (part)	
South Phoenix	02
County—Maricopa:	
Parts of county:	
C.T. 1152-1161	
C.T. 1162.01	
C.T. 1162.02	
C.T. 1163-1167	
St. Johns	02
County—Apache:	
Parts of county:	
St. Johns division	
Superior	01
County—Pinal:	
Parts of county:	
E.D. 6-9	
Tombstone City area	01
County—Cochise:	
Parts of county:	
Tombstone Div. (Eastern half)	
Town of Guadalupe	02
County—Maricopa:	
Parts of county:	
Town of Guadalupe	
White Mountain Indian Reservation	03
County—Apache:	
Parts of county:	
McNary division	
County—Gila:	
Parts of county:	
Reservation division (part)	
Williams	02
County—Coconino:	
Parts of county:	
Williams CCD	
Winslow	04

PRIMARY CARE: Arizona—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Navajo:	
Parts of county:	
Winslow (Part of Little Colorado division)	

PRIMARY CARE: Arizona

Population Group Listing

Population group	Degree of shortage group
Indian pop. of Ganado area	01
County—Apache:	
Parts of county:	
Southern part	
County—Navajo:	
Parts of county:	
Southern part	
Indian Population of Jsalie	01
County: Apache	
Indian pop. of Rough Rock area	01
County—Apache:	
Parts of county:	
Northern part	
County—Navajo:	
Parts of county:	
Northern part	
Migrant/seasonal farmworkers of cent/w. Pinal	01
County—Pinal:	
Parts of county:	
Casa Grande division	
Coolidge division	
Eloy division	
Maricopa/Stanfield division	
Sacaton division	

PRIMARY CARE: Arizona

Facility Listing

Facility	Degree of shortage group
Maricopa Co. Jails	02
County—Maricopa	

PRIMARY CARE: Arkansas

County Listing

County name	Degree of shortage group
Arkansas:	
Service Area: Arkansas County	01
Ashley	02
Calhoun	01
Clark:	
Service Area: Southern Clark Co	02
Clay	01
Cleveland	02
Crawford	01
Crittenden:	
Service Area: Parkin	01
Facility: Crittenden Memorial Hospital	01
Cross:	
Service Area: Parkin	01
Franklin	01
Fulton:	
Service Area: Horseshoe Bend	03
Grant	04
Howard	02
Izard:	
Service Area: Horseshoe Bend	03

PRIMARY CARE: Arkansas—Continued

County Listing

County name	Degree of shortage group
Jefferson:	
Service Area: Northeast Jefferson County	01
Facility: South Arkansas Correctional Institutions	02
Lafayette	01
Lawrence	04
Lee	02
Lincoln	01
Little River	02
Logan	02
Lonoke	02
Mississippi	03
Monroe:	
Service Area: Clarendon	01
Montgomery	01
Nevada:	
Service Area: Stephens	01
Newton	01
Ouachita:	
Service Area: Stephens	01
Perry	01
Phillips:	
Service Area: Elaine	01
Poinsett	02
Polk:	
Service Area: Wickes	01
Pope:	
Service Area: Atkins	01
Prairie	01
Pulaski:	
Service Area: East Central Pulaski	01
Service Area: McAlmont	01
Scott	02
Searcy	01
Sebastian:	
Service Area: Stephens	01
Sharp	03
Stone	02
Union:	
Service Area: Stephens	01
Service Area: Strong	01
Van Buren	04
Washington:	
Service Area: West Washington	02
Woodruff	03

PRIMARY CARE: Arkansas

Service Area Listing

Service area name	Degree of shortage group
Arkansas County	01
County—Arkansas:	
Parts of county:	
Arkansas Township	
Barton Township	
Bayou Meto Township	
Brewer Township	
Chester Township	
Crockett Township	
Garland Township	
Keaton Township	
La Grue Township	
Point de Luce Township	
Prairie Township	
Stanley Township	
Atkins	01
County—Pope:	
Parts of county:	
Burnett	
Center	
Convenience	
Griffin	
Gum Logg	
Hill	
Hogan	
Independence	
Jackson	

PRIMARY CARE: Arkansas—Continued

Service Area Listing

Service area name	Degree of shortage group
Liberty	
Moreland	
North Fork	
Phoenix	
Smyrna	
Sulpher	
Valley	
Wilson	
Clarendon	01
County—Monroe:	
Parts of county:	
Cache	
Cypress Ridge	
Hindman	
Pine Ridge	
Roc Roe	
Diamond	01
County—Sebastian:	
Parts of county:	
Diamond Twp.	
Hartford Twp.	
Jim Fork Twp.	
Mississippi Twp.	
Sugarloaf Twp.	
East Central Pulaski	01
County—Pulaski	
Parts of County:	
C.T. 1-13	
C.T. 18	
C.T. 25	
C.T. 26	
C.T. 28	
C.T. 40.01	
Elaine	01
County—Phillips:	
Parts of county:	
Jamesbush	
Lake	
Mooney	
Searcy	
Horseshoe Bend	03
County—Fulton:	
Parts of county:	
Union	
County—Izard:	
Parts of county:	
Baker	
Franklin	
Jefferson	
New Hope	
Violet Hill	
McAlmont	01
County—Pulaksi:	
Parts of county:	
C.T. 38	
C.T. 39	
Northeast Jefferson County	01
County—Jefferson:	
Parts of county:	
BarraqueTownship	
Bogy Township	
Bolivar Township	
Dudley Township	
Dunnington Township	
Jefferson Township	
Old River Township	
Pastoria Township	
Plum Bayou Township	
Roberts Township	
Villemont Township	
Washington Township	
Parkin	01
County—Crittenden:	
Parts of county:	
Tyronza Twp.	
County—Cross:	
Parts of county:	
Tyronza Twp.	
Southern Clark Co	02
County—Clark:	
Parts of county:	
Missouri Twp.	
Stephens	01

PRIMARY CARE: Arkansas—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Nevada	
Parts of County:	
Jackson twp.	
Leake Twp.	
County—Quachita:	
Parts of County:	
Bragg Twp.	
Bridge Creek Twp.	
Jefferson Twp.	
Lafayette Twp.	
Liberty Twp.	
Marion Twp.	
Smackover Twp.	
County—Union:	
Parts of County:	
Boone Twp.	
Van Buren Twp.	
Strong	01
County—Union:	
Parts of county:	
Jefferson Twp.	
Lapile Twp.	
West Washington	02
County—Washington:	
Parts of county:	
Boston Twp.	
Cane Hill Twp.	
Cove Creek Twp.	
Dutch Mills Twp.	
Illinois Twp.	
Mars Hill Twp.	
Morrow Twp.	
Price Twp.	
Prairie Grove Twp.	
Rheas Hill Twp.	
Starr Hill Twp.	
Valley Twp.	
Vineyard Twp.	
Weddington Twp.	
Wickes	01
County—Polk:	
Parts of county:	
Ozark	
White	

PRIMARY CARE: Arkansas

Facility Listing

Facility	Degree of shortage group
Crittenden Memorial Hosp	01
County—Crittenden	
S. Arkansas Correctional Facilities	02
County—Jefferson:	
Parts of county:	
Tucker Prison	
Women's Unit	
County—Lincoln:	
Parts of county:	
Cummins Prison	

PRIMARY CARE: California

County Listing

County name	Degree of shortage group
Alameda:	
Service area: Albany-Berkeley N.W./Berkeley S.W.	03
Service area: East Alameda	03
Population group: Sp. spkg./med. ind. pop. of Union Co	02
Alpine:	
Service area: Markleeville	01
Amador:	
Service area: Pine Grove/Silver Lake	02
Service area: Sutter Creek/Plymouth	04
Butte:	
Service area: Yube foothills/Feather falls	01

PRIMARY CARE: California—Continued

County Listing

County name	Degree of shortage group
Calaveras:	
Service area: West Point/Wilseyville	01
Contra Costa:	
Service area: Oakley/Bethel/Byron/Brentwood	01
Del Norte	04
Population group: Indian pop. of Trinidad area	01
El Dorado:	
Service area: Georgetown	03
Fresno:	
Service area: Firebaugh/Mendota	01
Service area: Fresno	01
Service area: Riverdale/Caruthers/Raisin City	02
Service area: Sierra	02
Service area: Southeast Fresno	01
Service area: Southwest Fresno	02
Glenn:	
Service area: Orland	04
Humboldt:	
Service area: Trinidad	03
Service area: Mad River	01
Population group: Indian pop. of Trinidad area	01
Inyo:	
Service area: Death Valley	01
Kern:	
Service area: Arvin/Lamont	01
Service area: Boron	03
Service area: Buttonwillow	01
Service area: Frazier Park	02
Service area: Lake Isabella	02
Service area: Wasco/Shafter	02
Lake:	
Service area: Clearlake Highlands	02
Lassen:	
Service area: North Lassen	01
Service area: Honey Lake	01
Los Angeles:	
Service area: Avalon/Goodyear/Main	04
Service area: Commerce	02
Service area: East Compton	01
Service area: East LA/City Terrace/Maravilla	02
Service area: Figueroa/Firestone/Green Meadows/Watts	04
Service area: Florence/Huntington Park	04
Service area: Highland Pk./Linc. Hts/Mt Wash./El Sereno	02
Service area: Industry/La Puente/Baldwin	02
Service area: Maple/Santa Barbara	01
Service area: Maywood Bell/Southgate	03
Service area: Monterey Park/Rosemead	03
Service area: Newhall	02
Service area: North El Monte/South El Monte	03
Service area: Palmdale	02
Service area: Pico Rivera	04
Service area: West Compton	01
Service area: Wholesale Urban Subdivision	01
Population group: Sp. spkg./med. ind. pop. of Boyle Hts	01
Madera:	
Service area: Oakhurst-North Fork	02
Population group: Sp. spkg./mig. pop. of Madera	01
Marin:	
Service area: Bolinas/Stinson	01
Mariposa:	
Service area: Coulterville	01
Mendocino:	
Service area: Covelo	01
Service area: Northwest Mendocino	01
Service area: Point Arena	01
Merced:	
Service area: Northern Merced	03
Population group: Sp. spkg./mig. pop. of Gtr. Merced	02
Population group: Sp. spkg./mig./seas pop. of Los Banos/Dos Palos	01
Modoc:	
Service area: Adin/Lookout	01
Service area: Surprise Valley	04
Service area: Tule Lake/Butte Valley	03
Mono:	
Service area: North Mono	01
Monterey:	
Service area: Northcentral/E. Salinas	02
Service area: Seaside	02
Service area: Soledad	01
Orange:	
Population group: Indochinese pop. of Orange	02

PRIMARY CARE: California—Continued

County Listing

County name	Degree of shortage group
Placer:	
Service area: Colfax/Summit	01
Service area: Foresthill/Backcountry	01
Plumas:	
Service area: Greenville	02
Riverside:	
Population group: Indian pop. of Banning area	01
Service area: Blythe	02
Service area: Lower Coachella Valley	01
Sacramento:	
Service area: Galt	01
San Benito	04
San Bernardino:	
Population group: Indian pop. of Banning area	01
Service area: Lucerne Valley	01
Service area: Tri-community	01
Service area: Wrightwood	01
San Diego:	
Service area: Alpine	02
Service area: Anza	02
Service area: Mission/Ocean/Pacific Beach	02
Service area: Mountain Empire	01
Service area: Palomar/Laguna	03
Service area: Ramona	02
Service area: San Ysidro	02
Service area: Southwest San Diego	02
Service area: Valley Center/Pauma	02
Population group: Indochinese pov. pop. of Linda Vista	01
Population group: Sp Spkg/mig. pop. of Escondido	02
Population group: Pov. pop. of San Marcos	02
San Francisco:	
Service area: Bayview/Hunters Point	02
Service area: Tenderloin	01
Service area: Merced Hts/Visitation Valley	02
San Joaquin:	
Population group: Mig./seas. Frmwkrs of Inr City Stockton	04
San Luis Obispo:	
Service area: Nipomo/Arroyo Grande	02
San Mateo:	
Service area: Fair Oaks	02
Santa Barbara:	
Service area: Cuyama Valley	01
Santa Clara:	
Service area: Loma Prieta School District	02
Santa Cruz:	
Service area: Loma Prieta School District	02
Shasta:	
Service area: Burney Basin	03
Sierra:	
Service area: Shingletown	01
Service area: West Sierra	01
Siskiyou:	
Service area: Happy Camp	04
Service area: Siskiyou	02
Service area: Tule Lake/Butte Valley	03
Solano:	
Service area: Dixon	01
Service area: Vacaville	04
Sonoma:	
Service area: Cloverdale/Geyserville	02
Service area: Russian River	02
Stanislaus:	
Population group: Sp. spkg. pop. of SW. Stanislaus	02
Service area: West Modesto	01
Trinity:	
Service area: Hayfork	04
Service area: Mad River	01
Tulare:	
Service area: Lipton/Earlimart	01
Service area: Springville	01
Tuolumne:	
Service area: Groveland	01
Service area: Stanislaus/Yosemite	01
Service area: Tuolumne City	01
Ventura:	
Population group: Dev. disabled of Ventrua Co.	02
Yolo:	
Service area: Esparto/Knights Landing	01
Yuba:	
Service area: Yuba Foothills/Feather Falls	01

PRIMARY CARE: California

Service Area Listing

Service area name	Degree of shortage group
Adin-Lookout	01
County—Modoc:	
Parts of county:	
Adin-Lookout	
Albany-Berkeley N.W./Berkeley S.W.	03
County—Alameda:	
Parts of county:	
C.T. 4201–4206	
C.T. 4218–4223	
C.T. 4230–4234	
C.T. 4240	
Alpine	02
County—San Diego:	
Parts of county:	
Alpine Div.	
Anza	02
County—San Diego:	
Parts of county:	
C.T. 210 (Anza Div.)	
Arvin/Lamont	01
County—Kern:	
Parts of county:	
C.T. 62	
C.T. 63	
C.T. 64	
Avalon/Goodyear/Main	04
County—Los Angeles:	
Parts of county:	
C.T. 2281–2289	
C.T. 2291–2294	
C.T. 2311	
C.T. 2318	
C.T. 2319	
C.T. 2328	
C.T. 2391–2396	
C.T. 5328	
C.T. 5329	
Bayview/Hunters Point	02
County—San Francisco:	
Parts of county:	
C.T. 230–234	
C.T. 606	
C.T. 608–610	
Blythe	01
County—Riverside:	
Parts of county:	
Palo Verde Div.	
Chuckwalla Div.	
Bolinas-Stinson	01
County—Marin:	
Parts of county:	
C.T. 1321	
Boron	03
County—Kern:	
Parts of county:	
C.T. 55.02	
C.T. 56–59	
Burney Basin	03
County—Shasta:	
Parts of county:	
Big Ben Div.	
Burney Div.	
Cassel Div.	
Caton Valley Div.	
East Shasta Div.	
Hat Creek Div.	
Johnson Park Div.	
Montgomery Creek Div.	
Old Station Div.	
Buttonwillow	01
County—Kern:	
Parts of county:	
C.T. 33.01 (Part)	
C.T. 37	
C.T. 42 (Part)	
C.T. 45 (Part)	
Clearlake Highlands	02
County—Lake:	
Parts of county:	
Lower Lake/Middletown CCD	
Upper Lake/Clear Lake Oak CCD (part)	
Cloverdale/Geyserville	02
County—Sonoma:	
Parts of county:	
C.T. 1541	
C.T. 1542	
Colfax-Summit	01

PRIMARY CARE: California—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Placer:	
Parts of county:	
Colfax-Summit Div.	
Commerce	02
County—Los Angeles:	
Parts of county:	
C.T. 5323.01	
C.T. 5323.02	
Coulterville	01
County—Mariposa:	
Parts of county:	
Coulterville	
Covelo	01
County—Mendocino:	
Parts of county:	
Covelo	
Cuyama Valley	01
County—Santa Barbara:	
Parts of county:	
Cuyama Division	
Death Valley	01
County—Inyo:	
Parts of county:	
E.D. 23–26	
Dixon	01
County—Solano:	
Parts of county:	
C.T. 2533	
C.T. 2534	
East Alameda	03
County—Alameda:	
Parts of county:	
C.T. 4048–4066	
C.T. 4070–4078	
C.T. 4082–4098	
C.T. 4101–4104	
East Compton	01
County—Los Angeles:	
Parts of county:	
C.T. 5416.01	
C.T. 5416.02	
C.T. 5420	
C.T. 5421.01	
C.T. 5421.02	
C.T. 5422	
C.T. 5424.01	
C.T. 5424.02	
East La/City Terrace/Maravilla	02
County—Los Angeles:	
Parts of county:	
C.T. 5303–5306	
C.T. 5308–5319	
Esparto/Knights Landing	01
County: Yolo	
Parts of County:	
C.T. 114–115	
Fair Oaks	02
County—San Mateo:	
Parts of county:	
C.T. 6104	
C.T. 6105	
C.T. 6106	
C.T. 6117–6119	
Figueroa/Firestone/Green Meadows/Watts	04
County—Los Angeles:	
Parts of county:	
C.T. 2397–2399	
C.T. 2401–2409	
C.T. 2411–2418	
C.T. 2421–2429	
C.T. 2431	
C.T. 5349	
C.T. 5350	
C.T. 5351.01	
C.T. 5351.02	
C.T. 5352–5354	
C.T. 5404	
Firebaugh/Mendota	01
County—Fresno:	
Parts of county:	
Firebaugh Div.	
Mendota Div.	
Florence/Huntington Park	04
County—Los Angeles:	
Parts of county:	
C.T. 5325–5327 5330–5332	
C.T. 5335	
C.T. 5345	

PRIMARY CARE: California—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 5347	
C.T. 5348	
Foresthill-Backcounty	01
County—Placer:	
Parts of county:	
C.T. 202 (Foresthill-Backcounty)	
Frazier Park	02
County—Kern:	
Parts of county:	
C.T. 33.02	
C.T. 60 (Part)	
Fresno	01
County—Fresno:	
Parts of county:	
C.T. 82	
Galt	01
County—Sacramento:	
Parts of county:	
C.T. 94	
C.T. 95	
Georgetown	03
County—El Dorado:	
Parts of county:	
C.T. 306	
C.T. 309 (Coloma & Lotus)	
Greenville	02
County—Plumas:	
Parts of county:	
Greenville CCD	
Groveland	01
County—Tuolumne:	
Parts of county:	
Groveland	
Happy Camp	04
County—Siskiyou:	
Parts of county:	
Happy Camp CCD	
Hayfork	04
County: Trinity	
Parts of County:	
Hayfork CCD	
Highland Pk/Linc. Hts/Mt Wash./El Sereno	02
County—Los Angeles:	
Parts of county:	
C.T. 1831–1833	
C.T. 1835–1838	
C.T. 1851–1853	
C.T. 1991–1999	
C.T. 2011–2017	
C.T. 5307	
Honey Lake	01
County—Lassen:	
Parts of county:	
Honey Lake Div.	
Industry/La Puente/Baldwin	02
County—Los Angeles:	
Parts of county:	
C.T. 4047–4052	
C.T. 4069–4073	
C.T. 4075–4079	
C.T. 4081–4086	
Lake Isabella	02
County—Kern:	
Parts of county:	
C.T. 51.01	
C.T. 52	
Lipton-Earlimart	01
County—Tulare:	
Parts of county:	
C.T. 32	
C.T. 42–44	
Loma Prieta School District	02
County—Santa Clara:	
Parts of county:	
Lexington Division (Part)	
County—Santa Cruz:	
Parts of county:	
San Lorenzo Valley (Part)	
Scotts Valley Division (Part)	
Lower Coachella Valley	01
County—Riverside:	
Parts of county:	
C.T. 456	
Lucerne Valley	01
County—San Bernandino:	
Parts of county:	
E.D. 1181	
E.D. 1183–1188	

PRIMARY CARE: California—Continued

Service Area Listing

Service area name	Degree of shortage group
E.D. 1246 (W. ½)	
Mad River	01
County—Humboldt:	
Parts of county:	
Dinsmore Div.	
County—Trinity:	
Parts of county:	
Mad River Div	
Maple/Santa Barbara	01
County—Los Angeles:	
Parts of county:	
C.T. 2214.01	
C.T. 2214.02	
C.T. 2215.01	
C.T. 2215.02	
C.T. 2216.01	
C.T. 2216.02	
C.T. 2217.01	
C.T. 2217.02	
C.T. 2218	
C.T. 2219	
C.T. 2221–2227	
C.T. 2244–2247	
C.T. 2264–2267	
Markleeville	01
County—Alpine:	
Parts of county:	
Markleeville	
Maywood Bell/Southgate	03
County—Los Angeles:	
Parts of county:	
C.T. 5333	
C.T. 5334	
C.T. 5336	
C.T. 5337	
C.T. 5338.01	
C.T. 5338.02	
C.T. 5339–5343	
C.T. 5344.01	
C.T. 5344.02	
C.T. 5355	
C.T. 5356.01	
C.T. 5365.02	
C.T. 5357–5362	
Merced Hts/Visitation Valley	02
County—San Francisco:	
Parts of county:	
C.T. 255–264	
C.T. 312–314	
C.T. 605	
Mission/Ocean/Pacific Beach	02
County—San Diego:	
Parts of county:	
C.T. 73–78	
C.T. 79–01	
C.T. 79.02	
C.T. 80.01	
C.T. 80.02	
Monterey Park/Rosemead	03
County—Los Angeles:	
Parts of county:	
C.T. 4322	
C.T. 4329	
C.T. 4336	
C.T. 4813	
C.T. 4817	
C.T. 4818	
C.T. 4820–4828	
Mountain Empire	01
County—San Diego:	
Parts of county:	
Mountain Empire Div.	
N. Central/E. Salinas	02
County—Monterey:	
Parts of county:	
C.T. 5–9	
C.T. 13	
C.T. 17	
C.T. 18	
Newhall	02
County—Los Angeles:	
Parts of county:	
C.T. 1081	
C.T. 1082	
C.T. 9200.01	
C.T. 9200.02	
C.T. 9200.03	
C.T. 9201	

PRIMARY CARE: California—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 9203.01, 9203.02, 9203.03	
North El Monte/South El Monte	03
County—Los Angeles:	
Parts of county:	
C.T. 4315	
C.T. 4323–4328	
C.T. 4331–4335	
C.T. 4337–4340	
North Lassen	01
County—Lassen:	
Parts of county:	
Big Valley	
Madeline Plains	
North Mono	01
County—Mono:	
Parts of county:	
Mono North	
Northern Merced	03
County—Merced:	
Parts of county:	
Atwater Division	
Hilmar-Irwin Division	
Livingston-Delhi	
Snelling Division	
Northwest Mendocino	01
County—Mendocino:	
Parts of county:	
Laytonville-Leggett	
Oakhurst-North Fork	02
County—Madera:	
Parts of county:	
Oakhurst-North Fork CCD	
Orland	04
County—Glenn:	
Parts of county:	
Orland CCD	
Palmdale	02
County—Los Angeles:	
Parts of county:	
C.T. 9100–9110	
Palomar-Laguna	03
County—San Diego:	
Parts of county:	
Palomar-Laguna Div.	
Pico Rivera	04
County—Los Angeles:	
Parts of county:	
C.T. 5504.01	
C.T. 5504.02	
C.T. 5005–5010	
C.T. 5021–5025	
C.T. 5026.01	
C.T. 5026.02	
Pine Grove/Silver Lake	02
County—Amador:	
Parts of county:	
Pine Grove/Silver Lake	
Point Arena	01
County—Mendocino:	
Parts of county:	
Point Arena	
Ramona	02
County—San Diego:	
Parts of county:	
C.T. 208 (Ramona Div)	
Riverdale/Caruthers/Raisin City	02
County—Fresno:	
Parts of county:	
C.T. 75–77	
Russian River	02
County—Sonoma:	
Parts of county:	
C.T. 1537	
C.T. 1543 (South Portion)	
San Ysidro	02
County—San Diego:	
Parts of county:	
C.T. 100	
C.T. 101.01	
C.T. 101.02	
C.T. 102–105	
C.T. 132.01	
C.T. 132.02	
C.T. 133.03	
C.T. 133.04	
Seaside	02
County—Monterey:	
Parts of county:	
Seaside Div.	

PRIMARY CARE: California—Continued

Service Area Listing

Service area name	Degree of shortage group
Serra	02
County—Sierra:	
Parts of county:	
Sierra	
Shinglestown	01
County: Shasta	
Parts of County:	
Central Shasta CCD (E.D. 343-347)	
Siskiyou	02
County—Siskiyou:	
Parts of county:	
Etna	
Ft. Jones	
Soledad	01
County—Monterey:	
Parts of county:	
Soledad Div.	
Southeast Fresno	01
County—Fresno:	
Parts of county:	
C.T. 4	
C.T. 12	
C.T. 13	
C.T. 14.01	
C.T. 15	
Southwest Fresno	02
County—Fresno:	
Parts of county:	
C.T. 78-81	
Southwest San Diego	02
County—San Diego:	
Parts of county:	
C.T. 38-41	
C.T. 45-54	
Springville	01
County—Tulare:	
Parts of county:	
C.T. 27 (Springville)	
Stanislaus/Yosemite	01
County—Tuolumne:	
Parts of county:	
Stanislaus/Yosemite	
Surprise Valley	04
County—Modoc:	
Parts of county:	
Surprise Valley CCD	
Sutter Creek/Plymouth	04
County—Amador:	
Parts of county:	
Sutter Creek/Plymouth	
Tenderloin	01
County—San Francisco:	
Parts of county:	
C.T. 122-125	
Tri-Community	01
County—San Bernandino:	
Parts of county:	
E.D. 1246 (E. ½)	
E.D. 1247-1257	
Trinidad	03
County—Humboldt:	
Parts of county:	
North Coastal Division	
Tule Lake-Butte Valley	03
County—Modoc:	
Parts of county:	
Tule Lake	
County—Siskiyou:	
Parts of county:	
Tule Lake CCD	
Butte Valley CCD	
Tuolumne City	01
County—Tuolumne:	
Parts of county:	
Tuolumne City	
Vacaville	04
County—Solano:	
Parts of county:	
C.T. 2529-2532	
Valley Center/Pauma	02
County—San Diego:	
Parts of county:	
C.T. 191.01 (Valley Center/Pauma)	
C.T. 191.02 (Valley Center/Pauma)	
Wasco/Shafter	02
County—Kern:	
Parts of county:	
C.T 39-45	
West Compton	01
County—Los Angeles:	
Parts of county:	
C.T. 5411-5413	
C.T. 5425-5432	
West Modesto	01
County—Stanislaus:	
Parts of county:	
C.T. 15-17	
C.T. 22-25	
C.T. 31	
West Point/Wilseyville	01
County—Calaveras:	
Parts of county:	
West Point/Wilseyville	
West Sierra	01
County—Sierra:	
Parts of county:	
West Sierra Div.	
Wholesale Urban Subdivision	01
County—Los Angeles:	
Parts of county:	
C.T. 2061	
C.T. 2063-2065	
C.T. 2261-2263	
Wrightwood	01
County—San Bernardino:	
Parts of county:	
Mt. Baldy/Wrightwood	
Yuba Foothills/Feather Falls	01
County—Butte:	
Parts of county:	
Feather Falls Div.	
County—Yuba:	
Parts of county:	
Yuba Foothills Div.	

PRIMARY CARE: California

Population Group Listing

Population group	Degree of shortage group
Indian Population of Banning area	01
County—Riverside	
County—San Bernardino	
Indian Population of Trinidad area	01
County—Del Norte	
County—Humboldt	
Indochinese Population of Orange Co	02
Indochinese Population of Linda Vista	01
County—San Diego:	
Parts of county:	
C.T. 86	
C.T. 87.01	
C.T. 88	
C.T. 89.01	
C.T. 90	
C.T. 91.05	
Inner City Stockton Migrant/Seasonal Farmworkers	04
County—San Joaquin:	
Parts of county:	
C.T. 1-3	
C.T. 6-8	
C.T. 19	
C.T. 20	
C.T. 23-25	
Low Inc/Sp Spkg Pop. of Eastern Contra Costa	01
County—Contra Costa:	
Parts of county:	
C.T. 3010	
C.T. 3020	
C.T. 3031	
C.T. 3040	
Migrant/Spanish Spkg. Population (Madera)	01
County—Madera:	
Parts of county:	
C.T. 4-10	
Migrant/Spanish Spkg. Population (Greater Merced)	02
County—Merced:	
Parts of county:	

PRIMARY CARE: California—Continued

Population Group Listing

Population group	Degree of shortage group
Merced	
Merced Rural	
Planada-La Grand	
Migrant/Spanish Spkg. Population (SW Stanislaus)	02
County—Stanislaus:	
Parts of county:	
Patterson	
Newman	
Migrant/Sp Spkg Pop. (Nipomo/Arroyo Grande)	02
County—San Luis Obispo:	
Parts of county:	
Arroyo Grande Div.	
Poverty Population (San Marcos)	02
County—San Diego:	
Parts of county:	
C.T. 199	
C.T. 200.04	
C.T. 200.05	
C.T. 200.06	
C.T. 200.07	
C.T. 200.08	
Spanish Spkg./Med Ind Pop. of Alameda Co	02
County—Alameda:	
Parts of county:	
C.T. 4380-4384	
C.T. 4401-4403	
C.T. 4414	
C.T. 4415	
C.T. 4441-4446	
Spanish Spkg./Migrant Population (Escondido)	02
County—San Diego:	
Parts of county:	
C.T. 201.01	
C.T. 202.01	
C.T. 202.02	
C.T. 202.03	
C.T. 203.01	
C.T. 203.02	
C.T. 203.03	
C.T. 204.00	
C.T. 205.00	
C.T. 206.01	
C.T. 206.02	
Sp Spkg Mig/Seas Pop. of Dos Palos/Los Banos	01
County—Merced:	
Parts of county:	
Dos Palos Division	
Los Banos Division	
Spanish Spkg. & Med. Indigent Pop. (Boyle Hts)	01
County—Los Angeles:	
Parts of county:	
C.T. 2031-2039	
C.T. 2041-2049	
C.T. 2051	
The Developmentally Disabled in Ventura Co	02

PRIMARY CARE: Colorado

County Listing

County name	Degree of shortage group
Adams:	
Service area: Commerce City	02
Service area: Eastern Plains	02
Alamosa	04
Arapahoe:	
Service area: Eastern Plains	02
Archuleta	01
Baca	02
Bent	04
Boulder:	
Service area: Lafayette	02
Cheyenne:	
Service area: Flagler	01
Conejos	01
Service area: San Luis valley	
Costilla	01
Service area: San Luis valley	
Crowley	03
Population group: Low inc pop. of Crowley/Otero	01
Custer	01
Dolores	01

PRIMARY CARE: Colorado—Continued

County Listing

County name	Degree of shortage group
Elbert	01
El Paso:	
Service area: Calhan/Yoder	02
Population group: Low inc pop. of Colorado Springs	01
Gilpin:	
Service area: Central City	01
Hinsdale	01
Kiowa	01
Kit Carson:	
Service area: Flagler	01
Las Animas	02
Lincoln	02
Logan	04
Mesa:	
Service area: Collbran	02
Montrose:	
Service area: Nucla	04
Otero:	
Population group: Low inc pop. of Crowley/Otero	01
Ouray	03
Park:	
Service area: Fairplay	01
Prowers	04
Pueblo:	
Service area: Avondale	01
Rio Blanco	04
Routt:	
Service area: Hayden	01
Service area: Oak Creek	02
Saguache	03
San Juan	01
San Miguel	01
Sedgwick	01
Service area: Julesburg (Colo/Nebraska)	
Teller:	
Service area: Cripple Creek	01
Washington	01
Weld:	
Population group: Mig/seas frmwkrs of Weld	02
Yuma	01

PRIMARY CARE: Colorado

Service Area Listing

Service area name	Degree of shortage group
Avondale	01
County—Pueblo:	
Parts of county:	
C.T. 30.01	
C.T. 30.02	
C.T. 31.02	
C.T. 32–34	
Calhan-Yoder	02
County—El Paso:	
Parts of county:	
C.T. 39.01	
C.T. 46	
Central City	01
County—Gilpin:	
Parts of county:	
Central City div	
Collbran	02
County—Mesa:	
Parts of county:	
Collbran CCD	
Commerce City	02
County—Adams:	
Parts of county:	
C.T. 87.02 (Commerce city)	
C.T. 87.03 (Commerce city)	
C.T. 88.01 (Irondale city)	
C.T. 88.02 (Adams city)	
C.T. 89.01 (Commerce city)	
C.T. 89.52 (South Welby)	
Cripple Creek	01
County—Teller:	
Parts of county:	
Cripple Creek div.	
Eastern Plains	02

PRIMARY CARE: Colorado—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Adams:	
Parts of county:	
East Adams div.	
County—Arapahoe:	
Parts of county:	
East Arapahoe div	
Fairplay	01
County—Park:	
Parts of county:	
Alma twn.	
Fairplay twn.	
Jefferson twn.	
Flagler	01
County—Cheyenne:	
Parts of county:	
Kit Carson div. (N. ¼)	
County—Kit Carson	
Parts of county:	
Flagler div.	
Vona twn.	
Hayden	01
County—Routt:	
Parts of county:	
Hayden div.	
Julesburg (Colo./Neb.)	01
County—Sedgwick	
Lafayette	02
County—Boulder:	
Parts of county:	
C.T. 129	
Nucla	04
County—Montrose:	
Parts of county:	
Nucla division	
Oak Creek	02
County—Routt:	
Parts of county:	
Oak Creek div.	
Yampa div.	
San Luis Valley	01
County—Conejos	
County—Costilla	

PRIMARY CARE: Colorado

Population Group Listing

Population group	Degree of shortage group
Low inc pop. of Colorado Springs	01
County—El Paso:	
Parts of county:	
C.T. 22 (low income pop)	
C.T. 23 (low income pop)	
C.T. 26 (low income pop)	
C.T. 27 (low income pop)	
C.T. 30 (low income pop)	
Low inc pop. of Crowley/Otero	01
County—Crowley:	
Parts of county:	
Low income population	
County—Otero	
Parts of county:	
Low income population	
Mig./seas. farmworkers of Weld	02
County—Weld:	
Parts of county:	
Migrant/seasonal farmworkers	

PRIMARY CARE: Connecticut

County Listing

County	Degree of shortage group
Fairfield:	
Service area: Central Bridgport	01
Service area: North central Bridgeport	01
Service area: Southeast Birdgeport	01
Service area: Southwest Bridgeport	01

PRIMARY CARE: Connecticut—Continued

County Listing

County	Degree of shortage group
Service area: Southwest Stamford	01
Service area: South Norwalk	03
Hartford:	
Service area: Charter Oak/Rice Hts	01
Service area: Enfield	02
Service area: North Central Hartford	04
Middlesex:	
Population group: Med Ind Pop. of Middletown	04
New Haven:	
Service area: Boulevard/Lower North End/Long Hill	02
Service area: Brooklyn/South End/Hopeville/East End	02
Service area: Fair Haven	01
Service area: Waterville/Buck's Hill	01
Service area: West Haven	03
Service area: West Rock/Newhallville	02
New London:	
Service area: New London	01
Windham:	
Service area: Northeast Windham	02

PRIMARY CARE: Connecticut

Service Area Listing

Service area name	Degree of shortage group
Boulevard/Lower North End/Long Hill	02
County—New Haven:	
Parts of county:	
C.T. 3502–3504	
C.T. 3508	
C.T. 3512	
Brooklyn/South End/Hopeville/East End	02
County—New Haven:	
Parts of county:	
C.T. 3505–3506	
C.T. 3513–3514	
C.T. 3517	
Central Bridgeport	01
County—Fairfield:	
Parts of county:	
C.T. 713–717	
Charter Oak/Rice Hts	01
County—Hartford:	
Parts of county:	
C.T. 5046	
C.T. 5049	
Enfield	02
County—Hartford:	
Parts of county:	
C.T. 4761–4763	
C.T. 4771–4772	
C.T. 4801–4813	
Fair Haven	01
County—New Haven:	
Parts of county:	
C.T. 1421–1426	
New London	01
County—New London:	
Parts of county:	
C.T. 6901–6907	
North Central Bridgeport	01
County—Fairfield:	
Parts of county:	
C.T. 728	
North Central Hartford	04
County—Hartford:	
Parts of county:	
C.T. 5008–5010	
C.T. 5012–5015	
C.T. 5017–5018	
C.T. 5035, 5037	
Northeast Windham	02
County—Windham:	
Parts of county:	
Brooklyn Twn	
Canterbury Twn	
Eastford Twn	
Killingly Twn	
Plainfield Twn	
Pomfret Twn	
Putnam Twn	

PRIMARY CARE: Connecticut—Continued

Service Area Listing

Service area name	Degree of shortage group
Sterling Twn	
Thompson Twn	
Woodstock Twn	
South Norwalk	03
County—Fairfield:	
Parts of county:	
C.T. 418–419	
C.T. 422–423	
Southwest Bridgeport	01
County—Fairfield:	
Parts of county:	
C.T. 702–706	
Southwest Bridgeport	01
County—Fairfield:	
Parts of county:	
C.T. 740–744	
Southwest Stamford	01
County—Fairfield:	
Parts of county:	
C.T. 222–223	
Waterville/Buck's Hill	01
County—New Haven:	
Parts of county:	
C.T. 3522–3525	
West Haven	03
County—New Haven:	
Parts of county:	
West Haven Twn	
West Rock/Newhallville	02
County—New Haven:	
Parts of county:	
C.T. 1412–1415	

PRIMARY CARE: Connecticut

Population Group Listing

Population group	Degree of shortage group
Med. Ind. pop. of Middletown	04
County—Middlesex:	
Parts of county:	
C.T. 5401–5402	
C.T. 5408	

PRIMARY CARE: Delaware

County Listing

County name	Degree of shortage group
New Castle:	
Service area: City of Wilmington	02
Service area: Odessa/Middletown/Townsend	03
Sussex:	
Service area: Milton	02
Population group: Med. Ind. children of W. Sussex Co.	01

PRIMARY CARE: Delaware

Service Area Listing

Service area name	Degree of shortage group
City of Wilmington	02
County—New Castle:	
Parts of county:	
C.T. 1	
C.T. 8	
C.T. 9	
C.T. 17	
C.T. 20	
C.T. 154–156	
Milton	02

PRIMARY CARE: Delaware—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Sussex:	
Parts of county:	
Selbyville-Frankford CCD	
Millsboro CCD	
Milton CCD	
Odessa-Middletown-Townsend	03
County—New Castle	
Parts of county	
C.T. 166–169	

PRIMARY CARE: Delaware

Population Group Listing

Population group	Degree of shortag groups
Med. Ind. children of W. Sussex Co.	01
County—Sussex	
Parts of county	
Bridgeville-Greenwood CCD	
Laurel-Delmar CCD	
Seaford CCD	

PRIMARY CARE: District of Columbia

County Listing

County name	Degree of shortage group
District of Columbia:	
Service area: Anacostia	01
Service area: North Capital	01
Facility: D.C. Detention Facility	03

PRIMARY CARE: District of Columbia

Service Area Listing

Service area name	Degree of shortage group
Anacostia	01
Parts of District:	
C.T. 73.01	
C.T. 73.02	
C.T. 73.03	
C.T. 73.04	
C.T. 73.06	
C.T. 73.07	
C.T. 73.08	
C.T. 74.01	
C.T. 74.02	
C.T. 74.04	
C.T. 74.05	
C.T. 75.01	
C.T. 75.02	
C.T. 76.01	
C.T. 76.02	
C.T. 76.03	
C.T. 77.01	
C.T. 77.02	
C.T. 77.03	
C.T. 77.05	
C.T. 77.06	
C.T. 77.07	
C.T. 78.01	
C.T. 78.02	
C.T. 78.03	
C.T. 78.04	
C.T. 78.05	
C.T. 78.07	
C.T. 78.08	
C.T. 96–98	
North Capital	01
Parts of District:	
C.T. 33.20	

PRIMARY CARE: District of Columbia—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 46	
C.T. 47 (⅓)	
C.T. 86 (⅓)	
C.T. 87 (⅓)	

PRIMARY CARE: District of Columbia

Facility Listing

Facility	Degree of shortage group
D.C. Detention facility	03

PRIMARY CARE: Florida

County Listing

County name	Degree of shortage group
Baker:	
Facility: Baker Correctional Inst	01
Bay:	
Population group: Med Ind pop. of Bay	01
Bradford	02
Facility: Florida State Prison	02
Brevard	03
Broward:	
Population Group: Mig/Seas Fmwks of Sunshine FHC Area	01
Facility: Sunshine Family Health Center	01
Calhoun:	04
Service Area: Calhoun/Liberty	
Collier:	
Service Area: Immokalee	01
Service Area: Soutnern Collier County	01
Columbia	04
Dade:	
Service Area: Southern Dade	01
Service Area: Wynwood	01
Dixie	01
Duval:	
Population Group: Low Inc. pop. of Duval	04
Escambia:	
Service Area: Northern Escambia	02
Gadsden	03
Gilchrist	01
Glades	02
Service area: Glades/Hendry	
Hamilton	04
Hardee	03
Hendry	02
Service Area: Glades/Hendry	
Hillsborough:	
Population group: Mig pop. of Hillsborough Co Health Center Area	02
Holmes	01
Jackson:	
Service Area: Sneads	01
Jefferson	02
Lafayette	01
Lake:	
Population Group: Mig/Seas Farmworkers of Lake	01
Lee:	
Population Group: Mig pop. of Lee	01
Liberty	04
Service Area: Calhoun/Liberty	
Madison	03
Manlee:	
Population Group: Mig pop. of Hillsborough Co HC Area	02
Marion	04
Facility: Florida Correctional Inst	01
Orange	04
Osceola	03
Palm Beach:	
Service Area: Glades	03
Service Area: Palm Beach	01

PRIMARY CARE: Florida—Continued

County Listing

County name	Degree of shortage group
Service Area: West Palm Beach	01
Pasco:	
Population Group: Med Ind pop. of Pasco	01
Putnam	02
St Lucie	03
Santa Rosa:	
Service Area: Northern Santa Rosa	02
Seminole	02
Sumter	01
Suwannee	03
Taylor	02
Walton	03
Washington	02

PRIMARY CARE: Florida

Service Area Listing

Service area name	Degree of shortage group
Calhoun/Liberty	04
County—Calhoun	
County—Liberty	
Glades	03
County—Palm Beach:	
Parts of county:	
C.T. 80-83	
Glades/Hendry	02
County—Glades	
County—Hendry	
Immokalee	01
County—Collier:	
Parts of county:	
Immokalee CCD	
Northern Escambia	02
County—Escambia:	
Parts of county:	
Northwest Escambia	
South Flomaton	
Northern Santa Rosa	02
County—Santa Rosa:	
Parts of county:	
Jay-Berrydale	
Munson-McLellan	
Palm Beach	01
County—Palm Beach:	
Parts of county:	
C.T. 78	
Sneads	01
County—Jackson:	
Parts of county:	
Sneads CCD	
Southern Collier County	01
County—Collier:	
Parts of county:	
Everglades (Southern Portion)	
Southern Dade	01
County—Dade:	
Parts of county:	
C.T. 103-105	
C.T. 106.02	
C.T. 108-115	
West Palm Beach	01
County—Palm Beach:	
Parts of county:	
C.T. 22-25	
Wynwood	01
County—Dade:	
Parts of county:	
C.T. 26	
C.T. 27.01	
C.T. 27.02	
C.T. 28	

PRIMARY CARE: Florida

Population Group Listing

Population group	Degree of shortage group
Low income pop. of Duval	04
County—Duval:	
Parts of county:	
C.T. 1-5	
C.T. 9-19	
C.T. 26-29	
C.T. 107-109	
C.T. 112-116	
C.T. 118	
C.T. 121	
Med indigent pop. of Bay County	01
Med indigent pop. of Pasco County	01
Mig pop. of Hillsborough Co. HC Target Area	02
County—Hillsborough	
Parts of county:	
C.T. 121-141	
County—Manatee	
Parts of county:	
C.T. 13-16	
C.T. 19	
Migrant pop. of Lee Co	01
Mig/Seas Farmworkers of Lake County	01
Mig/Seas Farmworkers of Sunshine FHC Target Area	01
County—Broward	
Parts of county:	
C.T. 305	

PRIMARY CARE: Florida

Facility Listing

Facility	Degree of shortage group
Baker Correctional Inst	01
County—Baker	
Florida Correctional Inst	03
County—Marion	
Parts of county:	
Fla Corr Inst-Marion Corr Inst	
Florida State Prison	02
County—Bradford	
Sunshine Family Health Center	01
County—Broward	

PRIMARY CARE: Georgia

County Listing

County name	Degree of shortage group
Appling	02
Atkinson	01
Baker	01
Banks	01
Bartow	03
Brantley	01
Brooks	02
Bryan	01
Burke	03
Butts	02
Calhoun	04
Camden:	
Service Area: Woodbine	01
Charlton	03
Chattahoochee	02
Service area: Marion Extended	
Chattooga	01
Colquitt	02
Crawford	01
Crisp:	
Population Group: Med Ind Pop. of Crisp	01

PRIMARY CARE: Georgia—Continued

County Listing

County name	Degree of shortage group
Dade	01
Dawson	01
De Kalb:	
Service Area: DeKalb-Grady Clinic	01
Dooly	03
Dougherty:	
Service Area: East Albany	01
Service Area: South Albany	01
Early	02
Effingham	04
Evans	02
Fannin	04
Forsyth:	
Population Group: Med Ind Pop. of Forsyth	01
Fulton:	
Service area: Inner-City Atlanta	04
Service area: Palmetto	01
Service area: Atlanta Southside	01
Service area: West End	01
Service area: Midwest Atlanta	01
Service area: Northwest Atlanta	01
Glascock	01
Gordon:	
Population Group: Med Ind Pop. of Gordon	01
Grady	02
Hall:	
Population Group: Med Ind Pop. of Hall	01
Hancock	02
Heard	01
Henry	04
Irwin	01
Jasper	01
Jeff Davis	02
Jefferson	04
Jones	02
Lee	01
Lincoln	01
Long	01
McDuffie	04
McIntosh	01
Macon	01
Madison	02
Marion	02
Service area: Marion Extended	
Meriwether	01
Mitchell	04
Montgomery	01
Murray	04
Newton	03
Oglethorpe	01
Pickens	04
Pike	01
Polk	02
Pulaski	03
Service area: Pulaski/Wilcox	
Quitman	03
Service area: Randolph/Quitman	
Randolph	03
Service area: Randolph/Quitman	
Schley	02
Service area: Marion Extended	
Screven	03
Stewart	02
Service area: Stewart/Webster	
Sumter:	
Population Group: Med Ind Pop. of Sumter	01
Talbot	02
Service area: Marion Extended	
Taliaferro	01
Tattnall	02
Taylor	02
Service area: Marion Extended	
Terrell	03
Troup	04
Union:	
Service area: Suches	01
Walker:	
Service area: South Walker	02
Warren	02
Webster	02
Service area: Stewart/Webster	
Wheeler	01

PRIMARY CARE: Georgia—Continued

County Listing

County name	Degree of shortage group
White	02
Whitfield:	
Population Group: Med Ind Pop. of Whitfield	01
Wilcox	03
Service area: Pulaski/Wilcox	

PRIMARY CARE: Georgia

Service Area Listing

Service area name	Degree of shortage group
Atlanta (Southside)	01
County—Fulton:	
Parts of county:	
C.T. 44–49	
C.T. 52	
C.T. 53	
C.T. 55.01	
C.T. 55.02	
C.T. 57	
C.T. 58	
C.T. 63	
C.T. 64	
C.T. 66–73	
DeKalb-Grady Clinic	01
County—DeKalb:	
Parts of county:	
C.T. 205–209	
C.T. 227	
C.T. 231.01	
C.T. 235.01	
C.T. 235.02	
C.T. 236	
C.T. 237	
C.T. 238.01	
C.T. 238.02	
C.T. 238.03	
East Albany	01
County—Dougherty:	
Parts of county:	
C.T. 1	
C.T. 2	
C.T. 101	
C.T. 102	
C.T. 103.01	
C.T. 103.02	
C.T. 107–110	
Inner-City Atlanta	04
County—Fulton:	
Parts of county:	
C.T. 17	
C.T. 18	
C.T. 20	
C.T. 21	
C.T. 27	
C.T. 28	
C.T. 32	
C.T. 33	
C.T. 35	
Marion Extended	02
County—Chattahoochee	
County—Marion	
County—Schley	
County—Talbot	
County—Taylor	
Midwest Atlanta	01
County—Fulton	
Parts of county:	
C.T. 66.02	
C.T. 78.01	
C.T. 79	
C.T. 80	
C.T. 81.01	
C.T. 81.02	
C.T. 83.02	
Northwest Atlanta	01

PRIMARY CARE: Georgia—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Fulton	
Parts of county:	
C.T. 7	
C.T. 82.01	
C.T. 82.02	
C.T. 83.01	
C.T. 84	
C.T. 85	
C.T. 86.01	
C.T. 86.02	
C.T. 87.01	
C.T. 87.02	
C.T. 88	
Palmetto	01
County—Fulton:	
Parts of county:	
C.T. 13 (Palmetto CCD)	
Pulaski/Wilcox	03
County—Pulaski	
County—Wilcox	
Randolph/Quitman	03
County—Quitman	
County—Randolph	
South Albany	01
County—Dougherty:	
Parts of county:	
C.T. 12	
C.T. 15	
C.T. 14.01	
C.T. 14.02	
C.T. 106.01	
C.T. 106.02	
South Walker	02
County—Walker:	
Parts of county:	
C.T. 206–209	
Stewart/Webster	02
County—Stewart	
County—Webster	
Suches	01
County—Union:	
Parts of county:	
Suches	
West End	01
County—Fulton:	
Parts of county:	
C.T. 22	
C.T. 23	
C.T. 25	
C.T. 26	
C.T. 36–43	
C.T. 59–62	
Woodbine	01
County—Camden:	
Parts of county:	
Woodbine CCD	

PRIMARY CARE: Georgia

Population Group Listing

Population group	Degree of shortage group
Med. Ind. Pop. of Crisp Co	01
Med. Ind. Pop. of Forsyth Co	01
Med. Ind. Pop. of Gordon Co	01
Med. Ind. Pop. of Hall Co	01
Med. Ind. Pop. of Sumter Co	01
Med. Ind. Pop. of Whitfield Co	01

PRIMARY CARE: Hawaii

County Listing

County name	Degree of shortage group
Hawaii:	
Service area: North Kohala	01
Honolulu:	
Service area: Kalihi Valley	01

PRIMARY CARE: Hawaii

Service Area Listing

Service area name	Degree of shortage group
Kalihi Valley	01
County—Honolulu:	
Parts of county:	
C.T. 63–66	
North Kohala	01
County—Hawaii:	
Parts of county:	
C.T. 216 (North Kohala Div.)	

PRIMARY CARE: Idaho

County Listing

County name	Degree of shortage group
Ada:	
Population Group: Med Ind Pop. of Boise City	04
Bannock:	
Service Area: Downey	01
Service Area: Lava Hot Springs	02
Population Group: Mig Pop. of E. Snake River Valley	01
Benewah:	
Service Area: St. Maries	02
Bingham:	
Service Area: American Falls	02
Population Group: Mig Pop. of E. Snake River Valley	01
Boise	01
Bonner:	
Service Area: Priest River	01
Butte:	
Service Area: Lost Rivers	01
Camas	01
Canyon:	
Service Area: Nyssa	03
Population Group: Mig Pop. of Southern Treasure Valley	04
Caribou	03
Cassia:	
Service Area: Albion/Oakley	01
Population Group: Mig Pop. of Magic Valley	01
Clearwater	01
Custer:	
Service Area: Challis	01
Service Area: Lost Rivers	01
Service Area: Stanley	01
Elmore:	
Service Area: Glenns Ferry	01
Fremont	02
Gem:	
Population Group: Mig Pop. of Northern Treasure Valley	01
Gooding:	
Service Area: Jerome	02
Population Group: Mig Pop. of Magic Valley	01
Jerome	02
Service Area: Jerome	
Kootenai:	
Service Area: Kootenai/Shoshone	03
Service Area: St. Maries	02
Lewis:	
Service Area: Nez Perce	02
Lincoln	02
Service Area: Jerome	
Minidoka:	
Population Group: Mig Pop. of Magic Valley	01
Oneida	01
Owyhee:	
Service Area: Northwest Owyhee	01
Population Group: Mig Pop. of Southern Treasure Valley	04
Payette:	
Population Group: Mig Pop. of Northern Treasure Valley	01
Power:	
Service Area: American Falls	02
Population Group: Mig Pop. of E. Snake River Valley	01
Shoshone	03
Service Area: Kootenai/Shoshone	
Twin Falls:	
Service Area: Jerome	02
Population Group: Mig Pop. of Magic Valley	01

PRIMARY CARE: Idaho—Continued

County Listing

County name	Degree of shortage group
Washington:	
Population Group: Mig Pop. of Northern Treasure Valley	01

PRIMARY CARE: Idaho

Service Area Listing

Service Area Name	Degree of shortage group
Albion/Oakley	01
County—Cassia:	
Parts of county:	
Albion Division	
Oakley Division	
American Falls	02
County—Bingham:	
Parts of county:	
Aberdeen Div.	
County—Power:	
Parts of county:	
American Falls Div.	
Rockland Div.	
Challis	01
County—Custer:	
Parts of county:	
Challis Div.	
Downey	01
County—Bannock:	
Parts of county:	
Arimo Twn	
Downey Div.	
Glenns Ferry	01
County—Elmore:	
Parts of county:	
Glenns Ferry	
Jerome	02
County—Gooding:	
Parts of county:	
Wendell CCD	
County—Jerome	
County—Lincoln	
County—Twin Falls:	
Parts of county:	
Filer CCD (N. PT.)	
Twin Falls CCD (N. PT.)	
Kootenai/Shoshone	03
County—Kootenai:	
Parts of county:	
Cataldo	
Fourth of July	
Rose Lake	
County—Shoshone	
Lava Hot Springs	02
County—Bannock:	
Parts of county:	
Lava Hot Springs Div.	
Lost Rivers	01
County—Butte	
County—Custer:	
Parts of county:	
McKay Div.	
Nez Perce	02
County—Lewis:	
Parts of county:	
Nez Perce	
Winchester	
Northwest Owyhee	01
County—Owyhee:	
Parts of county:	
Homedale Div.	
Marsing Div.	
Murphy Div.	
Nyssa (Idaho/Oregon)	03
County—Canyon:	
Parts of county:	
Parma Div.	
Wilder Div.	
Notus Div.	
Priest River	01
County—Bonner:	
Parts of county:	
Blanchard-Glengary Div. (Western Part)	
Priest River Div.	

PRIMARY CARE: Idaho—Continued

Service Area Listing

Service Area Name	Degree of shortage group
St. Maries	02
County—Benewah	
County—Kootenai:	
Parts of county:	
Harrison Div. (E.D. 44, 46–48)	
Worley Div. (S. ½)	
Stanley	01
County—Custer:	
Parts of county:	
Stanley Div.	

PRIMARY CARE: Idaho

Population Group Listing

Population group	Degree of shortage group
Med Indigent Pop. of Boise City	04
County—Ada:	
Parts of county:	
C.T. 1–24	
Migrant Pop. of Southern Treasure Valley	04
County—Canyon	
County—Owyhee	
Migrant Pop. of Northern Treasure Valley	01
County—Gem	
County—Payette	
County—Washington	
Migrant Pop. of Eastern Snake River Valley	01
County—Bannock	
County—Bingham	
County—Power	
Migrant Pop of Magic Valley	01
County—Cassia	
County—Gooding	
County—Minidoka	
County—Twin Falls	

PRIMARY CARE: Illinois

County Listing

County name	Degree of shortage group
Alexander	02
Service area: Cairo	
Brown	01
Calhoun	02
Service area: Hardin	
Carroll	02
Champaign:	
Service area: Northend Champaign-Urbana	01
Clay	04
Clinton	03
Cook:	
Service area: Cabrini-Green/Near North Side	01
Service area: Chatham (Near southeast)	04
Service area: Chicago Heights	03
Service area: Chicago Lawn	04
Service area: Douglas	03
Service area: E. Chicago Heights	01
Service area: Garfield Ridge	02
Service area: Humboldt/Austin/Garfield	01
Service area: New City/W. Englewood/Englewood	01
Service area: Phoenix	01
Service area: Robbins Village	01
Service area: S. Lawndale/Lower W. Side	01
Service area: Southeast Chicago	01
Service area: South Chicago	01
Service area: South Deering	01
Service area: South Shore	04
Service area: Uptown	01
Service area: West Town	02
Facility: Cook County Hospital	01
Facility: Cook Co. Dept. of Corrections Complex	02
Edwards	02
Fayette	03
Franklin	03

PRIMARY CARE: Illinois—Continued

County Listing

County name	Degree of shortage group
Fulton:	
Service area: London Mills	02
Gallatin	03
Greene:	
Service area: Hardin	02
Hamilton	02
Hancock:	
Service area: Nauvoo	01
Henderson	02
Jackson:	
Service area: Western Jackson	03
Jasper	02
Jersey:	
Service area: Hardin	02
Jo Daviess	03
Johnson	02
Kankakee:	
Service area: Pembroke	01
Knox:	
Service area: London Mills	02
McDonough:	
Service area: London Mills	02
Macon:	
Service area: Decatur Inner City	01
Marion:	
Service area: Salem	03
Marshall:	
Service area: Princeville	03
Mason	01
Massac	03
Mercer	03
Peoria:	
Service area: Princeville	03
Service area: Southeast Peoria	02
Pike	04
Pope	01
Pulaski:	
Service area: Cairo	02
Rock Island:	
Service area: East Moline	04
St. Clair:	
Service area: East Side Health Dist. (St. Louis)	02
Sangamon:	
Service area: Northeast Springfield	01
Scott	01
Stark:	
Service area: Princeville	03
Union	01
Warren:	
Service area: London Mills	02
Wayne	01
White	04
Will:	
Service area: Eastside Joliet	02
Facility: Joliet Correctional Institution	02
Facility: Statesville Correctional Institution	02
Williamson:	
Service area: Carterville	04
Winnebago:	
Service area: Rockford Inner City	01

PRIMARY CARE: Illinois

Service Area Listing

Service area name	Degree of shortage group
Cabrini-Green/Near North Side	01
County—Cook:	
Parts of county:	
C.T. 803–810	
C.T. 817–819	
Cairo	02
County—Alexander	
County—Pulaski	
Carterville	04
County—Williamson:	
Parts of county:	
Blairsville Twp.	
Carterville Twp.	
Grassy Twp.	
Chatham (Near Southeast)	04

PRIMARY CARE: Illinois—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Cook:	
Parts of county:	
C.T. 4401–4409	
C.T. 4501–4503	
C.T. 4701	
C.T. 6901–6915	
C.T. 7101–7115	
Chicago Heights	03
County—Cook:	
Parts of county:	
C.T. 8290–8292	
C.T. 8294	
Chicago Lawn	04
County—Cook:	
Parts of county:	
C.T. 6201–6204	
C.T. 6301–6309	
C.T. 6501–6505	
C.T. 6601–6611	
Decatur Inner City	01
County—Macon:	
Parts of county:	
C.T. 1	
C.T. 7–9	
Douglas	03
County—Cook:	
Parts of county:	
C.T. 3501–3515	
East Chicago Heights	01
County—Cook:	
Parts of county:	
C.T. 8297 (E. Chicago Heights)	
East Moline	04
County—Rock Island:	
Parts of county:	
C.T. 202	
C.T. 204	
C.T. 206	
C.T. 207	
East Side Health Dist. (St. Louis)	02
County—St. Clair:	
Parts of county:	
C.T. 5001–5014	
C.T. 5015.01	
C.T. 5020–5023	
C.T. 5024.01	
C.T. 5024.02	
C.T. 5025	
C.T. 5026.01	
C.T. 5026.02	
C.T. 5026.03	
C.T. 5026.04	
C.T. 5027–5030	
Eastside Joliet	02
County—Will:	
Parts of county:	
C.T. 8807	
C.T. 8812	
C.T. 8813	
C.T. 8820–8825	
C.T. 8830	
C.T. 8831	
Garfield Ridge	02
County—Cook:	
Parts of county:	
C.T. 5601–5613.	
Hardin	02
County—Calhoun	
County—Greene:	
Parts of county:	
Woodville Twp. (West ½)	
County—Jersey:	
Parts of county:	
Quarry Twp.	
Richwood Twp.	
Rosedale Twp.	
Humboldt/Austin/Garfield	01
County—Cook:	
Parts of county:	
C.T. 2301–2318	
C.T. 2508–2510	
C.T. 2514	
C.T. 2516–2523	
C.T. 2525	
C.T. 2601–2610	
C.T. 2701–2719	
C.T. 2801–2809	
C.T. 2817–2828	
C.T. 2838–2843	
C.T. 2901–2927	
London Mills	02
County—Fulton:	
Parts of county:	
Elisville Twp.	
Fairview Twp.	
Lee Twp.	
Union Twp.	
Young Hickory Twp.	
County—Knox:	
Parts of county:	
Chestnut Twp.	
Haw Creek Twp.	
Indian Point Twp.	
Mawuon Twp.	
Orange Twp.	
County—McDonough:	
Parts of county:	
Prairie City Twp	
County—Warren:	
Parts of county:	
Berwick Twp.	
Greenbush Twp.	
Nauvoo	01
County—Hancock:	
Parts of county:	
Appanoose Twp.	
Nauvoo Twp.	
Sonora Twp.	
County—Cook:	
Parts of county:	
C.T. 6101–6102	
C.T. 6103–6122	
C.T. 6701–6720	
C.T. 6801–6814	
Northeast Springfield	01
County—Sangamon:	
Parts of county:	
C.T. 7	
C.T. 8	
C.T. 15–17	
Northend Champaign-Urbana	01
County—Champaign:	
Parts of county:	
C.T. 2	
C.T. 7 (Blkgrps 1 & 2)	
C.T. 53 (Blkgrps 2 & 3)	
Pembroke	01
County—Kankakee:	
Parts of county:	
Pembroke Twp.	
St. Anne Twp.	
Phoenix	01
County—Cook:	
Parts of county:	
C.T. 8872 (Phoenix Village)	
Princeville	03
County—Marshall:	
Parts of county:	
La Prairie Twp.	
County—Peoria:	
Parts of county:	
Akron Twp.	
Brimfield Twp.	
Hallock Twp.	
Jubilee Twp.	
Millbrook Twp.	
Princeville Twp.	
County—Stark:	
Parts of county:	
Essex Twp.	
Valley Twp.	
West Jersey Twp.	
Robbins Village	01
County—Cook:	
Parts of county:	
Robbins Village	
Rockford, Inner City	01
County—Winnebago:	
Parts of county:	
C.T. 10	
C.T. 21	
C.T. 24–29	
Salem	03
County—Marion:	
Parts of county:	
Alma Twp.	
Foster Twp.	
Haines Twp.	
Iuka Twp.	
Kinmundy Twp.	
Meacham Twp.	
Odin Twp.	
Omega Twp.	
Romine Twp.	
Salem Twp.	
Stevenson Twp.	
Tonti Twp.	
South Chicago	01
County—Cook:	
Parts of county:	
C.T. 4601–4610	
South Deering	01
County—Cook:	
Parts of county:	
C.T. 5101–5104	
S. Lawndale/Lower W. Side	02
County—Cook:	
Parts of county:	
C.T. 3001–3020	
C.T. 3101–3114	
South Shore	04
County—Cook:	
Parts of county:	
C.T. 4301–4314	
Southeast Chicago	01
County—Cook:	
Parts of county:	
C.T. 3601–3605	
C.T. 3701–3704	
C.T. 3801–3820	
C.T. 3901–3903	
C.T. 4001–4008	
Southeast Peoria	02
County—Peoria:	
Parts of county:	
C.T. 1–15	
Uptown	01
County—Cook:	
Parts of county:	
C.T. 310–312	
C.T. 315–321	
West Town	02
County—Cook:	
Parts of county:	
C.T. 2401–2436	
Western Jackson	03
County—Jackson:	
Parts of county:	
Bradley Twp.	
Degognia Twp.	
Fountain Bluff Twp.	
Grand Tower Twp.	
Kinkaid Twp.	
Levan Twp.	
Murphysboro Twp.	
Ora Twp.	
Pomona Twp.	
Sand Ridge Twp.	
Somerset Twp.	
Vergennes Twp.	

PRIMARY CARE: Illinois

Facility Listing

Facility	Degree of shortage group
Joliet Correctional Inst	02
County—Will	
Satatesville Correctional Inst	02
County—Will	
Cook County Hospital	01
Cook County Dept of Corrections Complex	02

PRIMARY CARE: Indiana

County Listing

County name	Degree of shortage group
Brown	02
Clay	02
Clinton	02
Crawford	02
Decatur	04
Fayette	03
Franklin	01
Greene:	
Service area: Linton/Jasonville	04
Harrison	03
Howard	02
Jay	02
Jennings	04
Knox:	
Service area: Bicknell	02
Lake:	
Service area: Gary	01
Marion:	
Service area: Barrington (Indianapolis)	01
Service area: Highland/Brookside	01
Service area: Near North Side (Indianapolis)	02
Service area: Southwest Indianapolis	02
Service area: South Central Indianapolis	02
Martin	02
Ohio	02
Owen	02
Parke	02
Perry	04
Ripley	03
Rush	03
Scott	02
Shelby	04
Spencer	02
Starke	04
Switzerland	03
Union	02
Vermillion:	
Service area: Northern Vermillion	01
Warren	02

PRIMARY CARE: Indiana

Service Area Listing

Service area name	Degree of shortage group
Barrington (Indianapolis)	01
County—Marion:	
Parts of county:	
C.T. 3572-3576	
Bicknell	02
County—Knox:	
Parts of county:	
Vigo Twp	
Washington Twp (E. ½)	
Widner Twp	
Gary	01
County—Lake:	
Parts of county:	
C.T. 101-129	
Highland-Brookside	01
County—Marion:	
Parts of county:	
C.T. 3526	
C.T. 3527	
C.T. 3530	
C.T. 3543-3550	
Linton-Jasonville	04
County—Greene:	
Parts of county:	
Stockton Twp	
Wright Twp	
Near North Side (Indianapolis)	02
County—Marion:	
Parts of county:	
C.T. 3517-3522	
C.T. 3528-3532	
Northern Vermillion	01
County—Vermillion:	
Parts of county:	
Eugene Twp	
Highland Twp	
Hill Twp	
Vermillion Twp	

PRIMARY CARE: Indiana—Continued

Service Area Listing

Service area name	Degree of shortage group
South Central Indianapolis	02
County—Marion:	
Parts of county:	
C.T. 3557-3563	
C.T. 3567-3571	
C.T. 3577-3580	
Southwest Indianapolis	02
County—Marion:	
Parts of county:	
C.T. 3411-3418	
C.T. 3422-3427	
C.T. 3537	
C.T. 3538	
C.T. 3564-3566	
C.T. 3581	

PRIMARY CARE: Iowa

County Listing

County name	Degree of shortage group
Adair:	
Service area: Adair/Casey	04
Allamakee:	
Service area: Caledonia/Spring Grove (Iowa/Minn)	02
Appanoose:	
Service area: Seymour	01
Audubon	01
Benton:	
Service area: Center Pt./Central City/Coggon	03
Service area: North Benton	03
Black Hawk:	
Service area: North Benton	03
Service area: Tama	02
Population Group: Low inc pop. of Waterloo	01
Facility: Peoples Comm. Health Center	01
Boone:	
Service area: Dayton-Gowrie	02
Buchanan	03
Butler	
Calhoun	03
Service area: Dayton-Gowrie	02
Cass:	
Service area: Oakland	02
Cedar:	
Service area: Clarence/Tipton	02
Cerro Gordo:	
Service area: Sheffield	02
Cherokee:	
Service area: Kingsley/Anthon/Mapleton	02
Service area: Marcus/Ramsen	03
Clarke:	
Service area: Mormon Trail	01
Clinton:	
Service area: Clarence/Tipton	02
Decatur:	
Service area: Mormon Trail	01
Delaware:	
Service area: Center Pt./Central City/Coggon	03
Franklin:	
Service area: Sheffield	02
Fremont:	
Service area: Tabor	03
Service area: Shenandoah	03
Greene:	
Service area: Dayton-Gowrie	02
Grundy:	
Service area: Tama	02
Guthrie:	
Service area: Adair/Casey	04
Service area: Guthrie Center	04
Hamilton:	
Service area: Hubbard	02
Service area: Dayton-Gowrie	02
Hardin:	
Service area: Hubbard	02
Harrison:	
Service area: Onawa (Iowa/Nebr)	02
Service area: Harlan	03
Service area: Woodbine	04
Humboldt	02

PRIMARY CARE: Iowa—Continued

County Listing

County name	Degree of shortage group
Jasper:	
Service area: Monroe	01
Johnson:	
Service area: Clarence/Tipton	02
Jones:	
Service area: Clarence-Tipton	02
Keokuk:	
Service area: Keokuk	02
Kossuth:	
Service area: North Kossuth	02
Linn:	
Service area: Center Pt./Central City/Coggon	03
Service area: Clarance/Tipton	02
Louisa:	
Service area: Columbus/Wapello	01
Lucas:	
Service area: Charlton	04
Service area: Mormon Trail	01
Marion:	
Service area: Monroe	01
Mills:	
Service area: Tabor	03
Service area: Oakland	02
Monona:	
Service area: Strawberry Pt	02
Service area: Onawa (Iowa/Nebr)	02
Service area: Kingsley/Anthon/Mapleton	02
Monroe	04
Muscatine:	
Service area: Clarence/Tipton	02
Service area: Columbus/Wapello	01
Page:	
Service area: Shenandoah	03
Plymouth:	
Service area: Akron (Iowa/S. Dakota)	04
Service area: Kingsley/Anthon/Mapleton	02
Service area: Marcus-Ramsen	03
Pottawattamie:	
Service area: Harlan	03
Service area: Oakland	02
Scott:	
Service area: Clarence-Tipton	02
Population Group: Med Ind pop. of Scott Co	04
Shelby:	
Service area: Harlan	03
Sioux:	
Service area: Akron (Iowa/S. Dakota)	04
Story:	
Service area: Hubbard	02
Tama:	
Service area: Tama	02
Taylor:	
Service area: South Taylor Co	02
Warren:	
Service area: Charlton	04
Service area: South Taylor Co	03
Wayne:	
Service area: Charlton	04
Service area: Seymour	01
Service area: Mormon Trail	01
Webster:	
Service area: Dayton-Gowrie	02
Woodbury:	
Service area: Kingsley/Anthon/Mapleton	02
Service area: Morningside/Sgt. Bluff (Iowa/Nebr)	02
Service area: Onawa (Iowa/Nebr)	02
Worth	03

PRIMARY CARE: Iowa

Service Area Listing

Service area name	Degree of shortage group
Adair/Casey	04
County—Adair	
County—Guthrie:	
Parts of county:	
Beaver Twp	
Grant Twp	
Thompson Twp	
Akron (Iowa/S. Dakota)	04

PRIMARY CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Plymouth:	
Parts of county:	
Grant (⅓)	
Hancock	
Johnson	
Liberty	
Perry	
Plymouth (⅓)	
Portland	
Preston	
Sioux	
Washington (⅓)	
Westfield	
County—Sioux:	
Parts of county:	
Logan (⅓)	
Washington (⅓)	
Caledonia/Spring Grove (Iowa/Minn)	02
County—Allamakee:	
Parts of county:	
Highland Twp	
Waterloo Twp	
Center Pt./Central City/Coggon	03
County—Benton:	
Parts of county:	
Urbana	
County—Delaware:	
Parts of county:	
Ryan	
County—Linn:	
Parts of county:	
Alburnett	
Central City	
Center Pt.	
Coggon	
Marion	
Prairieburg	
Robins	
Walker	
Chariton	04
County: Lucas	
Parts of County:	
Chariton City	
Benton	
Cedar	
English	
Jackson (N.E. part)	
Liberty	
Lincoln	
Otter Creek	
Pleasant	
Warren (N.E. part)	
Washington	
Whitebreast	
County: Warren	
Parts of county	
Liberty (part)	
Whitebreast (part)	
County: Wayne	
Parts of county	
Union (N. part)	
Washington (S.E. part)	
Wright (N.W. part)	
Clarence-Tipton	02
County—Cedar:	
Parts of county:	
Clarence Division	
Lipton Division	
Mechanicsville Division	
Lowden Division	
Stanwood Division	
Bennett Division	
West Branch Division	
County—Clinton:	
Parts of county:	
Toronto Division	
Lost Nation Division	
Wheatland Division	
County—Johnson:	
Parts of county:	
Solon Division	
County—Jones:	
Parts of county:	
Olin Division	
Oxford Junction	
Center Junction	
Onslow Division	
Morley Division	

PRIMARY CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
Wyoming Division	
County—Linn:	
Parts of county:	
Lisbon Division	
County—Muscatine:	
Parts of county:	
Atalissa Division	
Wilton Division	
County—Scott:	
Parts of county:	
New Liberty Division	
Dixon Division	
Columbus/Wapello	01
County: Louisa	
Parts of County:	
Columbus City	
Concord	
Elm Grove	
Grandview	
Jefferson	
Marshall	
Oakland	
Port Louisa	
Union	
Wapello	
County: Muscatine	
Parts of County:	
Cedar	
Orona	
Dayton-Gowrie	02
County—Boone:	
Parts of county:	
Dodge Twp	
Grant Twp	
Pilot Mound Twp	
County—Calhoun:	
Parts of county:	
Reading Twp	
County—Greene:	
Parts of county:	
Dawson Twp	
Paton Twp	
County—Hamilton:	
Parts of county:	
Marion Twp	
Webster Twp	
County—Webster:	
Parts of county:	
Burnside Twp	
Clay Twp	
Dayton Twp	
Gowrie Twp	
Hardin Twp	
Lost Grove Twp	
Roland Twp	
Sumner Twp	
Webster Twp	
Yeu Twp	
Guthrie Center	04
County—Guthrie:	
Parts of county:	
Baker Twp	
Bear Grove Twp	
Cass Twp	
Dodge Twp	
Highland Twp	
Jackson Twp	
Orange Twp	
Seely Twp	
Union Twp	
Valley Twp	
Victory Twp	
Hartan	03
County—Harrison:	
Parts of county:	
Washington Twp	
County—Pottawattamie:	
Parts of county:	
Layton Twp	
County—Shelby:	
Parts of county:	
Cass Twp	
Douglas Twp	
Greeley Twp	
Harlan Twp	
Jefferson Twp	
Shelby Twp	
Union Twp	

PRIMARY CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
Washington Twp	
Westphalia Twp	
Hubbard	02
County—Hamilton:	
Parts of county:	
Lincoln Twp	
Lyon Twp	
Rose Grove Twp	
Scott Twp	
Williams Twp (Pt.)	
County—Hardin:	
Parts of county:	
Concord Twp	
Grant Twp	
Providence Twp	
Sherman Twp	
Tipton Twp	
County—Story:	
Parts of county:	
Lincoln Twp	
Keokuk	02
County—Keokuk:	
Parts of county:	
Adams Twp	
Benton Twp (Pt.)	
Clear Creek Twp	
East Lancaster Twp	
English River Twp	
Jackson Twp	
Lafayette Twp	
Liberty Twp (Pt.)	
Plank Twp	
Prairie Twp (Pt.)	
Richland Twp (Pt.)	
Sigourney Twp	
Steady Run Twp	
Van Buren Twp	
Warren Twp	
Washington Twp	
West Lancaster Twp	
Kingsley/Anthon/Mapleton	02
County—Cherokee:	
Parts of county:	
Grand Meadow Twp	
County—Monona:	
Parts of county:	
Cooper Twp	
Grant Twp	
Maple Twp	
County—Plymouth:	
Parts of county:	
Elkhorn Twp	
Garfield Twp	
County—Woodbury:	
Parts of county:	
Arlington Twp	
Banner Twp	
Floyd Twp	
Grange Twp	
Grant Twp	
Kedron Twp	
Liston Twp	
Little Sioux Twp	
Miller Twp	
Morgan Twp	
Moville Twp	
Oto Twp	
Rock Twp	
Rutland Twp	
Union Twp	
West Fork Twp	
Willow Twp (½)	
Wolf Creek Twp	
Marcus-Ramsen	03
County—Cherokee:	
Parts of county:	
Amherst Twp	
Marcus Twp	
Tilden Twp	
County—Plymouth:	
Parts of county:	
Henry Twp	
Meadow Twp	
Ramsen Twp	
Monroe	01

PRIMARY CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
County-Jasper	
Parts of county:	
Fairview Twp	
Monroe Twn	
Palo Alto Twp	
Resnor Twn (Part)	
County-Marion	
Parts of county:	
Summit Twp	
Red Rock Twp	
Mormon Trail	01
County—Clarke:	
Parts of county:	
Franklin Twp (Pt.)	
County—Decatur:	
Parts of county:	
Center Twp (Pt.)	
Franklin Twp (Pt.)	
Garden Grove Twp	
High Point Twp (Pt.)	
Woodland Twp (Pt.)	
County—Lucas:	
Parts of county:	
Jackson Twp (Pt.)	
Union Twp	
Warren Twp (Pt.)	
County—Wayne:	
Parts of county:	
Clay Twp (Pt.)	
Richman Twp	
Washington Twp (Pt.)	
Morningside/Sgt. Bluff (Iowa/Nebr)	02
County—Woodbury:	
Parts of county:	
C.T. 1 (Pt.)	
C.T. 18-21	
Concord Twp	
Liberty Twp (Pt.)	
Woodburg Twp (Pt.)	
North Benton	03
County—Benton:	
Parts of county:	
Benton Twp	
Big Grove Twp	
Bruce Twp	
Canton Twp	
Cedar Twp	
Eden Twp	
Eldorado Twp	
Harrison Twp	
Homer Twp	
Jackson Twp	
Monroe Twp	
Polk Twp	
Shellsburg Twp	
Taylor Twp	
Union Twp	
Vinton Twp	
County—Black Hawk:	
Parts of county:	
Big Creek Twp	
Spring Creek Twp	
North Kossuth	02
County—Kossuth:	
Parts of county:	
Buffalo Twp	
Burt Twp	
Eagle Twp	
Fenton Twp	
Gorman Twp	
Grant Twp	
Greenwood Twp	
Harrison Twp	
Hebron Twp	
Ledgard Twp	
Lincoln Twp	
Portland Twp	
Ramsey Twp	
Seneca Twp	
Springfield Twp	
Swea Twp	
Oakland	02
County—Cass:	
Parts of county:	
Lewis Twp	

PRIMARY CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Mills:	
Parts of county:	
Henderson Twp	
County—Pottawattamie:	
Parts of county:	
Oakland Twp	
Carson Twp	
McClelland Twp	
Treynor Twp	
Avoca Twp	
Macedonia Twp	
Minden Twp	
Hancock Twp	
Onawa (Iowa/Nebr)	02
County—Harrison:	
Parts of county:	
Jackson Twp	
Little Sioux Twp	
County—Monona:	
Parts of county:	
Ashton Twp	
Belvidere Twp	
Center Twp	
Fairview Twp	
Franklin Twp	
Jordan Twp	
Kennebec Twp	
Lincoln Twp	
Onawa Twp	
St. Clair Twp	
Sherman Twp	
Sioux Twp	
Soldier Twp	
Spring Valley Twp	
West Fork Twp	
Willow Twp	
County—Warren:	
Parts of county:	
New Virginia Division	
County—Woodbury:	
Parts of county:	
Lakeport Twp	
Liberty Twp (Pt.)	
Sloan Twp	
Willow Twp (Pt.)	
Seymour	01
County—Appanoose:	
Parts of county:	
Franklin Twp	
Independence Twp (Pt.)	
Johns Twp (Pt.)	
Lincoln Twp (Pt.)	
Pleasant Twp (Pt.)	
County—Wayne:	
Parts of county:	
Howard Twp	
Jackson Twp (Pt.)	
Monroe Twp	
South Fork Twp	
Walnut Twp	
Wright Twp (Pt.)	
Sheffield	02
County-Franklin	
Parts of county:	
Sheffield Twn	
Richland Twp	
Ross Twp	
Wisner Twp	
West Fork Twp	
County-Cerro Gordo	
Parts of county:	
Dougherty Twp	
Dougherty Twn	
Geneseo Twp	
Pleasant Valley Twp	
Swaledale Twp	
Thornton Twn	
Shenandoah	03
County—Fremont:	
Parts of county:	
Shenandoah Town	
Imogene Town	
Farragut Town	

PRIMARY CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Page:	
Parts of county:	
Essex Town	
Yorktown Town	
Coin Town	
Northboro Town	
South Taylor Co	02
County—Taylor:	
Parts of county:	
Bedford Twp	
Benton Twp	
Clayton Twp	
Dallas Twp	
Gay Twp	
Jackson Twp	
Jefferson Twp	
Mason Twp	
Polk Twp	
Ross Twp	
Strawberry Pt	03
County—Monona:	
Parts of county:	
Lake Twp	
Tabor	03
County—Fremont:	
Parts of county:	
Randolph Town	
Thurman Town	
County—Mills:	
Parts of county:	
Tabor Town	
Malvern Town	
Tama	02
County—Black Hawk:	
Parts of county:	
Cafe Twp	
Lincoln Twp	
County—Grundy:	
Parts of county:	
Black Hawk Twp	
County—Tama	
Woodbine	04
County—Harrison:	
Parts of county:	
Woodbine Town	
Logan Town	
Magnolia Town	
Dunlap Town	

PRIMARY CARE: Iowa

Population Group Listing

Population group	Degree of shortage group
Low Inc. pop. of Waterloo	01
County—Black Hawk:	
Parts of county:	
C.T. 1-9	
C.T. 17-20	
Med. Ind. pop. of Scott Co.	04
County—Scott:	
Parts of county:	
C.T. 103-115	
C.T. 123-124	

PRIMARY CARE: Iowa

Facility Listing

Facility	Degree of shortage group
Peoples Comm. Health Center	01
County—Black Hawk	

PRIMARY CARE: Kansas

County Listing

County name	Degree of shortage group
Chase	03
Elk	03
Geary	02
Jackson	01
Jefferson	01
Kingman:	
Service area: Garden Plain	02
Lincoln	02
Linn	02
Marion:	
Service Area: Southern Marion	01
Miami	04
Nemaha:	
Service area: Southwest Nemaha	01
Osage	04
Reno:	
Service area: Haven	02
Scott	04
Sedgwick:	
Service area: Haven	02
Service area: Garden Plain	02
Shawnee:	
Service area: Northwest Shawnee	01
Service area: Northeast Topeka	02
Smith	04
Sumner:	
Service area: Garden Plain	02
Service area: Blackwell (Kansas/Okla)	04
Wabaunsee	01
Washington	04
Wichita	01
Woodson	03
Wyandotte:	
Service area: Clinicare	02

PRIMARY CARE: Kansas

Service Area Listing

Service area name	Degree of shortage group
Blackwell (Kansas/Oklahoma)	04
County—Sumner:	
Parts of county:	
Greene Twp	
Guelph Twp	
Falls Twp	
Jackson Twp	
Osborne Twp	
South Haven Twp	
Val Verde Twp	
Walton Twp	
Clinicare	02
County—Wyandotte:	
Parts of county:	
C.T. 400.02	
C.T. 425.01	
C.T. 425.02	
C.T. 426-428	
C.T. 429.01	
C.T. 429.02	
C.T. 430	
C.T. 431.02	
C.T. 433.02	
Garden Plain	02
County—Kingman	
Parts of county:	
Allen Twp	
Bennett Twp	
Dale Twp	
Eagle Twp (Pt.)	
Evan Twp	
Galesburg Twp	
Vinita Twp	
Whita Twp (Pt.)	

PRIMARY CARE: Kansas—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Sedgwick:	
Parts of county:	
Afton Twp	
Attica Twp	
Delano Twp	
Eagle Twp	
Erie Twp	
Garden Plain Twp	
Grand River Twp	
Illinois Twp	
Morton Twp	
Ninnescah Twp	
Ohio Twp (Pt.)	
Park Twp	
Sherman Twp	
Union Twp	
Valley Center (Pt.)	
Viola Twp	
Waco Twp	
County—Sumner:	
Parts of county:	
Eden Twp (Pt.)	
Illinois Twp (Pt.)	
London Twp (Pt.)	
Springdale Twp (Pt.)	
Conway Twp	
Haven	02
County—Reno:	
Parts of county:	
Haven Township	
Yoder Township	
Lincoln Township	
Center Township	
Castleton Township	
Troy Township	
Albion Township	
Ninnescah Township	
Sumner Township	
County—Sedgwick:	
Parts of county:	
Greely	
Northeast Topeka	02
County—Shawnee:	
Parts of county:	
C.T. 2-3	
C.T. 7-8	
C.T. 11-12	
C.T. 14	
C.T. 31	
Northwest Shawnee	01
County—Shawnee:	
Parts of county:	
Dover Twp	
Grove Twp	
Rossville Twp	
Silver Lake Twp	
Southern Marion	01
County—Shawnee:	
Parts of county:	
Catlin	
Doyle	
Fairplay	
Florence City	
Milton	
Peabody City	
Summitt	
Southwest Nemaha	01
County—Nemaha:	
Parts of county:	
Adams Twp	
Center Twp	
Harrison Twp	
Home Twp	
Illinois Twp	
Mitchell Twp	
Neuchatel Twp	
Red Vermillion Twp	

PRIMARY CARE: Kansas—Continued

Service Area Listing

Service area name	Degree of shortage group
Reilly Twp	

PRIMARY CARE: Kentucky

County Listing

County name	Degree of shortage group
Adair	03
Allen	02
Ballard	03
Bath	04
Bell:	
Service area: Western Harlan	01
Bourbon	02
Bracken	01
Breathitt:	
Service area: Perry County	02
Bullitt	02
Butler	04
Caldwell	02
Carlisle	01
Carter	01
Casey	03
Clay	04
Crittenden	02
Edmonson	04
Estill	04
Fayette:	
Population group: Med Ind Pop. of Fayette	01
Floyd:	
Service area: Mud Creek	03
Fulton:	
Service area: Western Fulton	01
Gallatin	01
Garrard	04
Grant	01
Grayson	04
Greenup	03
Hancock	03
Harlan:	
Service area: Western Harlan	01
Hickman	02
Jackson	03
Jefferson:	
Service area: West End	02
Jessamine	03
Knott:	
Service area: Perry	02
Knox	02
Larue	04
Laurel	03
Lee	03
Leslie	02
Letcher:	
Service area: Perry	02
Lewis	02
Lincoln	02
Livingston	02
Logan	04
Lyon	02
Facility: Kentucky St. Penitentiary	02
Magoffin	02
Marion	02
Meade	02
Menifee	02
Metcalfe	02
Muhlenberg	02
Ohio	03
Oldham:	
Facility: Kentucky St. Reformatory	2
Owen	02
Owsley	01
Pendleton	02
Perry:	
Service area: Perry	02
Pike:	
Service area: Pike	01
Service area: South Williamson	04
Powell	01
Robertson	01
Russell	02

PRIMARY CARE: Kentucky—Continued

County Listing

County name	Degree of shortage group
Scott:	
Population group: Pov Pop. of Scott	01
Shelby	04
Simpson	03
Spencer	02
Todd	04
Trigg	01
Trimble	01
Union	04
Washington	02
Webster	03
Whitley:	
Service area: Williamsburg	02
Wolfe	04

PRIMARY CARE: Kentucky

Service Area Listing

Service area name	Degree of shortage group
Mud Creek	03
County—Floyd:	
Parts of county:	
McDowell CCD	
Mud Creek CCD	
Wheelwright CCD	
Perry	02
County—Breathitt:	
Parts of county:	
Canoe Div.	
Haddix Div.	
Hardshell Div.	
County—Knott:	
Parts of county:	
Carr Fork Div.	
Emmalena Div.	
Mousie Div.	
County—Letcher:	
Parts of county:	
Blackey Div.	
County—Perry	
Pike	01
County—Pike:	
Parts of county:	
Feds Creek CCD	
Long Fork CCD	
Millard CCD	
Phelps CCD	
Robinson Creek CCD	
South Williams	04
County—Pike:	
Parts of county:	
McAndrews	
McCarr	
Phelps	
Sidney	
South Williamson	
West End	02
County—Jefferson:	
Parts of county:	
C.T. 1–35	
Western Fulton	01
County—Fulton:	
Parts of county:	
C.T. 7–12	
Western Harlan	01
County—Bell:	
Parts of county:	
Tejay CCD	
County—Harlan:	
Parts of county:	
Alva CCD	
Wallins Creek CCD	
Williamsburg	02
County—Whitley:	
Parts of county:	
Pearl	
Saxton	
Siler	

PRIMARY CARE: Kentucky—Continued

Service Area Listing

Service area name	Degree of shortage group
Williamsburg	

PRIMARY CARE: Kentucky

Population Group Listing

Population group	Degree of shortage group
Low income pop. of Fayette	01
County—Fayette:	
Parts of county:	
C.T. 1–4	
C.T. 9–11	
Poverty pop. of Scott Co.	01

PRIMARY CARE: Kentucky

Facility Listing

Facility	Degree of shortage group
Kentucky State Penitentiary	02
County-Lyon	
Kentucky State Reformatory	02
County-Oldham	

PRIMARY CARE: Louisiana

Parish Listing

Parish	Degree of shortage group
Ascension	03
Assumption	02
Beauregard:	
Service area: Merryville	03
Bienville	01
Bossier	01
Caddo:	
Population Group: Low inc. pop. of Shreveport	01
Calcasieu:	
Service area: Dequincy	03
Service area: North Lake Charles	01
Caldwell	04
Cameron	03
Catahoula	02
De Soto	01
East Baton Rouge:	
Service area: Eden Park	01
East Feliciana	01
Evangeline	03
Grant	01
Iberia:	
Service area: Teche	02
Iberville	04
Jackson	04
Jefferson:	
Service area: Lafitte	02
Jefferson Davis	04
LaFourche:	
Service Area: S.E. LaFourche	04
Livingston	02
Madison	02
Orleans	
Service area: Desire/Florida	01
Service area: Lower 9th Ward	02
Ouachita:	
Facility: E.A. Conway Memorial Hospital	04
Pointe Coupee	01
Rapides:	
Facility: Huey P. Long Hospital	02
Sabine:	
Service area: Zwolle	01
St. Helena	03

PRIMARY CARE: Louisiana—Continued

Parish Listing

Parish	Degree of shortage group
St. Martin	
Service area: St. Martin	02
St. Mary:	
Service area: Teche	02
St. Tammany	
Service area: Northeastern St. Tammany	01
Tangipahoa:	
Facility: Lallie Kemp Hospital	02
Tensas	02
Terrebonne:	
Service area: Dulac	01
Union:	
Service area: West Union	02
Vermilion:	
Service area: Gueydan	02
Vernon	01
Webster	02
West Baton Rouge	01
West Carroll	01
West Feliciana	03
Winn	04

PRIMARY CARE: Louisiana

Service Area Listing

Service area name	Degree of shortage group
Dequincy	03
County—Calcasieu:	
Parts of county:	
Ward 6	
Desire/Florida	01
County—Orleans:	
Parts of county:	
C.T. 11 (N. of Derbigny St.)	
C.T. 14.01	
C.T. 14.02	
C.T. 15 (N. of Derbigny St.)	
C.T. 16	
C.T. 17.03	
C.T. 17.14	
Dulac	01
County—Terrebonne:	
Parts of county:	
Ward 4	
Ward 7	
Eden Park	01
County—East Baton Rough:	
Parts of county:	
C.T. 8–10	
C.T. 12	
C.T. 13	
Gueydan	02
County—Vermilion:	
Parts of county:	
Ward 8	
Lafitte	02
County—Jefferson:	
Parts of county:	
C.T. 277–279	
Lower 9th Ward	02
County—Orleans:	
Parts of county:	
C.T. 7.01	
C.T. 7.02	
C.T. 8	
C.T. 9.01, 9.02, 9.03, 9.04	
Merryville	03
County—Beauregard:	
Parts of county:	
Ward 2	
Ward 5	
North Lake Charles	01
County—Calcasieu:	
Parts of county:	
C.T. 2–4	
C.T. 14	
C.T. 15	
Northeastern St. Tammany	01
County—St. Tammany:	
Parts of county:	
C.T. 401	
C.T. 407	

PRIMARY CARE: Louisiana—Continued

Service Area Listing

Service area name	Degree of shortage group
S.E. LaFourche	04
County—LaFourche	
Parts of County:	
S.E. Ward 4	
S.E. Ward 8	
S.E. Ward 9	
S.E. Ward 10	
St. Martin	02
County—St. Martin:	
Parts of county:	
Ward 1–5	
Teche	02
County—Iberia:	
Parts of county:	
Ward 1	
Ward 8	
County—St. Mary:	
Parts of county:	
Ward 1–5	
Ward 7	
Ward 10	
West Union	02
County—Union:	
Division 3	
Division 4	
Division 10	
Zwolle	01
County—Sabine:	
Parts of county:	
Ward 5–6	
Ward 8	

PRIMARY CARE: Louisiana

Population Group Listing

Population group	Degree of shortage group
Low inc pop. of Shreveport	01
County—Caddo	

PRIMARY CARE: Louisiana

Facility Listing

Facility	Degree of shortage group
E.A. Conway Mem Hosp	04
County—Ouachita	
Huey P. Long Hospital	02
County—Rapids	
Lallie Kemp Hosp	02
County—Tangipahoa	

PRIMARY CARE: Maine

County Listing

County name	Degree of shortage group
Androscoggin:	
Service area: Leeds	01
Aroostook:	
Service area: Ashland	01
Service area: Eagle Lake	01
Service area: Southern Aroostook	01
Service area: St. Francis	01
Cumberland:	
Service area: Kezar Falls (Maine/N.H.)	01
Franklin:	
Service area: Rangeley	02
Hancock:	
Service area: Bucksport	01
Kennebec:	
Service area: Albion	02

PRIMARY CARE: Maine—Continued

County Listing

County name	Degree of shortage group
Service area: Leeds	01
Service area: Richmond	02
Knox:	
Service area: Penobscot Bay	01
Lincoln:	
Service area: Richmond	02
Oxford:	
Service area: Bethel	01
Service area: Kezar Falls (Maine/N.H.)	01
Service area: Rangeley	02
Penobscot:	
Service area: Bradley	01
Service area: Dexter	03
Service area: Southern Aroostook	01
Piscataquis:	
Service area: Dexter	03
Service area: Greenville	02
Sagadahoc:	
Service area: Richmond	02
Somerset:	
Service area: Bingham	04
Service area: Dexter	03
Service area: Jackman	01
Waldo:	
Service area: Albion	02
Service area: Bucksport	01
Washington:	
Service area: Eastport	03
Service area: Jonesport	01
Service area: Lubec	01
Service area: Milbridge	02
Service area: Southern Aroostook	01
Service area: Vanceboro	01
York:	
Service area: Kezar Falls (Maine/N.H.)	01

PRIMARY CARE: Maine

Service Area Listing

Service area name	Degree of shortage group
Albion	02
County—Kennebec:	
Parts of county:	
Albion Town	
Vassalboro Town	
China Town	
County—Waldo:	
Parts of county:	
Troy Town	
Unity Town	
Thorndike Town	
Jackson Town	
Monroe Town	
Brooks Town	
Knox Town	
Freedom Town	
Montville Town	
Liberty Town	
Palermo Town	
Ashland	01
County—Aroostook:	
Parts of county:	
Ashland Twn	
Garfield Plantation	
Masardis Twn	
Nashville Plantation	
Oxbow Plantation	
Portage Lake Twn	
Bethel	01
County—Oxford:	
Parts of county:	
Bethel Twn	
Gilead Twn	
Hanover Twn	
Newry Twn	
Upton Twn	
Woodstock Twn	
Bingham	04
County—Somerset:	
Parts of county:	
Solon Town	
Bingham Town	

PRIMARY CARE: Maine—Continued

Service Area Listing

Service area name	Degree of shortage group
Moscow Township	
Brighton Town	
Pleasant Ridge Plantation	
The Forks Plant	
Caratunk Plant	
West Forks Plant	
Bradley	01
County—Penobscot:	
Parts of county:	
Bradley Division	
Clifton Division	
Greenbush Division	
Greenfield Division	
Milford Division	
Bucksport	01
County—Hancock:	
Parts of county:	
Dedham Town	
Orland Town	
Penobscot Town	
Verona Town	
Bucksport Town	
County—Waldo:	
Parts of county:	
Prospect Town	
Stockton Springs Town	
Dexter	03
County—Penobscot:	
Parts of county:	
Dexter	
Corinna	
Exeter	
Garland	
County—Piscataquis:	
Parts of county:	
Wellington	
County—Somerset:	
Parts of county:	
Athens	
Harmony	
Ripley	
St. Albans	
Eagle Lake	01
County—Aroostook:	
Parts of county:	
Eagle Lake Twn	
Wallagrass Plantation	
Winterville Plantation	
Eastport	03
County—Washington:	
Parts of county:	
Eastport	
Perry	
Passamaquaddy Indian Reservation	
Pembroke (Part)	
Charlotte (Part)	
Robbinston (Part)	
Greenville	02
County—Piscataquis:	
Parts of county:	
Beaver Cove Plant	
Blanchard Plant	
Elliotsville Plant	
Greenville	
Monson	
Shirley	
Willimantic	
Unorg. Terr of N. Piscataquis	
Jackman	01
County—Somerset:	
Parts of county:	
Jackman Town	
Moose River Town	
Dennistown Plant	
Jonesport	01
County—Washington:	
Parts of county:	
Addison Twn	
Beals Twn	
Centerville Twn	
Columbia Falls Twn	
Jonesboro Twn	
Jonesport Twn	
Kezar Falls (Maine/New Hampshire)	01
County—Cumberland:	
Parts of county:	
Baldwin Town	

PRIMARY CARE: Maine—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Oxford:	
Parts of county:	
Brownfield	
Hiram Town	
Porter Town	
County—York:	
Parts of county:	
Newfield Town	
Limerick Town	
Cornish Town	
Parsonfield	
Leeds	01
County—Androscoggin:	
Parts of county:	
Turner Town	
Greene Town	
Leeds Town	
County—Kennebec:	
Parts of county:	
Wayne Town	
Monmouth Town	
Lubec	01
County—Washington:	
Parts of county:	
Dennysville Twn	
Edmunds (Unorg.)	
Lubec Twn	
Plantation #14	
Trescott (Unorg.)	
Whiting Twn	
Milbridge	02
County—Washington	
Parts of County:	
Beddington	
Cheeryfield	
Columbia	
Deblois	
Harrington	
Milbridge	
Steuben	
Penobscot Bay	01
County—Knox:	
Parts of county:	
Vinalhaven Island	
North Haven Island	
Matinicus Island	
Isle Au Haut	
Rangeley	02
County—Franklin:	
Parts of county:	
Coplin Plantation	
Dallas Plantation	
Eustis Twn	
Madrid Twn	
Rangeley Plantation	
Rangeley Twn	
Redington (Unorg.)	
Sandy River	
County—Oxford:	
Parts of county:	
Adamstown (Unorg.)	
Lincoln Plantation	
Magalloway Plantation	
Richardstown (Unorg.)	
Richmond	02
County: Kennebec	
Parts of County:	
Litchfield	
County—Lincoln	
Parts of County:	
Dresden	
County—Sagadahoc	
Parts of County:	
Bowdoinham	
Richmond	
Southern Aroostook	01
County—Aroostook:	
Parts of county:	
Amity Town	
Bancroft Town	
Benedicta Town	
Crystal Town	
Dyer Brook Town	
Glenwood Plantation	
Hersey Town	
Island Falls Town	
Macwahoc Plantation	
Merrill Town	

PRIMARY CARE: Maine—Continued

Service Area Listing

Service area name	Degree of shortage group
Monticello Town	
Moro Plantation	
Oakfield Town	
Orient Town	
Reed Plantation	
Sherman Town	
Smyrna Town	
Weston Town	
Unorg. Terr. of S. Aroostook	
County—Penobscot:	
Parts of county:	
Drew Plantation	
Mt. Chase Plantation	
Patten Town	
Prentiss Plantation	
Stacyville Town	
County—Washington:	
Parts of county:	
Danforth Town	
St. Francis	01
County—Aroostook:	
Parts of county:	
Allagash Plantation	
St. Francis Plantation	
St. John Plantation	
Vanceboro	01
County—Washington	
Parts of County:	
Codyville Pt.	
Dyer	
Fowler	
Grand Lake Stream	
Indian	
Kossuth	
Lambert Lake	
Talmadge	
Topsfield	
Vanceboro	
Waite	

PRIMARY CARE: Maryland

County Listing

County name	Degree of shortage group
Allegany:	
Service area: Hancock	01
Anne Arundel:	
Service area: Owensville	03
Baltimore:	
Facility: Maryland Penitentiary	03
Facility: Md Reception Diag/Class Center	02
Caroline	01
Cecil:	
Service area: Southeast Cecil	02
Charles	04
Dorchester:	
Service area: Northeast Dorchester County	01
Garrett	04
Howard:	
Facility area: Md House of Corrections	02
Kent:	
Service area: Northeast Kent	01
Service area: Eadesville/Fairlee	02
Queen Annes	01
Somerset	02
Washington:	
Service area: Keendysville	01
Service area: Hancock	01
Facility area: Md Correctional Institution	03
Facility area: Md Corr Training Center	02
Worcester:	
Service area: Pocomoke City	02
Baltimore City:	
Service area: Cherry Hill	01
Service area: Constant Care	02
Service area: East Baltimore	02
Service area: Hampton/Woodberry/Remington	01
Service area: North Central Baltimore	01
Service area: Northwest Baltimore	01
Service area: O'Donnell Heights	01
Service area: Orleans Square	01
Service area: West Baltimore	03

PRIMARY CARE: Maryland—Continued

County Listing

County name	Degree of shortage group
Facility: Baltimore City Jail	02

PRIMARY CARE: Maryland

Service Area Listing

Service Area Name	Degree of shortage group
Cherry Hill	01
County—Baltimore City:	
Parts of county:	
C.T. 2502.01	
C.T. 2502.02	
C.T. 2502.03	
C.T. 2502.04	
C.T. 2502.05	
C.T. 2503.01	
C.T. 2503.02	
C.T. 2503.03	
Constant Care	02
County—Baltimore City:	
Parts of county:	
C.T. 402	
C.T. 1401–1403	
C.T. 1501–1502	
C.T. 1601–1604	
C.T. 1701–1703	
C.T. 2101	
Eadesville/Fairlee	02
County—Kent:	
Parts of county:	
Dist. 5 (Eadesville)	
Dist. 6 (Fairlee)	
East Baltimore	02
County—Baltimore City:	
Parts of county:	
C.T. 501	
C.T. 603–605	
C.T. 704	
C.T. 806–808	
C.T. 909	
C.T. 1001–1002	
C.T. 1004	
Hampden/Woodberry/Remington	01
County—Baltimore City:	
Parts of county:	
C.T. 1203	
C.T. 1206–1207	
C.T. 1305–1306	
C.T. 1308.02	
Hancock	01
County—Allegany:	
Parts of county:	
Dist. 1 (Orleans)	
County—Washington:	
Parts of county:	
Dist. 4 (Clear Spring)	
Dist. 5 (Hancock)	
Dist. 15 (Indian Springs)	
Keendysville	01
County—Washington:	
Parts of county:	
Election District 1	
Election District 6	
Election District 8	
Election District 11	
Election District 19	
North Central Baltimore	01
County—Baltimore City:	
Parts of county:	
C.T. 802	
C.T. 803.01	
C.T. 803.02	
C.T. 804–805	
C.T. 901–908	
C.T. 1204	
Northeast Dorchester County	01
County—Dorchester:	
Parts of county:	
Dist. 1	
Dist. 2	
Dist. 3	
Dist. 12	
Dist. 15	

PRIMARY CARE: Maryland—Continued

Service Area Listing

Service Area Name	Degree of shortage group
Northeast Kent	01
County—Kent:	
Parts of county:	
Dist. 1 (Massey)	
Dist. 2 (Kennedyville)	
Northwest Baltimore	01
County—Baltimore City:	
Parts of county:	
C.T. 1512	
C.T. 1513	
C.T. 2716	
C.T. 2717	
C.T. 2718.01	
C.T. 2718.02	
O'Donnell Heights	01
County—Baltimore City:	
Parts of county:	
C.T. 2606.01	
C.T. 2606.02	
Orleans Square	01
County—Baltimore City:	
Parts of county:	
C.T. 103	
C.T. 105	
C.T. 201	
C.T. 601-602	
C.T. 701-703	
Owensville	03
County—Anne Arundel:	
Parts of county:	
C.T. 7012-7014	
C.T. 7070	
C.T. 7080	
Pocomoke City	02
County—Worcester:	
Parts of county:	
Dist. 1	
Dist. 7	
Dist. 8	
Southeast Cecil	02
County—Cecil:	
Parts of county:	
Dist. 1 (Cecilton)	
Dist. 2 (Chesapeake City)	
West Baltimore	03
County—Baltimore City :	
Parts of county:	
C.T. 1801-1803	
C.T. 1901-1903	
C.T. 2001-2005	

PRIMARY CARE: Maryland

Facility Listing

Facility	Degree of shortage group
Baltimore City Jail	02
County—Baltimore City	
MD Corr Training Center	02
County—Washington	
MD Correctional Inst	03
County—Washington	
MD House of Corrections	02
County—Howard	
MD Penitentiary	03
County—Baltimore	
MD Reception Diag/Class Center	02
County—Baltimore	

PRIMARY CARE: Massachusetts

County Listing

County name	Degree of shortage group
Barnstable:	
Service area: Provincetown	03
Bristol:	
Service area: New Bedford	01
Service area: Taunton	02
Population Group: Low inc pop. of Fall River	04
Dukes:	
Service area: New Bedford	01
Essex:	
Service area: Lynn	04
Service area: Methuen	03
Service area: North Lawrence	02
Service area: Peabody	02
Franklin:	
Service area: Mohawk	02
Hampden:	
Service area: Brookfield	02
Service area: Worthington	02
Hampshire:	
Service area: Worthington	02
Middlesex:	
Service area: East Cambridge	02
Service area: Hudson	02
Service area: Lowell	04
Service area: Maynard	03
Service area: North Cambridge	02
Service area: Somerville	02
Service area: South Framingham	01
Service area: Watertown	02
Norfolk:	
Service area: Hough's Neck/Germantown	01
Service area: North Weymouth	01
Service area: So. Blackstone Valley	02
Service area: Wrentham	02
Facility: Norfolk-Walpole Correctional Inst	03
Plymouth:	
Service area: Hull	01
Facility: Mass. Corr. Inst at Bridgewater	02
Suffolk:	
Service area: Allston	02
Service area: Hyde Park	02
Service area: Jamaica Plain	03
Service area: Mattapan	01
Service area: Neponset	02
Service area: North Dorchester	01
Service area: North End Boston	04
Service area: Revere City	02
Service area: Roxbury	03
Service area: South Boston	04
Population Group: Chinese pop of South End Boston	01
Worcester:	
Service area: Barre	04
Service area: Brookfield	02
Service area: South Blackstone Valley	02
Service area: Winchendon	04

PRIMARY CARE: Massachusetts

Service Area Listing

Service area name	Degree of shortage group
Allston	02
County—Suffolk:	
Parts of county:	
C.T. 1	
C.T. 7-8	
Barre	04
County—Worcester:	
Parts of county:	
Barre Twn	
Hardwick Twn	
New Braintree Twn	
Oakham Twn	
Petersham Twn	
Rutland Twn	
Brookfield	02
County—Hampden:	
Parts of county:	
Brimfield Twn	
Holland Twn	
Wales Twn	
County—Worcester:	
Parts of county:	
Brookfield Twn	
East Brookfield Twn	
North Brookfield Twn	
Spencer Twn	
Warren Twn	
West Brookfield Twn	
East Cambridge	02
County—Middlesex:	
Parts of county:	
C.T. 3521-3535	
Hough's Neck/Germantown	01
County—Norfolk:	
Parts of county:	
C.T. 4178	
Hudson	02
County—Middlesex:	
Parts of county:	
Hudson Twn	
Hull	01
County—Plymouth:	
Parts of county:	
Hull Twn	
Hyde Park	02
County—Suffolk:	
Parts of county:	
C.T. 1401-1404	
Jamaica Plain	03
County—Suffolk:	
Parts of county:	
C.T. 1202-1207	
Lowell	04
County—Middlesex:	
Parts of county:	
Lowell	
Lynn	04
County—Essex:	
Parts of county:	
C.T. 2060-2063	
C.T. 2065	
C.T. 2068	
C.T. 2070-2072	
Mattapan	01
County—Suffolk:	
Parts of county:	
C.T. 1010-1011	
Maynard	03
County—Middlesex:	
Parts of county:	
Maynard Twn	
Methuen	03
County—Essex:	
Parts of county:	
C.T. 2522-2526	
Mohawk	02
County—Franklin:	
Parts of county:	
Ashfield Twn	
Buckland Twn	
Charlemont Twn	
Colrain Twn	
Conway Twn	
Hawley Twn	
Heath Twn	
Shelburne Twn	
Monroe Twn	
Rowe Twn	
N. Weymouth	01
County—Norfolk:	
Parts of county:	
C.T. 4226-4228	
Neponset	02
County—Suffolk:	
Parts of county:	
C.T. 1006-1007	
New Bedford	01
County—Bristol:	
Parts of county:	
C.T. 6512-6513	
C.T. 6518-6519	
C.T. 6526-6527	
County—Dukes:	
Parts of county:	
Gosnold Twn	
North Cambridge	02
County—Middlesex:	
Parts of county:	
C.T. 3547-3550	
North Dorchester	01
County—Suffolk:	
Parts of county:	
C.T. 901-924	

PRIMARY CARE: Massachusetts—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 1001-1005	
North End Boston	04
County—Suffolk:	
Parts of county:	
C.T. 301-305	
North Lawrence	02
County—Essex:	
Parts of county:	
C.T. 2502-2511	
C.T. 2513-2514	
Peabody	02
County—Essex:	
Parts of county:	
C.T. 2106-2109	
Provincetown	04
County—Barnstable:	
Parts of county:	
Provincetown	
Revere City	02
County—Suffolk:	
Parts of county:	
Revere City	
Roxbury	03
County—Suffolk:	
Parts of county:	
C.T. 801-809	
C.T. 811-821	
South Framingham	01
County—Middlesex:	
Parts of county:	
C.T. 3831-3832	
C.T. 3834	
South Blackstone Valley	02
County—Norfolk:	
Parts of county:	
Bellingham Twn	
County—Worcester:	
Parts of county:	
Blackstone Twn	
Douglas Twn	
Mendon Twn	
Millville Twn	
Northbridge Twn	
Sutton Twn	
Uxbridge Twn	
Somerville	02
County—Middlesex:	
Parts of county:	
C.T. 3501-3515	
South Boston	04
County—Suffolk:	
Parts of county:	
C.T. 601-614	
Taunton	02
County—Bristol:	
Parts of county:	
Berkley Twn	
Dighton Twn	
Raynham Twn	
Rehoboth Twn	
Taunton City	
Watertown	02
County—Middlesex:	
Parts of county:	
Watertown	
Winchendon	04
County—Worcester:	
Parts of county:	
Ashburnham	
Gardner	
Hubbardston	
Royalston	
Templeton	
Winchendon	
Worthington	02
County—Hampden:	
Parts of county:	
Chester Twn	
County—Hampshire:	
Parts of county:	
Cummington Twn	
Goshen Twn	
Huntington Twn	
Plainfield Twn	
Worthington Twn	
Chesterfield Twn	
Wrentham	02

PRIMARY CARE: Massachusetts—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Norfolk:	
Parts of county:	
Wrentham Twn	

PRIMARY CARE: Massachusetts

Population Group Listing

Population group	Degree of shortage group
Chinese pop. (South End Boston)	01
County—Suffolk:	
Parts of county:	
C.T. 701-712	
Low Income pop. of Fall River	04
County—Bristol:	
Parts of county:	
C.T. 6406-6409	
C.T. 6411-6414	

PRIMARY CARE: Massachusetts

Facility Listing

Facility	Degree of shortage group
Mass. Corr. Inst. (Bridgewater)	02
County—Plymouth	
Norfolk & Walpole Corr. Institutions	03
County—Norfolk	

PRIMARY CARE: Michigan

County Listing

County name	Degree of shortage group
Alcona	02
Alger	04
Allegan:	
Service area: Allegan/Kent	02
Service area: Allegan	03
Antrim:	
Service area: East Jordan	01
Service area: Mancelona	02
Service area: Sterling	01
Baraga	02
Bay:	
Service area: Sterling	01
Cass:	
Service area: Dowagiac	03
Charlevoix:	
Service area: East Jordan	01
Chippewa:	
Service area: De Tour	01
Service area: Kinoss/Rudyard	01
Clare:	
Service area: Clare	01
Service area: Harrison	01
Service area: Marion	01
Clinton:	
Service area: Laingsburg	02
Crawford:	
Service area: Roscommon/St. Helen	03
Dickinson:	
Service area: Iron River/Crystal Falls	04
Genesee:	
Service area: Otter Lake	02
Service area: Central Flint	01
Service area: Montrose	01
Gladwin:	
Service area: Sterling	01
Gogebic:	
Service area: Ewen	01
Hillsdale	02

PRIMARY CARE: Michigan—Continued

County Listing

County name	Degree of shortage group
Houghton:	
Service area: Calumet/Keweenaw	01
Huron:	
Service area: Port Austin	01
Iosco:	
Service area: Hale/Whittemore	04
Iron:	
Service area: Iron River/Crystal Falls	04
Isabella:	
Service area: Clare	01
Jackson:	
Facility: St. Prison of S. Michigan	02
Kalamazoo:	
Service area: Mancelona	02
Kent:	
Service area: Northern Kent	03
Service area: Allegan/Kent	02
Population group: Med Ind pop. of Grand Rapids	04
Keweenaw	
Service area: Calumet/Keweenaw	01
Lake:	
Service area: Lake/Newaygo	01
Lapeer:	
Service area: Otter Lake	02
Leelanau:	
Service area: Northport/Suttons Bay	03
Livingston:	
Service area: Cohoctah	01
Mackinac	02
Marquette:	
Service area: Iron River/Crystal Falls	04
Facility: Marquete Branch Prison	02
Mecosta:	
Service area: Mecosta	04
Menominee:	
Service area: Northern Menominee	01
Midland:	
Service area: Clare	01
Missaukee:	
Service area: Houghton Lake	01
Service area: Marion	01
Monroe:	
Service area: Bedford/Erie	02
Service area: Sumpter	01
Montmorency	01
Muskegon:	
Service area: Northern Kent	03
Service area: Northern Muskegon	02
Newaygo:	
Service area: Lake/Newaygo	01
Service area: Mecosta	04
Service area: Southern Newaygo	02
Oakland:	
Service area: Milford	02
Oceana:	
Service area: Shelby	02
Service area: Southern Newaygo	02
Ogemaw:	
Service area: Hale/Whittemore	04
Ontonagan:	
Service area: Ewen	01
Osceola:	
Service area: Marion	01
Oscoda	02
Ottawa:	
Service area: Allegan/Kent	02
Service area: Northern Kent	03
Roscommon:	
Service area: Houghton Lake	01
Service area: Roscommon/St. Helen	03
Saginaw:	
Service area: Chesaning	01
Service area: Montrose	01
Service area: Saginaw City (East Side)	01
St. Clair:	
Service area: Algonac	03
Service area: Brown City	01
Service area: Yale	03
St. Joseph	
Service area: Three Rivers	04
Sanilac:	
Service area: Brown City	01
Service area: Lexington/Croswell	01
Service area: Marletta/Kingston	02
Shiawassee:	
Service area: Chesaning	01
Service area: Cohoctah	01

PRIMARY CARE: Michigan—Continued

County Listing

County name	Degree of shortage group
Service area: Laingsburg	02
Tuscola:	
Service area: Marlette/Kingston	02
Service area: Otter Lake	02
Van Buren:	
Service area: Dowagiac	03
Washtenaw:	
Service area: Sumpter	01
Wayne:	
Service area: Detroit (East)	01
Service area: Detroit (S.W.)	01
Service area: Detroit (N.W.)	02
Service area: Sumpter	01
Facility: Deaconess Hospital	01
Facility: Herman Keifer Health Complex	01
Facility: Mt. Carmel Mercy Hospital	02
Facility: Titus Greene Health Center	02
Facility: Wayne County Jail	02

PRIMARY CARE: Michigan

Service Area Listing

Service area name	Degree of shortage group
Algonac	04
County—St. Clair:	
Parts of county:	
Algonac City	
Casco Township	
China Township	
Clay Township	
Columbus Township	
Cottorville Township	
East China Township	
Ira Township	
Marine City	
St. Clair City	
St. Clair Township	
Allegan	03
County—Allegan:	
Parts of county:	
Allegan Twp.	
Cheshire Twp.	
Gunplain Twp.	
Heath Twp.	
Hopkins Twp.	
Lee Twp.	
Martin Twp.	
Monterey Twp.	
Otsego Twp.	
Trowbridge Twp.	
Valley Twp.	
Watson Twp.	
Wayland Twp.	
Allegan/Kent	02
County—Allegan:	
Parts of county:	
Dorr Twp.	
Leighton Twp.	
Salem Twp.	
County—Kent:	
Parts of county:	
Byron Twp.	
Gaine Twp.	
County—Ottawa:	
Parts of county:	
Jamestown Twp.	
Bedford/Erie	02
County—Monroe:	
Parts of county:	
Bedford Twp. (Northern ½)	
Erie Twp. (Northern ½)	
Ida Twp.	
La Salle Twp.	
Summerfield Twp.	
Whitsford Twp. (N. ½)	
Brown City	01
County—St. Clair:	
Parts of county:	
Lynn Twp. (PL)	
County—Sanilac:	
Parts of county:	
Brown City	

PRIMARY CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
Elk Twp.	
Flynn Twp.	
Maple Valley Twp.	
Speaker Twp.	
Calumet/Keweenaw	01
County—Houghton:	
Parts of county:	
Calumet Township	
Hancock	
Osceola	
Schoolcraft	
Torch Lake	
County—Keweenaw	
Chesaning	01
County—Saginaw:	01
Parts of county:	
C.T. 125 (Chapin and Brady Twnship.)	
C.T. 127 (Chesaning Twnship.)	
C.T. 128 (Chesaning Twnship.)	
C.T. 129 (Maple Grove Twnship)	
County—Shiawassee:	
Parts of county:	
Fairfield Township	
Rush Township	
New Haven Township	
Hazelton Township	
Clare	01
County—Clare:	
Parts of county:	
City of Clare	
Garfield Township	
Surrey Township	
Grant Township	
Sheridan Township	
County—Isabella:	
Parts of county:	
Coldwater Township	
Gilmore Township	
Vernon Township	
Wise Township	
County—Midland:	
Parts of county:	
Coleman Village	
Warren Township	
Cohoctah	01
County—Livingston:	
Parts of county:	
Conway Township	
Cohocta Township	
Deerfield Township	
County—Shiawassee:	
Parts of county:	
Antrim Township	
Burns Township	
Perry City	
Perry Township	
De Tour	01
County—Chipewa:	
Parts of county:	
De Tour Twp.	
De Tour Village	
Drummond Twp.	
Raber Twp.	
Detroit (East)	01
County—Wayne:	
Parts of county:	
C.T. 520–526	
C.T. 539–541	
C.T. 548–550	
C.T. 560	
C.T. 561	
C.T. 565–570	
C.T. 655	
C.T. 661–665	
C.T. 755–778	
C.T. 789–797	
Detroit (S.W.)	01
County—Wayne:	
Parts of county:	
C.T. 11–13	
C.T. 15	
C.T. 16	
C.T. 51–56	
C.T. 58–64	
C.T. 101	
C.T. 103–123	
C.T. 154–163	
C.T. 179	

PRIMARY CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 180	
C.T. 201	
C.T. 202	
C.T. 211	
Detroit (N.W.)	01
County—Wayne:	
Parts of county:	
C.T. 168–171	
C.T. 173–175	
C.T. 176.01	
C.T. 176.02	
C.T. 176.03	
C.T. 176.04	
C.T. 209	
C.T. 251–255	
C.T. 257	
C.T. 258.01	
C.T. 258.02	
C.T. 259.01	
C.T. 259.02	
C.T. 260	
C.T. 261.01	
C.T. 261.02	
C.T. 262.01	
C.T. 262.02	
C.T. 263	
C.T. 264	
C.T. 302.01	
C.T. 302.02	
C.T. 302.03	
C.T. 305.01	
C.T. 305.02	
C.T. 306.01	
C.T. 306.02	
C.T. 408	
C.T. 409.01	
C.T. 409.02	
Dowagiac	04
County—Cass:	
Parts of county:	
Dowagiac City	
Lagrange Twp.	
Marcellus Twp.	
Newberg Twp.	
Penn Twp.	
Silver Creek Twp.	
Volinia Twp.	
Wayne Twp.	
County—Van Buren:	
Parts of county:	
Decatur Twp.	
Hamilton Twp.	
Keeler Twp.	
Porter Twp.	
East Jordan	01
County—Antrim:	
Parts of county:	
Echo Twp. (Part)	
Jordan Twp.	
Warker Twp. (Part)	
County—Charlevoix:	
Parts of county:	
Bank Twp. (Part)	
South Arm Twp.	
Wilson Twp. (Part)	
Ewen	01
County—Gogebic:	
Parts of county:	
Marenisco Twp.	
Watersmeet Twp.	
County—Ontanogan:	
Parts of county:	
Bergland Twp.	
Haight Twp.	
Interior Twp.	
Matchwood Twp.	
McMillan Twp.	
Rockland Twp.	
Stannard Twp.	
Hale/Whittemore	04
County—Iosco:	
Parts of county:	
Burleigh Twp.	
Grant Twp.	
Plainfield Twp.	
Reno Twp.	
Sherman Twp.	
Whittemore City	

PRIMARY CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Ogemaw:	
Parts of county:	
Hill Twp.	
Logan Twp.	
Richland Twp.	
Harrison	01
County—Clare:	
Parts of county:	
Authur Township	
Franklin Township	
Freeman Township	
Frost Township	
Greenwood Township	
Hamilton Township	
City of Harrison	
Hatton Township	
Hayes Township	
Lincoln Township	
Summerfield Township	
Houghton Lake	01
County—Missaukee:	
Parts of county:	
Butterfield Township	
Enterprise Township	
Holland Township	
County—Roscommon:	
Parts of county:	
Denton Township	
Lake Township	
Markey Township	
Roscommon Township	
Iron River/Crystal Falls	04
County—Dickinson:	
Parts of county:	
Sagola Twp.	
County—Iron	
County—Marquette:	
Parts of county:	
Republic Twp.	
Kinoss/Rudyard	01
County—Chippewa:	
Parts of county:	
Bay Mills Twp.	
Front Lake Twp.	
Kinoss Twp.	
Pickford Twp.	
Rudyard Twp.	
Superior Twp.	
Laingsburg	02
County-Clinton	
Parts of county:	
Victor Twp.	
County-Shiawassee	
Parts of county:	
Sciota Twp.	
Lake/Newaygo	01
County—Lake:	
Parts of county:	
Chase Twp.	
Cherry Valley Twp.	
Dover Twp.	
Eden Twp.	
Elk Twp.	
Ellsworth Twp.	
Lake Twp.	
Newkirk Twp.	
Peacock Twp.	
Pinora Twp.	
Pleasant Plains Twp.	
Sauble Twp.	
Sweetwater Twp.	
Webber Twp.	
Yates Twp.	
County—Newaygo:	
Parts of county:	
Beaver Twp.	
Home Twp.	
LillyTwp.	
Merrill Twp.	
Monroe Twp.	
Troy Twp.	
Lexington/Croswell	01
County—Sanilac:	
Parts of county:	
Brlel Twp.	
Croswell Twp.	
Fremont Twp.	
Worth Twp.	

PRIMARY CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
Mancelona	02
County-Antrim	
Parts of county:	
Chestonia Twp.	
Custer Twp.	
Helena Twp.	
Jordan Twp. (Part)	
County-Kalamazoo	
Blue Lake Twp.	
Cold Springs Twp.	
Rapid River Twp.	
Marion	01
County-Clare:	
Parts of county:	
Redding Twp.	
Winterfield Twp.	
County-Osceola	
Parts of county:	
Hartwick Twp.	
Highland Twp.	
Marion Twp.	
Middle Branck Twp.	
County-Missaukee	
Parts of county:	
Clam Union Twp.	
Riverside Twp.	
Marlette/Kingston	02
County—Sanilac:	
Parts of county:	
La Motte Township	
Marlette Township	
County—Tuscola:	
Parts of county:	
Dayton Township	
Kingston Township	
Koylton Township	
Mecosta	04
County—Mecosta:	
Parts of county:	
Aetna Twp.	
Austin Twp.	
Big Rapids Twp.	
Chippewa Twp.	
Colfax Twp.	
Deerfield Twp.	
Fork Twp.	
Grant Twp.	
Green Twp.	
Martiny Twp.	
Mecosta Twp.	
Morton Twp.	
Sheridan Twp.	
Wheatland Twp.	
County—Newaygo:	
Parts of county:	
Barton Twp.	
Norwich Twp.	
Milford	02
County—Oakland:	
Parts of county:	
C.T. 1052 (Wixon City)	
C.T. 1055 (Milford Twnship)	
C.T. 1056 (Milford Twnship)	
C.T. 1057 (Commerce Twnship)	
C.T. 1058.01 (Commerce Twnship)	
C.T. 1058.02 (Commerce Twnship)	
C.T. 1112.01 (White Lake Twnship)	
C.T. 1112.02 (White Lake Twnship)	
C.T. 1112.03 (White Lake Twnship)	
C.T. 1113.01 (Highland Twnship)	
C.T. 1113.02 (Highland Twnship)	
Montrose	01
County—Genesee:	
Parts of county:	
Clio Village	
Montrose Village	
Montrose Twp.	
Vienna Twp.	
County—Saginaw:	
Parts of county:	
Albee Twp.	
Birch Run Twp.	
Maple Grove Twp.	
Taymouth Twp.	
North Central Flint	01
County—Genesee	
Parts of county:	
C.T. 4-7	

PRIMARY CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 19-26	
Northern Kent	03
County—Kent:	
Parts of county:	
Algoma Twp.	
Courtland Twp.	
Nelson Twp.	
Salon Twp.	
Sparta Twp.	
Tyrone Twp.	
County—Muskegon:	
Parts of county:	
Casnovia Twp.	
County—Ottawa:	
Parts of county:	
Chester Twp.	
Wright Twp.	
Northern Menominee	01
County—Menominee:	
Parts of county:	
Cedarville Twp.	
Dagget Twp.	
Dagget City	
Faithorn Twp.	
Gowley Twp.	
Harris Twp.	
Homes Twp.	
Lake Twp.	
Meyer Twp.	
Nadeau Twp.	
Powers City	
Spalding Twp.	
Stephenson Twp.	
Stephenson City	
Northern Muskegon	02
County—Muskegon:	
Parts of county:	
Blue Lake Twp.	
Cedar Creek Twp.	
Dalton Twp.	
Fruitland Twp.	
Holton Twp.	
Montague Twp.	
White Hall Twp.	
White River Twp.	
Northport/Suttons Bay	03
County—Leelanau:	
Parts of county:	
Centerville Twp.	
Cleveland Twp.	
Leelanau Twp.	
Leeland Twp.	
Suttons Bay Twp.	
Osceola	04
County—Osceola:	
Parts of county:	
Cedar	
Evart	
Hartwick	
Hersey	
Leroy	
Lincoln	
Middle Branch	
Orient	
Osceola	
Richmond	
Rose Lake	
Sylvan	
Otter Lake	02
County—Genesee:	
Parts of county:	
Thetford Township	
Forest Township	
County—Lapeer:	
Parts of county:	
Marathon Township	
Deerfield Township	
Rich Township	
County—Tuscola:	
Parts of county:	
Arbela Township	
Millington Township	
Watertown Township	
Port Austin	01
County—Huron:	
Parts of county:	
Dwight Twp.	
Gore Twp.	

PRIMARY CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
Huron Twp.	
Lake Twp.	
Port Austin Twp.	
Pte. Au Barques Twp.	
Roscommon/St. Helen	03
County—Crawford:	
Parts of county:	
Beaver Creek Twp.	
South Branch Twp.	
County—Roscommon:	
Parts of county:	
Au Sable Twp.	
Backus Twp.	
Garrish Twp.	
Higgins Twp.	
Lyon Twp.	
Nester Twp.	
Richfield Twp.	
Roscommon Village	
Sagina City (East Side)	01
County—Saginaw:	
Parts of county:	
C.T. 1-8	
Shelby	02
County—Oceana:	
Parts of county:	
Benona Twp.	
Colfax Twp.	
Claybanks Twp.	
Crystal Twp.	
Elbridge Twp.	
Ferry Twp.	
Golden Twp.	
Grant Twp.	
Hart Twp.	
Leavitt Twp.	
Newfield Twp.	
Otto Twp.	
Pentwater Twp.	
Shelby Twp.	
Weare Twp.	
Southern Newaygo	02
County—Newaygo:	
Parts of county:	
Ashland Twp.	
Big Prairie Twp.	
Brideton Twp.	
Brooks Twp.	
Croton Twp.	
Denver Twp.	
Endsley Twp.	
Everett Twp.	
Garfield Twp.	
Grant Twp.	
Lincoln Twp.	
Sheridan Twp.	
Wilcox Twp.	
County—Oceana:	
Parts of county:	
Greenwood Twp.	
Sterling	01
County—Arenac	
County—Bay:	
Parts of county:	
Gibson Township	
County—Gladwin:	
Parts of county:	
Bourret Township	
Bentley Township	
Grim Township	
Sumpter	01
County—Monroe:	
Parts of county:	
C.T. 303-306	
County—Washtenaw:	
Parts of county:	
C.T. 34 (Augusta Twp)	
County—Wayne:	
Parts of county:	
C.T. 940-941	
Three Rivers	04
County-Cass	
Parts of county:	
Porter Twp.	
County-St. Joseph	
Constantine Twp.	
Fabius Twp.	

PRIMARY CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
Florence Twp.	
Flowerfield Twp.	
Leonidas Twp.	
Lockport Twp.	
Mendon Twp.	
Nottawa Twp.	
Park Twp.	
Yale	03
County—St. Clair:	
Parts of county:	
Brockway Twp.	
Emmett Twp.	
Lynn Twp. (Part)	
Mussey Twp.	

PRIMARY CARE: Michigan

Population Group Listing

Population group	Degree of shortage group
Med Indigent of Grand Rapids	04
County—Kent:	
Parts of county:	
Grand Rapids City	

PRIMARY CARE: Michigan

Facility Listing

Facility	Degree of shortage group
Deaconess Hosp	01
County—Wayne	
Herman Keifer Health Complex	01
County—Wayne	
Mt. Carmel Mercy Hosp	02
County—Wayne	
State Prison of South Michigan	02
County—Jackson	
Titus Greene Health Center	02
County—Wayne	
Wayne County Jail	02
County—Wayne	

PRIMARY CARE: Minnesota

County Listing

County name	Degree of shortage group
Aitkin:	
Service area: Floodwood	02
Service area: Mille Lacs	02
Service area: Sandstone/Hinckley	02
Cass	02
Chippewa:	
Service area: Granite Falls/Clarkfield	04
Clay:	
Service area: Barnesville	02
Clearwater	02
Cook:	
Service area: Silver Bay	02
Cottonwood:	
Service area: Windom/Mountain Lake	04
Crow Wing:	
Service area: Mille Lacs	02
Grant	04
Hennepin:	
Population Group: Indian Pop. of Minneapolis	01
Houston	
Service area: Caledonia/Spring Grove (Minn/Iowa)	02
Itasca:	
Service area: Bigfork	01

PRIMARY CARE: Minnesota—Continued

County Listing

County name	Degree of shortage group
Service area: Floodwood	02
Jackson:	
Service area: Windom/Mountain Lake	04
Kanabec:	
Service area: Mille Lacs	02
Service area: Sandstone/Hinckley	02
Lac Qui Parle:	
Service area: Canby	04
Lake:	
Service area: Ely/Babbitt	02
Service area: Silver Bay	02
Lake of the Woods	
Service area: Warroad	01
Le Sueur:	
Service area: Waterville	04
Lincoln:	
Service area: Canby	04
Mahnomen	01
Marshall	01
Mille Lacs:	
Service area: Mille Lacs	02
Morrison:	
Service area: Mille Lacs	02
Murray	04
Norman	04
Pine:	
Service area: Sandstone/Hinckley	02
Polk:	
Service area: Fosston	02
Ramsey:	
Service area: Riverview	02
Service area: Summit/University	01
Facility: Model Cities Health Center (St. Paul)	01
Red Lake	01
Renville:	
Service area: Granite Falls/Clarkfield	04
Rice:	
Service area: Waterville	04
Roseau	
Service area: Warroad	01
St. Louis:	
Service area: Ely/Babbitt	02
Service area: Floodwood	02
Sibley	02
Wabasha:	
Service area: Plainview	01
Waseca	04
Wilkin	
Service area: Barnesville	02
Yellow Medicine:	
Service area: Canby	04
Service area: Granite Falls/Clarkfield	04

PRIMARY CARE: Minnesota

Service Area Listing

Service area name	Degree of shortage group
Barnesville	02
County—Clay:	
Parts of county:	
Allranee Township	
Barnesville City	
Barnesville Township	
Comstock Village	
Elkton Township	
Elmwood Township	
Holy Cross Township	
Humboldt Township	
Parke Township	
Sabin Village	
Skree Township	
Tansem Township	
County—Wilken:	
Parts of county:	
Atherton Township	
Deerhorn Township	
Manston Township	
Mitchell Township	
Prairie View Township	
Rothsay Village	
Tanberg Township	
Wolverton Township	

PRIMARY CARE: Minnesota—Continued

Service Area Listing

Service area name	Degree of shortage group
Bigfork	02
County—Itasca:	
Parts of county:	
Balsam Twp	
Bearville Twp	
Bigfork Twp	
Bigfork Vil	
Bowstring Twp	
Carpenter Twp	
Effie Vil	
Good Hope Twp	
Grattan Twp	
Kinghurst Twp	
Lake Jessie Twp	
Liberty Twp	
Marcell Twp	
Max Twp	
Pomroy Twp	
Sand Lake Twp	
Squaw Lake Vil	
Stokes Twp	
Wirt Twp	
Unorg Terr of NE Itasca	
Caledonia/Spring Grove (Minn/Iowa)	02
County—Houston:	
Parts of county:	
Blackhammer Twp	
Caledonia Twp	
Caledonia Village	
Eitzen Village	
Mayville Twp	
Sheldon Twp	
Spring Grove Twp	
Spring Grove Village	
Union Twp	
Wilmington Twp	
Winnebago Twp	
Yucatan Twp	
Canby (Minn/South Dakota)	04
County—Lac Qui Parle:	
Parts of county:	
Freeland Twp	
Manfred Twp	
County—Lincoln:	
Parts of county:	
Marble Twp	
Alta Vista Twp	
County—Yellow Medicine:	
Parts of county:	
Canby City	
Florida Twp	
Hammer Twp	
Norman Twp	
Omro Twp	
Oshkosh Twp	
Porter City	
St. Leo City	
Werzeland Twp	
Ely-Babbitt	02
County—Lake:	
Parts of county:	
Beaver Bay Twp	
Fall Lake Twp	
Unorg. Terr. (West Lake)	
County—St. Louis:	
Parts of county:	
Babbitt Vil.	
Breitung Twp	
Ely City	
Embarrass Twp	
Kugler Twp	
Morse Twp	
Tower City	
Vermilion Lake Twp	
Waasa Twp	
Winton Vil.	
Unorg. Terr. (Birch Lake)	
Unorg. Terr. (NE St. Louis)	
Floodwood	02
County—Aitkin:	
Parts of county:	
Ball Bluff Twp	
Balsam Twp	
Cornish Twp	
Turner Twp	
Unorg. Terr. (NE Aitkin)	
County—Itasca:	
Parts of county:	

PRIMARY CARE: Minnesota—Continued

Service Area Listing

Service area name	Degree of shortage group
Wawina Twp	
County—St. Louis	
Parts of county:	
Arrowhead Twp	
Cedar Valley Twp	
Cotton Twp	
Fine Lakes Twp	
Floodwood Twp	
Floodwood Vil.	
Halden Twp	
Kelsey Twp	
Meadowlands Twp	
Meadowlands Vil.	
Ness Twp	
Northland Twp	
Payne Twp	
Prairie Lake Twp	
Tiovola Twp	
Van Buren Twp	
Unorg. Terr. (Pot Shot Lake)	
Fosston	02
County—Polk:	
Parts of county:	
Badger Township	
Slaten Twp	
Trail Village	
Garden Township	
Godrey Township	
Grove Park Township	
Knute Township	
Tilden Township	
Winger Township	
Woodside Township	
Fertile Village	
Mentor Village	
Winger Village	
Brandsvold Twp	
Chester Twp	
Columbia Twp	
Eden Twp	
Fosston City	
Gully Twp	
Gully Village	
Hill River Twp	
Johnson Twp	
King Twp	
Lengby Twp	
Lessor Twp	
McIntosh Village	
Queen Twp	
Rosebud Twp	
Granite Falls/Clarkfield	04
County—Chippewa:	
Parts of county:	
Granite Falls City	
Granite Falls Twp	
Maynard Vil	
Stoneham Twp	
County—Renville:	
Parts of county:	
Hawk Creek Twp	
Wang Twp	
County—Yellow Medicine:	
Parts of county:	
Burton Twp	
Clarkfield Twp	
Friendship Twp	
Granite Falls City	
Hanley Falls Vil	
Hazel Run Vil	
Hazel Run Twp	
Lisbon Twp	
Minnesota Falls Twp	
Normania Twp	
Sandness Twp	
Sioux Agency Twp	
Stoney Run Twp	
Swede Prairie Twp	
Tyro Twp	
Wood Lake Vil	
Wood Lake Twp	
Mille Lacs	02
County—Aitkin:	
Parts of county:	
Idum Twp	
Seavy Twp	
Lakeside Twp	

PRIMARY CARE: Minnesota—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Crow Wing:	
Parts of county:	
Bay Lake Twp	
Garrison Twp	
Garrison Village	
County—Kanabec:	
Parts of county:	
Anne Lake Twp	
Hillman Twp	
Hay Brook Twp	
County—Mille Lacs:	
Parts of county:	
East Side Twp	
Isle Harbor Twp	
Lewis Twp	
Onamia Twp	
South Harbor Twp	
Kathio Twp	
Bradbury Twp	
Dailey Twp	
Mudgett Twp	
Isle Village	
Wahkon Village	
Onamia Village	
County—Morrison:	
Parts of county:	
Richardson Twp	
Leigh Twp	
Mount Morris Twp	
Hillman Village	
Plainview	01
County—Wabasha:	
Parts of county:	
Elgin Twp	
Elgin Village	
Highland Twp	
Oakwood Twp	
Millville Village	
Plainview Twp	
Plainview Village	
Riverview	02
County—Ramsey:	
Parts of county:	
C.T. 361	
C.T. 370–372	
Landstone/Hinckley	02
County—Aitkin:	
Parts of county:	
Wagner Twp	
County—Kanabec:	
Parts of county:	
Kroschel Twp	
Pomroy Twp	
County—Pine	
Parts of county:	
Wilma Twp	
Arlone Twp	
Ama Twp	
Askov Village Twp	
Barry Twp	
Bremen Twp	
Bruno Twp	
Glover Twp	
Danforth Twp	
Dill Grove Twp	
Finlayson Twp	
Finlayson Vil.	
Fleming Twp	
Hinckley Twp	
Hinckley Vil.	
Kettle River Twp	
New Dosey Twp	
Norman Twp	
Ogema Twp	
Park Twp	
Partridge Twp	
Pine Lake Twp	
Sandstone Twp	
Sandstone Vil.	
Silver Bay	02
County—Cook:	
Parts of county:	
Schroeder Twp	
Tofte Twp	
County—Lake:	
Parts of county:	
Beaver Bay City	
Beaver Bay Twp (Part)	

PRIMARY CARE: Minnesota—Continued

Service Area Listing

Service area name	Degree of shortage group
Crystal Bay Twp	
Silver Bay City	
Silver Creek Twp	
Summit/University	01
County—Ramsey:	
Parts of county:	
C.T. 335–340	
C.T. 354	
C.T. 355	
Warroad	01
County-Lake of the Woods	
Parts of county:	
Williams Village	
Unorg. Territory of Beltrami Forest	
Unorg. Territory of N. W. Angle	
Unorg. Territory of Rainy River	
County-Roseau	
Parts of county:	
Beaver Twp.	
Cedarbend Twp.	
Enstrom Twp.	
Falun Twp.	
Lake Twp.	
Lanoa Twp.	
Moranville Twp.	
Reine Twp.	
Roosevelt Village	
Warroad Village	
Unorg. Territory of S.E. Roseau	
Waterville	04
County—Le Sueur:	
Parts of county:	
Elysian Twp & City	
Kilhenny Twp & City	
Montgomery Twp & City	
Waterville Twp & City	
County—Rice:	
Parts of county:	
Morristown Twp & Village	
Windom/Mountain Lake	04
County—Cottonwood:	
Parts of county:	
Windom City Vil	
Mountain Lake Vil	
Bingham Lake Vil	
Jeffers Vil	
Amboy Twp	
Amo Twp	
Carson Twp	
Dale Twp	
Delton Twp	
Great Bend Twp	
Lakeside Twp	
Midway Twp	
Mountain Lake Twp	
Selma Twp	
Springfield Twp	
County—Jackson:	
Parts of county:	
Wilder Vil	
Christiania Twp	
Delafield Twp	
Kimball Twp	

PRIMARY CARE: Minnesota

Population Group Listing

Population group	Degree of shortage group
Indian Pop. of Minneapolis	01
County—Hennepin:	
Parts of county:	
Am. Ind. Pop. of Minneapolis	

PRIMARY CARE: Minnesota

Facility Listing

Facility	Degree of shortage group
Model Cities Health Cntr (St. Paul)	01
County—Ramsey	

PRIMARY CARE: Mississippi

County Listing

County name	Degree of shortage group
Amite	01
Attala	03
Benton	01
Bolivar	01
Service area: Rosedale	01
Calhoun	02
Carroll	02
Service area: Carroll/Montgomery	
Chickasaw	04
Choctaw	02
Claiborne	01
Clarke	02
Clay	02
Coahoma	03
Covington	03
De Soto	01
Service area: De Soto/Tate	
George	03
Greene	01
Hancock	03
Harrison:	
Service area: East Biloxi	01
Service area: North Gulfport	04
Hinds:	
Service area: Hinds	01
Service area: Jackson Inner-City	01
Holmes	02
Humphreys	02
Issaquena	01
Service area: Issaquena/Sharkey	
Itawamba	01
Jackson	
Service area: Wade-Hurley	01
Jasper	02
Jefferson	04
Jefferson Davis	03
Kemper	01
Lamar	02
Lawrence	03
Leake	04
Leflore	03
Lowndes	03
Madison	03
Marion	02
Marshall	01
Monroe	03
Montgomery	02
Service area: Carroll/Montgomery	
Neshoba	02
Noxubee	02
Perry	04
Pontotoc	01
Prentiss	02
Quitman	02
Rankin	02
Scott	03
Sharkey	01
Service area: Issaquena/Sharkey	
Simpson	02
Smith	02
Stone	02
Sunflower	04
Facility: Mississippi St. Penitentiary	02
Tallahatchie	02
Tate	01
Service area: De Soto/Tate	
Tippah	03
Tishomingo	
Service area: Shiloh Pickwick (Miss/Tenn)	02

PRIMARY CARE: Mississippi—Continued

County Listing

County name	Degree of shortage group
Tunica	01
Union	02
Washington	04
Webster	01
Winston	03
Yalobusha	02
Yazoo	02

PRIMARY CARE: Mississippi

Service Area Listing

Service Area Name	Degree of shortage group
Carroll/Montgomery	02
County—Carroll	
County—Montgomery	
De Soto/Tate	01
County—De Soto	
County—Tate	
East Biloxi	01
County—Harrison:	
Parts of county:	
C.T. 1–3	
Hinds	01
County—Hinds:	
Parts of county:	
C.T. 105–108	
C.T. 112	
C.T. 113	
Issaquena/Sharkey	01
County—Issaquena	
County—Sharkey	
Jackson Inner-City	01
County—Hinds:	
Parts of county:	
C.T. 6–12	
C.T. 16–20	
C.T. 24–32	
North Gulfport	04
County—Harrison:	
Parts of county:	
C.T. 18	
C.T. 24	
Rosedale	01
County-Bolivar	
Parts of county:	
District 1	
District 2	
Shiloh Pickwick (Miss/Tenn)	02
County—Tishomingo:	
Parts of county:	
District 1	
District 2	
Wade-Hurley	01
County-Jackson	
Parts of county:	
District I	
District IV	

PRIMARY CARE: Mississippi

Facility Listing

Facility	Degree of shortage group
Mississippi State Penitentiary	02
County—Sunflower	

PRIMARY CARE: Missouri

County Listing

County name	Degree of shortage group
Andrew	03
Bollinger	01
Caldwell	03
Camden	03
Carter	02
Service area: Garden City	02
Christian	02
Clark	01
Crawford	02
Dallas	01
De Kalb	01
Douglas	03
Gasconade:	
Service area: Southern Gasconade	02
Harrison	04
Hickory	01
Howell:	
Service area: Shannon	03
Iron	04
Jackson:	
Service area: Central Kansas City	02
Service area: Richard Cabot	01
Jefferson	01
Johnson:	
Service area: Sweet Springs	03
Lafayette:	
Service area: Sweet Springs	03
Lewis	02
McDonald	04
Macon	03
Maries	01
Mercer	02
New Madrid	01
Oregon	04
Osage	04
Ozark	01
Pettis:	
Service area: Sweet Springs	03
Pulaski	01
Putnam	02
Ralls	02
Reynolds	04
Ripley	02
St. Charles	04
St. Clair:	
Service area: Appleton	03
St. Louis:	
Service area: Kinlock/Berkley	02
St. Louis City:	
Service area: Southeast St. Louis	03
Service area: North St. Louis	02
Saline:	
Service area: Sweet Springs	03
Shannon	03
Service area: Shannon	
Stone	02
Texas	04
Warren	01
Washington	03
Wayne	02
Webster	02
Wright	03

PRIMARY CARE: Missouri

Service Area Listing

Service area name	Degree of shortage group
Appleton	03
County—St. Clair:	
Parts of county:	
Appleton Twp.	
Butler Twp.	
Center Twp.	
Chalk Level Twp.	
Dauas Twp.	
Doyal Twp.	
Jackson Twp.	
Monegaw Twp.	
Osage Twp.	
Oscaola Twp.	
Polk Twp.	
Taber Twp.	
Central Kansas City	02
County—Jackson:	
Parts of county:	
C.T. 4-10	
C.T. 15-26	
C.T. 32-34	
C.T. 35.01	
C.T. 35.02	
C.T. 36.01	
C.T. 36.02	
C.T. 37-42	
C.T. 52-55	
C.T. 56.01	
C.T. 56.02	
C.T. 57	
C.T. 58.01	
C.T. 58.02	
C.T. 59.01	
C.T. 60-64	
C.T. 75-77	
C.T. 78.01	
C.T. 78.02	
C.T. 79-80	
Garden City	02
County—Cass:	
Parts of county:	
C.T. 607-612	
Kinlock/Berkley	02
County—St. Louis:	
Parts of county:	
C.T. 2128-2129	
C.T. 2134	
North St. Louis	02
County—St. Louis City:	
Parts of county:	
C.T. 1051-1055	
C.T. 1061-1067	
C.T. 1071-1077	
C.T. 1081-1085	
C.T. 1091-1095	
C.T. 1101-1105	
C.T. 1111-1115	
C.T. 1121 (portion)	
C.T. 1122 (portion)	
C.T. 1123 (portion)	
C.T. 1192 (portion)	
C.T. 1193 (portion)	
C.T. 1201-1203	
C.T. 1211 (portion)	
C.T. 1212-1213	
C.T. 1214 (portion)	
C.T. 1251 (portion)	
C.T. 1252-1253	
C.T. 1261-1265	
Richard Cabot	01
County—Jackson:	
Parts of county:	
C.T. 1	
C.T. 11	
C.T. 29-30	
C.T. 45	
Shannon	03
County—Howell:	
Parts of county:	
Chapel Twp.	
Goidsberry Twp.	
Hutton Valley Twp.	
County—Shannon	
Southeast St. Louis	03
County—St. Louis City:	
Parts of county:	
C.T. 1011-1017	
C.T. 1023-1025	
C.T. 1151-1157	
C.T. 1161-1165	
C.T. 1173 (portion)	
C.T. 1174 (portion)	
C.T. 1185 (portion)	
C.T. 1221-1224	
C.T. 1231-1235	
C.T. 1241-1245	
Southern Gasconade	02
County—Gasconade:	
Parts of county:	
Boeuf Twp.	
Boutware Twp.	
Bourbois Twp.	
Brush Creek Twp.	
Canaan Twp.	
Clay Twp.	
Third Creek Twp.	
Sweet Springs	03
County—Johnson:	
Parts of county:	
Grover Twp.	
County—Lafayette:	
Parts of county:	
Freedom Twp.	
County—Pettis:	
Parts of county:	
Blackwater Twp.	
Houstonia Twp.	
County—Saline:	
Parts of county:	
Elmwood Twp.	
Liberty Twp.	
Salt Pond Twp.	

PRIMARY CARE: Montana

County Listing

County name	Degree of shortage group
Big Horn	01
Blaine	03
Carter	01
Chouteau:	
Service area: Fort Benton	01
Daniels	01
Fallon	03
Gallatin:	
Service area: West Yellowstone	01
Glacier:	
Service area: Babb/Browning	01
Golden Valley:	
Service area: Harlowton	02
Hill:	
Service area: Chester	03
Jefferson:	
Service area: Boulder	01
Judith Basin	01
Lake:	
Service area: Seely Lake	01
Lewis and Clark:	
Service area: Lincoln	01
Liberty:	
Service area: Chester	03
Meagher	01
Mineral	01
Missoula:	
Service area: Seely Lake	01
Petroleum	01
Phillips	01
Pondera:	
Service area: Babb/Browning	01
Powell:	
Service area: Lincoln	01
Service area: Seely Lake	01
Roosevelt:	
Service area: Poplar	01
Rosebud:	
Service area: Forsyth/Colstrip	01
Sheridan	04
Toole:	
Service area: Chester	03
Service area: Shelby	04
Treasure:	
Service area: Forsyth/Colstrip	01
Valley	02

PRIMARY CARE: Montana—Continued

County Listing

County name	Degree of shortage group
Wheatland:	
Service area: Harlowton	02
Wibaux	01

PRIMARY CARE: Montana

Service Aea Listing

Service area name	Degree of shortage group
Babb-Browning	01
County—Glacier:	
Parts of county:	
Browning-E. Glacier Division	
Babb Division	
County—Pondera:	
Parts of county:	
Valier-Dupeyer Division	
Boulder	01
County—Jefferson:	
Parts of county:	
Boulder Div.	
Chester	03
County—Hill:	
Parts of county:	
Gildford Division	
Rudyard Division	
County—Liberty	
County—Toole:	
Parts of county:	
South Toole CCD (E ½)	
Forsyth/Colstrip	01
County—Rosebud	
County—Treasure	
Fort Benton	01
County—Chouteau:	
Parts of county:	
Fort Benton Div.	
Highwood Div.	
Geraldine Div.	
Harlowton	02
County—Golden Valley	
County—Wheatland	
Lincoln	01
County—Lewis and Clark:	
Parts of county:	
Lincoln Div.	
County—Powell:	
Parts of county:	
Helmville Div.	
Poplar	01
County—Roosevelt:	
Parts of county:	
Poplar Division	
Wolf Point Rural Div.	
Wolf Point Div.	
Seely Lake	01
County—Lake:	
Parts of county:	
Big Fork/Swan River Div.	
County—Missoula:	
Parts of county:	
Seely Lake/Blackfoot Div.	
County—Powell:	
Parts of county:	
Ovando Div.	
Shelby	04
County: Toole	
Parts of county:	
Shelby Division	
Sunburst Division	
S. Toole division (West 2/3)	
West Yellowstone	01
County—Gallatin:	
Parts of County:	

PRIMARY CARE: Montana—Continued

Service Aea Listing

Service area name	Degree of shortage group
West Yellowstone	

PRIMARY CARE: Nebraska

County Listing

County name	Degree of shortage group
Antelope:	
Service area: Antelope	04
Arthur:	
Service area: Mullen	01
Blaine	01
Boone:	
Service area: Albion	02
Service area: Antelope	04
Boyd	04
Brown	04
Buffalo:	
Service area: Sherman	04
Burt:	
Service area: Oakland	03
Service area: Onawa (Nebr./Iowa)	02
Cass	03
Cedar:	
Service area: Cedar-Dixon	02
Chase:	
Service area: Southwest Nebraska	02
Cherry:	
Service area: Martin	02
Service area: Mullen	01
Clay	01
Colfax:	
Service area: Colfax/Dodge	03
Cuming	03
Custer:	
Service area: Arnold	01
Dakota:	
Service area: Morningside/Sgt. Bluff (Nebr./Iowa)	02
Deuel:	
Service area: Julesburg (Nebr./Colo.)	01
Dixon:	
Service area: Cedar/Dixon	02
Dodge:	
Service area: Colfax/Dodge	03
Douglas:	
Service area: Northeast Omaha	01
Dundy:	
Service area: Southwest Nebraska	02
Franklin	02
Garfield:	
Service area: Garfield	03
Gosper	01
Grant:	
Service area: Mullen	01
Greeley:	
Service area: Albion	03
Hayes:	
Service area: Southwest Nebraska	02
Hitchcock:	
Service area: Southwest Nebraska	02
Hooker:	
Service area: Mullen	01
Jefferson	04
Johnson	02
Keith:	
Service area: Sutherland	01
Keya Paha:	
Service area: Western Holt	03
Lancaster:	
Facility: State Correctional Facilities	02
Lincoln:	
Service area: Arnold	01
Service area: Sutherland	01
Logan:	
Service area: Arnold	01
Service area: Mullen	01
Loup:	
Service area: Garfield	03

PRIMARY CARE: Nebraska—Continued

County Listing

County name	Degree of shortage group
McPherson:	
Service area: Mullen	01
Madison	04
Merrick	02
Nance	03
Nuckolls	02
Pawnee	03
Perkins:	
Service area: Sutherland	01
Platte:	
Service area: Albion	03
Rock:	
Service area: Western Holt	03
Saunders	02
Sherman:	
Service area: Sherman	04
Sioux	01
Stanton	02
Thayer	04
Thomas:	
Service area: Mullen	01
Thurston:	
Population group: Winnebago Indian Pop	01
Wayne	04
Wheeler:	
Service area: Garfield	03

PRIMARY CARE: Nebraska

Service Area Listing

Service area name	Degree of shortage group
Albion	02
County—Boone:	
Parts of county:	
Albion City	
Ashland Precinct	
Beaver Precinct	
Bonanza Precinct	
Boone Precinct	
Cedar Precinct	
Dublin Precinct	
Manchester Precinct	
Midland Precinct	
North Branch Precinct	
Plumb Creek Precinct	
Roselma Precinct	
Shell Creek Precinct	
Weitzel Precinct	
County—Greeley:	
Parts of county:	
Spalding Precinct	
County—Platte:	
Parts of county:	
St. Bernard	
Walker	
Antelope	04
County—Antelope	
County—Boone:	
Parts of county:	
Oakland Precinct	
Arnold	01
County—Custer:	
Parts of county:	
Hayes	
Arnold	
Cliff	
Triumph	
Elm	
Delight	
Wayne	
County—Lincoln:	
Parts of county:	
Whittier	
Garfield	
Harrison	
Table	
Cox	
Antelope	

PRIMARY CARE: Nebraska—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Logan:	
Parts of county:	
Gandy	
Logan	
Cedar-Dixon	02
County—Cedar	
County—Dixon	
Colfax/Dodge	03
County—Colfax:	
Parts of county:	
Adams Precinct	
Colfax Precinct	
Lincoln Precinct	
Maple Creek Precinct	
Midland Precinct	
Rogers Precinct	
Schuyler City	
Schuyler Precinct	
County—Dodge:	
Parts of county:	
Cotterell Twp.	
Cuming Twp.	
North Bend City	
Pebble Twp.	
Pleasant Valley Twp.	
Ridgeley Twp.	
Scribner City	
Union Twp.	
Webster Twp.	
Garfield Service Areas	03
County—Garfield	
County Loup	
County Wheeler	
Jukesburg (Nebr./Colo.)	01
County—Deuel	
Martin (Nebr./South Dakota)	02
County—Cherry:	
Parts of county:	
Eli Precinct	
Merriman Vil.	
Morningside/Sgt. Bluff (Nebr./Iowa)	02
County—Dakota	
Mullen	01
County—Arthur:	
Parts of county:	
Edward	
Arthur	
Lena	
County—Cherry:	
Parts of county:	
Gillaspie	
Cleveland	
Lackey	
Wells	
Loup	
Goosecreek	
Pleasant Hill	
Calf Creek	
Mother Lake	
County—Grant	
County—Hooker	
County—Logan:	
Parts of county:	
Dorp	
Stapleton	
Cody Lake	
Lone Valley	
Burt	
County—McPherson	
County—Thomas	
Northeast Omaha	01
County—Douglas:	
Parts of county:	
C.T. 6-7	
C.T. 9-12	
C.T. 13.01	
C.T. 13.02	
C.T. 14-15	
C.T. 52	
C.T. 60	
Oakland	03
County: Burt	
Parts of county:	
Arizona	
Bell Creek	
Craig	
Everett	
Logan	

PRIMARY CARE: Nebraska—Continued

Service Area Listing

Service area name	Degree of shortage group
Oakland City	
Oakland Township	
Pershing	
Summit	
Tekamah City	
Onawa (Nebr./Iowa)	02
County—Burt:	
Parts of county:	
Silver Creek Twp.	
Decatur Twp.	
Quirinebaugh Twp.	
Riverside Twp.	
Sherman	04
County—Buffalo:	
Parts of county:	
Beaver Twp.	
Garfield Twp.	
Cherry Creek Twp.	
Cedar Twp.	
Schneider Twp.	
Gardner Twp.	
Ravenna City	
County—Sherman	
Southwest Nebraska	02
County—Chase	
County—Dundy	
County—Hayes	
County—Hitchcock	
Sutherland	01
County—Keith:	
Parts of county:	
Paxton CCD	
County—Lincoln:	
Parts of county	
Springdale CCD	
Birdwood CCD	
Rosedale CCD	
N. Rosedale CCD	
Hershey CCD	
Sunshine CCD	
Fairview CCD	
Nowell CCD	
Wallace CCD	
Hooker CCD	
Dickens CCD	
Willow CCD	
County—Perkins:	
Parts of county:	
Woodson CCD	
Yankee CCD	
Marvin CCD	
Western Holt	03
County—Keya Paha	
County—Rock	

PRIMARY CARE: Nebraska

Population Group Listing

Population group	Degree of shortage group
Winnebago Indian Population	01
County: Thurston	

PRIMARY CARE: Nebraska

Facility Listing

Facility name	Degree of shortage group
State Correctional Facilities	02
County: Lancaster	
Parts of county:	
Diagnostic & Evaluation Center	
Lincoln Correctional Center	

PRIMARY CARE: Nebraska—Continued

Facility Listing

Facility name	Degree of shortage group
Nebraska State Penitentiary	

PRIMARY CARE: Nevada

County Listing

County name	Degree of shortage group
Churchill	01
Clark:	
Service area: Blue Diamond/Lee Canyon/Mt. Charleston	01
Service area: Cent./N. Cent. Las Vegas	01
Service area: Indian Springs	01
Service area: Jean-Goodspring/Sandy Valley	01
Service area: Lake Mead	01
Service area: Moapa Valley	01
Service area: Searchlight/Davis Dam	01
Service area: Virgin Valley	01
Population group: Paiute Indians of Las Vegas Valley	04
Population group: Paiute Indians of Moapa Valley	04
Douglas	02
Elko:	
Service Area: Wells	01
Service Area: Wendover (Nevada/Utah)	01
Eureka	01
Esmeralda	01
Humboldt	04
Lander	01
Lincoln	01
Lyon	01
Mineral	01
Nye:	
Service area: Nye	01
Pershing	02
Storey	01
Washoe:	
Service area: Gerlach/Bald Mt.	01
Service area: Stead/Lemmon Valley	01
Service area: Sun Valley	01
Service area: Wadsworth	01
White Pine:	
Service area: Wendover (Nevada/Utah)	01

PRIMARY CARE: Nevada

Service Area Listing

Service area name	Degree of shortage group
Blue Diamond/Lee Canyon/Mt. Charleston	01
County—Clark:	
Parts of county:	
C.T. 58 (central)	
Central/North-Central Las Vegas	01
County—Clark:	
Parts of county:	
C.T. 3.01	
C.T. 3.02	
C.T. 7	
C.T. 9	
C.T. 11	
C.T. 35-38	
C.T. 46	
Gerlach/Bald Mt.	01
County—Washoe:	
Parts of county:	
C.T. 34	
Indian Springs	01
County—Clark:	
Parts of county:	
C.T. 58 (north)	
C.T. 59 (southwest)	
Jean-Goodspring/Sandy Valley	01
County—Clark:	
Parts of county:	
C.T. 57 (northwest)	
C.T. 58 (southeast)	

PRIMARY CARE: Nevada—Continued

Service Area Listing

Service area name	Degree of shortage group
Lake Mead	01
County—Clark:	
Parts of county:	
C.T. 56 (southern part)	
Moapa Valley	01
County—Clark:	
Parts of county:	
C.T. 56 (cent./W. cent.)	
Nye	01
County—Nye:	
Parts of county:	
Beatty Twp.	
Pahrump Twp.	
Tonopah Twp.	
Searchlight/Davis Dam	01
County—Clark:	
Parts of county:	
C.T. 57 (southern part)	
Stead-Lemmon Valley	01
County—Washoe:	
Parts of county:	
C.T. 26	
Sun Valley	01
County—Washoe:	
Parts of county:	
C.T. 27	
Virgin Valley	01
County—Clark:	
Parts of county:	
C.T. 56 (north)	
Wadsworth	01
County—Washoe:	
Parts of county:	
C.T. 31	
Wells	01
County—Elko:	
Parts of county:	
Wells Twp.	
Wendover (Nevada/Utah)	01
County—Elko:	
Parts of county:	
Tecoma Twp.	
East Line Twp.	
County—White Pine:	
Parts of county:	
Ely Twp. (eastern part)	

PRIMARY CARE: Nevada

Population Group Listing

Population group	Degree of shortage group
Paiute Indians of Moapa Valley	04
County—Clark	
Paiute Indians of Las Vegas Valley	04
County—Clark	

PRIMARY CARE: New Hampshire

County Listing

County name	Degree of shortage group
Carroll:	
Service area: Kezar Falls (N.H./Maine)	01
Coos:	
Service area: Upper Connecticut Valley	03
Grafton:	
Service area: Baker River Valley	01
Hillsborough:	
Service area: Hillsborough	02
Service area: Milford	03
Merrimack:	
Service area: Hillsborough	02
Rockingham:	
Service area: Northwest Rockingham County	02
Sullivan:	
Service area: Hillsborough	02

PRIMARY CARE: New Hampshire

Service Area Listing

Service area name	Degree of shortage group
Baker River Valley	01
County—Grafton:	
Parts of county:	
Warren Twn	
Rumney Twn	
Wentworth Twn	
Hillsborough	02
County—Hillsborough:	
Parts of county:	
Deering Twn	
Hillsborough Twn	
Weare Twn (Western Part)	
Windsor Twn	
County—Merrimack:	
Parts of county:	
Henniker Twn	
County—Sullivan:	
Parts of county:	
Washington Twn	
Kezar Falls (New Hampshire/Maine)	01
County—Carroll:	
Parts of county:	
Effingham Town	
Freedom Town	
Madison Town	
Milford	03
County: Hillsborough	
Part of county:	
Amherst (western 1/3)	
Lyndeborough	
Mt. Vernon	
Milford	
Wilson	
Northwest Rockingham County	02
County—Rockingham:	
Parts of county:	
Nottingham Town	
Deerfield	
Candia	
Raymond	
Fremont	
Epping	
Upper Connecticut Valley (N.H./Vermont)	03
County—Coos:	
Parts of county:	
Colebrook Twn	
Columbia Twn	
Stratford Twn	
Stewartown Twn	
Pittsburg Twn	
Dixville Twn	
Errol Twn	
Clarksville	
Millsfield Twn	
Wentsworth Location	
Atkinson-Gilman Academy Grant	
Dix Grant	
Second College Grant	
Odell Twn	

PRIMARY CARE: New Jersey

County Listing

County name	Degree of shortage group
Atlantic :	
Service area: Atlantic City	04
Service area: Mays Landing	04
Camden:	
Service area: Camden City	01
Cape May:	
Service area: Lower Cape May	02
Service area: Mays Landing	04
Cumberland:	
Service area: Bridgeton	04
Facility: Leesburg State Prison	01
Essex:	
Service area: Central Newark	04
Service area: Dayton	01
Service area: Gladys E. Dickenson Area	04
Service area: North Newark	03
Hudson:	
Service area: Downtown Bergan/Lafayette	01

PRIMARY CARE: New Jersey—Continued

County Listing

County name	Degree of shortage group
Mercer:	
Service area: Trenton NHG Target Area	04
Middlesex:	
Population Group: Med Ind of New Brunswick Urban Corr	02
Facility: Fam Hlth Ctr/Middlesex Gen Hospital	02
Passaic:	
Service area: Downtown Paterson	01
Service area: Northside Neighborhood-Paterson	01
Service area: West Milford Township	02
Sussex	03
Union:	
Service area: Westside Plainfield	02

PRIMARY CARE: New Jersey

Service Area Listing

Service area name	Degree of shortage group
Atlantic City	04
County—Atlantic:	
Parts of county:	
Atlantic City	
Bridgeton	04
County—Cumberland:	
Parts of county:	
Bridgeton Twnship	
Downe Twnship	
Fairfield Twnship	
Greenwich Twnship	
Hopewell Twnship	
Lawrence Twnship	
Shiloh Borough	
Stow Creek Twnship	
Camden City	02
County: Camden	
Parts of county:	
C.T. 6001-6020	
Central Newark	04
County—Essex:	
Parts of county:	
C.T. 13-14	
C.T. 18	
C.T. 26-32	
C.T. 34	
C.T. 36	
C.T. 39-40	
C.T. 55-60	
C.T. 62-68	
C.T. 80-83	
Dayton	01
County—Essex:	
Parts of county:	
C.T. 47	
C.T. 48.01	
C.T. 48.02	
C.T. 49-51	
Downtown Bergan/Lafayette	01
County—Hudson:	
Parts of county:	
C.T. 32-36	
C.T. 43-44	
C.T. 50	
Downtown Paterson	01
County—Passaic:	
Parts of county:	
C.T. 1814-1815	
C.T. 1816.01	
C.T. 1816.02	
C.T. 1817.01	
C.T. 1817.02	
C.T. 1818	
C.T. 1820	
C.T. 1822	
C.T. 1823	
Gladys E. Dickenson Area	04
County—Essex:	
Parts of county:	
C.T. 86-91	
Lower Cape May	02
County—Cape May	
Parts of county:	
Bayshore	

PRIMARY CARE: New Jersey—Continued

Service Area Listing

Service area name	Degree of shortage group
Bennett	
Cape May Beach	
Cape May City	
Cape May Point	
Cold Spring	
Erma	
Fishing Creek	
Highland Beach	
North Cape May	
Town Bank	
West Cape May	
Mays Landing	04
County—Atlantic:	
Parts of county:	
Buena Vista	
Corbin City	
Egg Harbor Twp	
Estell Manor	
Hamilton	
Weymouth	
Mullica Twp (Southern Portion)	
Galloway Twp (Southern Portion)	
County—Cape May:	
Parts of county:	
Upper	
North Newark	03
County—Essex:	
Parts of county:	
C.T. 92-97	
Northside Neighborhood (Paterson)	01
County—Passaic:	
Parts of county:	
C.T. 1803-1807	
Trenton NHG Target Area	04
County—Mercer:	
Parts of county:	
C.T. 1	
C.T. 8 (Part)	
C.T. 9 (Part)	
C.T. 10	
C.T. 11 (Part)	
C.T. 14 (Part)	
C.T. 15 (Part)	
C.T. 16	
C.T. 17 (Part)	
C.T. 18 (Part)	
C.T. 19	
C.T. 22 (Part)	
West Milford Township	02
County—Passaic:	
Parts of county:	
C.T. 2568	
Westside of Plainfield	02
County—Union:	
Parts of county:	
C.T. 389	
C.T. 395	

PRIMARY CARE: New Jersey

Population Group Listing

Population group	Degree of shortage group
Med Ind/New Brunswick Urban Corridor	02
County—Middlesex:	
Parts of county:	
C.T. 53-55 (Med Indigent)	
C.T. 57-59 (Med Indigent)	

PRIMARY CARE: New Jersey

Facility Listing

Facility	Degree of shortage group
Fam H Ctr of Middlesex Gen Hosp	02
County—Middlesex	
Leesburg State Prison	01

PRIMARY CARE: New Jersey—Continued

Facility Listing

Facility	Degree of shortage group
County—Cumberland	

PRIMARY CARE: New Mexico

County Listing

County name	Degree of shortage group
Bernalillo:	
Service area: Los Padillas/Pajarito	01
Chaves:	
Population group: Med Ind Pop. of S. Chaves	01
Colfax:	
Service area: Colfax/Harding	04
De Baca	01
Service area: Fort Sumner/Santa Rosa	
Dona Ana:	
Service area: Hatch	01
Service area: Southern Dona Ana	01
Guadalupe	01
Service area: Fort Sumner/Santa Rosa	
Harding:	
Service area: Colfax/Harding	04
Service area: Quay	01
Hidalgo	01
Lea:	
Service area: Eunice	02
Lincoln:	
Service area: Carrizozo	02
Luna	02
McKinley:	
Service area: Northern Gallup	01
Population Group: Indian pop. (Navajo)	01
Mora	02
Otead:	
Service area: Cloudcroft/Sacramento	01
Quay	01
Service area: Quay	
Rio Arriba:	
Service area: Rural Rio Arriba Co	02
Roosevelt	02
Sandoval	02
San Juan:	
Service area: Navajo Reservation	01
Population Group: Indian pop. of Shiprock	01
San Miguel:	
Service area: Quay	01
Service area: Pecos	02
Santa Fe:	
Service area: La Clinica De La Gente	01
Facility: New Mexico St. Penitentiary (Cerillos)	03
Sierra:	
Service area: Hatch	01
Socorro:	
Service area: Carrizozo	02
Torrance	01
Union	04
Valencia:	
Service area: Los Lunas	02

PRIMARY CARE: New Mexico

Service Area Listing

Service area name	Degree of shortage group
Carrizozo	02
County—Lincoln:	
Parts of county:	
Capitan	
Carrizozo	
Corona	
County—Socorro:	
Parts of county:	
Clauch	
Cloudcroft/Sacramento	01
County—Otero:	
Parts of county:	
Cloudcroft/Sacramento	
Elkflying H.	

PRIMARY CARE: New Mexico—Continued

Service Area Listing

Service area name	Degree of shortage group
Mescalero (S.E. Part)	
Orogrande (N Part)	
Colfax/Harding	04
County—Colfax:	
Parts of county:	
Cimarron	
Springer	
County—Harding:	
Parts of county:	
North Harding	
Eunice	02
County—Lea:	
Parts of county:	
Eunice CCD	
Fort Sumner/Santo Rosa	01
County—De Baca	
County—Guadalupe	
Hatch	01
County—Dona Ana:	
Parts of county:	
Hatch (E.D. 8,9, 98)	
County—Sierra:	
Parts of county:	
Truth or Con (E. D. 8 & 14)	
La Clinica De La Gente	01
County—Santa Fe:	
Parts of county:	
C.T. 7	
C.T. 9	
C.T. 12	
Acres Estates	
Airport Road	
Aqua Fria Village	
Pinon Hills	
Los Padillas/Pajarito	01
County—Bernalillo:	
Parts of county:	
C.T. 46	
Los Lunas	02
County—Valencia:	
Parts of county:	
CCD 25	
Northern Gallup	01
County—McKinley:	
Parts of county:	
E.D. 20-24	
E.D. 26	
E.D. 27	
Pecos	02
County—San Miguel:	
Parts of county:	
Pecos	
Villanueva	
Quay	01
County—Harding:	
Parts of county:	
South Harding CCD	
County—Quay	
County—San Miguel:	
Parts of county:	
Conchos CCD	
Rural Rio Arriba County	02
County—Rio Arriba:	
Parts of county:	
Chama	
Coyote	
El Rito	
Tierra Amarilla	
Truchas	
Southern Dona Ana	01
County—Dona Ana:	
Parts of county:	
E.D. 76 (Anthony)	
E.D. 77 (Anthony)	
E.D. 79	
E.D. 80 (La Mesa)	
E.D. 81	
E.D. 84 (La Union)	

PRIMARY CARE: New Mexico

Population Group Listing

Population group	Degree of shortage group
Indian pop. of Navajo area County—McKinley	01
Indian pop. of Shiprock area County—San Juan	01
Med. Indigent of South Chaves County—Chaves: Parts of county: C.T. 12-14	01
Navajo reservation Indian population County—San Juan	01

PRIMARY CARE: New Mexico

Facility Listing

Facility	Degree of shortage group
New Mexico St. Penitentiary at Cerillos County—Santa Fe	03

PRIMARY CARE: New York

County Listing

County name	Degree of shortage group
Albany:	
Service area: Northeast Albany	03
Allegany:	
Service area: Andover	04
Service area: Arcade	02
Service area: Letchworth	02
Bronx:	
Service area: Central Southwest Bronx	01
Service area: Hunts Point	01
Service area: Martin Luther King area	04
Service area: Mott Haven	01
Service area: Northeast Bronx	01
Service area: South Bronx-Fort Apache	03
Service area: Soundview	02
Service area: Southwest Bronx	01
Service area: Tremont	01
Service area: West Central Bronx	02
Facility: NYC correctional fac./Riker's Island	02
Broome:	
Service area: Deposit	03
Cattaraugus:	
Service area: Arcade	02
Service area: Randolph/Ellicottville	02
Cayuga:	
Service area: Aurora	02
Service area: Cato	01
Chautauqua:	
Service area: Westfield	02
Chenango:	
Service area: Greene	02
Service area: Hamilton/Sherburne	02
Facility: Chenango Mem. Hosp. out-patient dept	02
Clinton:	
Service area: Dannemora	02
Columbia:	
Service area: Northern Columbia	04
Service area: Blue Stores	02
Cortland:	
Service area: Marathon/Cincinnatus	02
Delaware:	
Service area: Deposit	03
Service area: Southern Delaware	01
Dutchess:	
Facility: Green Haven correctional facility	01
Erie:	
Service area: Lower West Side	02
Service area: P.S. 84 health service area	02
Population group: Med. ind. of Ellicott (Buffalo)	02

PRIMARY CARE: New York—Continued

County Listing

County name	Degree of shortage group
Essex:	
Service area: Essex/Warren	01
Service area: East Central Essex	03
Fulton:	
Service area: Barkersville	02
Genesee:	
Service area: Bergen	02
Greene:	
Service area: Western Greene Co	03
Hamilton:	
Service area: Central Adirondack	01
Service area: South Hamilton	01
Herkimer:	
Service area: Central Adirondack	01
Service area: Remsen	03
Service area: West Winfield	01
Jefferson:	
Service area: Adams	02
Service area: Alexandria Bay	01
Service area: Gouverneur	02
Kings:	
Service area: Bedford/Stuyvesant	02
Service area: Brooklyn	01
Service area: Bushwick	02
Service area: Coney Isl/Brighton Beach/W. Brighton	01
Service area: East N.Y. section of Brooklyn	01
Service area: Gowanus/Park Slope	01
Service area: South Williamsburg	04
Service area: Southwest Brooklyn	01
Service area: Sunset Park	01
Lewis:	
Service area: Boonville	03
Service area: Camden	02
Livingston:	
Service area: Geneseo	02
Service area: Letchworth	02
Madison:	
Service area: Hamilton/Sherburne	02
Monroe:	
Service area: Bergen	02
Service area: Jordan (Rochester)	02
Service area: Westside of Rochester	03
Montgomery:	
Service area: Western Montgomery Co	01
New York:	
Service area: Cental Harlem	01
Service area: Chelsea	01
Service area: Chinatown	02
Service area: East Harlem	02
Service area: Inwood	02
Service area: Lower East side	02
Service area: Upper West side	02
Service area: West Central Harlem	01
Population group: Homeless youth of Times Square	02
Facility: Bellevue Hospital Center	02
Oneida:	
Service area: Boonville	03
Service area: Camden	02
Service area: Comhill (Utica)	02
Service area: Hamilton/Sherburne	02
Service area: Remsen	03
Onondaga:	
Service area: Baldwinville	03
Service area: Southern Onondega Co	02
Service area: Syracuse CHC target area	01
Orange:	
Service area: Warwick	02
Orleans:	
Service area: Oak Orchard	02
Oswego:	
Service area: Central Square	03
Service area: Pulaski	04
Otsego:	
Service area: Cherry Valley	01
Service area: Southeast Otsego Co	01
Service area: Southwest Otsego Co	01
Service area: Western Otsego	01
Queens:	
Service area: Rockaway	02
Service area: South Jamaica (South)	02
Service area: South Jamaica (North)	01
Facility: Mary Immaculate Hospital	01
Rensselaer:	
Service area: Eastern Rensselaer	02

PRIMARY CARE: New York—Continued

County Listing

County name	Degree of shortage group
Richmond:	
Service area: Mariner's Harbor	01
Rockland:	
Service area: Northern Rockland	01
St. Lawrence:	
Service area: Alexandria Bay	01
Service area: Gouverneur	02
Service area: Starlake	04
Saratoga:	
Service area: Barkersville	02
Service area: Luzerne	01
Schenectady:	
Service area: Hamilton Hill/Mont Pleasant	01
Schoharie:	
Service area: Cherry Valley	01
Schuyler	02
Seneca:	
Service area: South Seneca	02
Steuben:	
Service area: Andover	04
Service area: Elkland (NY/PA)	02
Suffolk:	
Service area: Southold/Shelter Island	03
Service area: S. Hampton (S. Fork)/E. Hampton	03
Sullivan:	
Service area: Cochecton	02
Tioga	03
Ulster:	
Service area: Modena	02
Warren:	
Service area: Essex/Warren	01
Service area: Luzerne	01
Wayne:	
Service area: Sodus	04
Westchester:	
Service area: Peekskill	02
Population group: Med ind pop. of Mt. Vernon	02
Wyoming:	
Service area: Arcade	02
Service area: Latchworth	02
Facility: Attica correctional facility	02

PRIMARY CARE: New York

Service Area Listing

Service area name	Degree of shortage group
Adams	02
County—Jefferson:	
Parts of county:	
Adams Twn.	
Ellisberg Twn.	
Henderson Twn.	
Lorraine Twn.	
Rodman Twn.	
Worth Twn.	
Alexandria Bay	01
County—Jefferson:	
Parts of county:	
Alexandria Twn.	
Cape Vincent Twn.	
Clayton Twn.	
Lyme Twn.	
Orleans Twn.	
Philadelphia Twn.	
Teresa Twn.	
County—St. Lawrence	
Parts of county:	
Hammond Twn.	
Andover	04
County—Allegany:	
Parts of county:	
Almond	
West Almond	
Ward	
Wellsville	
Willing	
Independence	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
Andover	
Alfred	
County—Steuben:	
Parts of county:	
Hartsville	
Greenwood	
West Union	
Jasper	
Troupsburg	
Arcade	02
County—Allegany:	
Parts of county:	
Centerville	
Rushford	
County—Cattaraugus:	
Parts of county:	
Farmersville	
Freedom	
Machias	
Yorkshire	
County—Wyoming:	
Parts of county:	
Arcade	
Eagle	
Java	
Aurora	02
County—Cayuga:	
Parts of county:	
Genoa	
Ledyard	
Locke	
Moravia	
Niles	
Scipio	
Sempionious	
Springport	
Summerville	
Venice	
Baldwinville	03
County—Oondaga:	
Parts of county:	
C.T. 114–119	
Barkersville	02
County—Fulton:	
Parts of county:	
Broadalbin Twp.	
County—Saratoga:	
Parts of county:	
Galway Twp.	
Providence Twp.	
Bedford/Stuyvesant	02
County—Kings:	
Parts of county:	
C.T. 201	
C.T. 227	
C.T. 229	
C.T. 231	
C.T. 233	
C.T. 235	
C.T. 237	
C.T. 239	
C.T. 241	
C.T. 243	
C.T. 245	
C.T. 247	
C.T. 249	
C.T. 251	
C.T. 253	
C.T. 255	
C.T. 257	
C.T. 259.01	
C.T. 261	
C.T. 263	
C.T. 265	
C.T. 267	
C.T. 269	
C.T. 271.01	
C.T. 273	
C.T. 275	
C.T. 277	
C.T. 279	
C.T. 281	
C.T. 285.01	
C.T. 285.02	
C.T. 287	
C.T. 289	
C.T. 291	
C.T. 293	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 295	
C.T. 297	
C.T. 299	
C.T. 301	
C.T. 303	
C.T. 307	
C.T. 309	
C.T. 311	
C.T. 365.01	
C.T. 365.02	
C.T. 367	
C.T. 369	
C.T. 371	
C.T. 373	
C.T. 375	
C.T. 377	
C.T. 379	
C.T. 381	
C.T. 383	
C.T. 385	
C.T. 387	
Bergen	02
County—Genesee:	
Parts of county:	
Bergen	
Byron	
County—Monroe:	
Parts of county:	
Riga	
Blue Stores	02
County—Columbia:	
Parts of county:	
Clermont Twp.	
Germantown Twp.	
Livingston Twp.	
Boonville	03
County—Lewis:	
Parts of county:	
Lewis	
Leyden	
Lyonsdale	
West Turin	
County—Oneida:	
Parts of county:	
Ava	
Boonville	
Forestport	
Brooklyn	01
County—Kings	
Parts of county:	
C.T. 916	
C.T. 918	
C.T. 920	
Bushwick	02
County—Kings:	
Parts of county:	
C.T. 259.02	
C.T. 389	
C.T. 391	
C.T. 393	
C.T. 395	
C.T. 397	
C.T. 399	
C.T. 415	
C.T. 417	
C.T. 419	
C.T. 421	
C.T. 423	
C.T. 425	
C.T. 427	
C.T. 429	
C.T. 431	
C.T. 433	
C.T. 435	
C.T. 437	
C.T. 439	
C.T. 441	
C.T. 443	
C.T. 445	
C.T. 447	
Camden	02
County—Lewis:	
Parts of county:	
Osceola	
County—Oneida:	
Parts of county:	
Annsville	
Camden	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
Florence	
Vienna	
Cato	
County—Cayuga:	
Parts of county:	
Cato	
Conquest	
Ira	
Sterling	
Victory	
Central Harlem	
County—New York:	
Parts of county:	
C.T. 186	
C.T. 190	
C.T. 197.02	
C.T. 200	
C.T. 201.02	
C.T. 207.02	
C.T. 209.02	
C.T. 213.02	
C.T. 216	
C.T. 217.02	
C.T. 218	
C.T. 220	
C.T. 222	
Central Adirondack	01
County—Hamilton:	
Parts of county:	
Indian Lake Twp.	
Inlet	
Long Lake Twp.	
County—Herkimer:	
Parts of county:	
Webb	
Central Southwest Bronx	01
County—Bronx:	
Parts of county:	
C.T. 31	
C.T. 35	
C.T. 71	
C.T. 73	
C.T. 75	
C.T. 77	
C.T. 79	
C.T. 83	
C.T. 85	
Central Square	03
County—Oswego:	
Parts of county:	
C.T. 204 (Part)	
C.T. 205 (Parish & Ambroy Twns.)	
C.T. 206 (Constantia Twn.)	
C.T. 207.01 (W. Monroe Twn.)	
C.T. 207.02 (Central Square)	
C.T. 207.03 (Hastings Twn.)	
C.T. 208 (Potermo Twn.)	
C.T. 209.02 (Part)	
Chelsea	01
County—New York:	
Parts of county:	
C.T. 87	
C.T. 89	
C.T. 91	
C.T. 93	
C.T. 95	
C.T. 97	
C.T. 99	
C.T. 101	
C.T. 103	
Cherry Valley	01
County—Otsego:	
Parts of county:	
Cherry Valley	
Roseboom	
Springfield	
County—Schoharie	
Parts of county:	
Sharon	
Chinatown	02
County—New York:	
Parts of county:	
C.T. 7	
C.T. 8 (Part)	
C.T. 9	
C.T. 13	
C.T. 15.01	
C.T. 15.02	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 16	
C.T. 21	
C.T. 25	
C.T. 27	
C.T. 29	
C.T. 31	
C.T. 33	
C.T. 39	
C.T. 41	
C.T. 43	
C.T. 45	
C.T. 47	
C.T. 49	
C.T. 51	
C.T. 53	
Cochecton	02
County—Sullivan:	
Parts of county:	
Cochecton	
Delaware	
Fremont	
Highland	
Tusten	
Coney Isl/Brighton Beach/W. Brighton	01
County—Kings:	
Parts of county:	
C.T. 326	
C.T. 328	
C.T. 330	
C.T. 336	
C.T. 340	
C.T. 342	
C.T. 348.01	
C.T. 348.02	
C.T. 350	
C.T. 352	
C.T. 354	
C.T. 356	
C.T. 360.01	
C.T. 360.02	
C.T. 362	
C.T. 364	
Cornhill (Utica)	02
County—Oneida:	
Parts of county:	
C.T. 204	
C.T. 207.01	
C.T. 208.03	
C.T. 210	
C.T. 212.01	
C.T. 215	
Dannemora	02
County: Clinton	
Parts of County:	
Dannemora	
Saranac	
Deposit	03
County—Broome:	
Parts of county:	
Colesville	
Sanford	
Windsor	
County—Delaware:	
Parts of county:	
Deposit	
Tompkins	
East Central Essex	03
County—Essex:	
Parts of county:	
Elizabeth Twn.	
Essex	
Keene	
Lewis	
Moriah	
North Hudson	
Westport	
Willsboro	
East Harlem	02
County—New York:	
Parts of county:	
C.T. 162	
C.T. 164	
C.T. 166	
C.T. 168	
C.T. 170	
C.T. 172.01	
C.T. 172.02	
C.T. 174.01	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 174.02	
C.T. 178	
C.T. 180	
C.T. 182	
C.T. 184	
C.T. 188	
C.T. 192	
C.T. 194	
C.T. 196	
C.T. 198	
C.T. 202	
C.T. 204	
C.T. 206	
C.T. 210	
East N.Y. Section of Brooklyn	01
County—Kings:	
Parts of county:	
C.T. 401	
C.T. 403	
C.T. 405	
C.T. 407	
C.T. 409	
C.T. 411	
C.T. 413	
C.T. 437	
C.T. 904	
C.T. 906	
C.T. 908	
C.T. 910	
C.T. 912	
C.T. 914	
C.T. 1040	
C.T. 1058	
C.T. 1070	
C.T. 1078	
C.T. 1100	
C.T. 1102	
C.T. 1106	
C.T. 1110	
C.T. 1112	
C.T. 1114	
C.T. 1118	
C.T. 1120	
C.T. 1122	
C.T. 1124	
C.T. 1126	
C.T. 1128	
C.T. 1130	
C.T. 1132	
C.T. 1134	
C.T. 1138	
C.T. 1140	
C.T. 1142.01	
C.T. 1142.02	
C.T. 1146	
C.T. 1148	
C.T. 1150	
C.T. 1152	
C.T. 1154	
C.T. 1156	
C.T. 1158	
C.T. 1160	
C.T. 1162	
C.T. 1164	
C.T. 1166	
C.T. 1168	
C.T. 1170	
C.T. 1172	
C.T. 1174	
C.T. 1178	
C.T. 1180	
C.T. 1182	
C.T. 1184	
C.T. 1186	
C.T. 1188	
C.T. 1190	
C.T. 1192	
C.T. 1194	
C.T. 1196	
C.T. 1200	
C.T. 1202	
C.T. 1206	
C.T. 1210	
C.T. 1214	
C.T. 1220	
Eastern Rensselaer	02

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
County: Rensselaer	
Parts of County:	
Berlin	
Hoosick	
Petersburg	
Stephentown	
Elkland (New York/Penn)	02
County—Steuben:	
Parts of county:	
Tuscarora Twn.	
Woodhill Twn.	
Essex/Warren	01
County—Essex:	
Parts of county:	
Minerva	
County—Warren:	
Parts of county:	
Chester	
Horicon	
Johnsburg	
Thurman	
Warrensburg	
Geneseo	02
County—Livingston:	
Parts of county:	
Avon	
Caledonia	
Geneseo	
Groveland	
Leicester	
Lima	
Livonia	
York	
Gouverneur	02
County—Jefferson:	
Parts of county:	
Antwerp Twn.	
County—St. Lawrence:	
Parts of county:	
Dekalb	
Depeyster	
Ewards	
Fowler	
Gouverneur	
Hermon	
Macomb	
Rossie	
Gowanus/Park Slope	01
County—Kings:	
Parts of county:	
C.T. 71	
C.T. 127	
C.T. 131	
C.T. 133	
Greene	02
County—Chenango:	
Parts of county:	
German Twn.	
Greene Twn.	
McDonough Twn.	
Smithville Twn.	
Hamilton Hill/Mont Pleasant	01
County—Schenectady:	
Parts of county:	
C.T. 209	
C.T. 210.02	
C.T. 211.03	
C.T. 214–217	
Hamilton/Sherburne	02
County—Chenango:	
Parts of county:	
Columbus Twn.	
Otselic Twn.	
Sherburne Twn.	
Smyrna Twn.	
County—Madison:	
Parts of county:	
Brookfield	
De Ruyter Town	
Eaton	
Georgetown	
Hamilton	
Lebanon	
Madison	
County—Oneida:	
Parts of county:	
Sangerfield	
Hunts Point	01

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Bronx:	
Parts of county:	
C.T. 5	
C.T. 81	
C.T. 81.99	
C.T. 91	
C.T. 97	
C.T. 99	
C.T. 105	
C.T. 115.02	
Inwood	02
County—New York:	
Parts of county:	
C.T. 277	
C.T. 279	
C.T. 281	
C.T. 283	
C.T. 285	
C.T. 287	
C.T. 289	
C.T. 291	
C.T. 293	
C.T. 295	
C.T. 303	
C.T. 307	
Jordan (Rochester)	02
County—Monroe:	
Parts of county:	
C.T. 6–8	
C.T. 13–15	
C.T. 39	
C.T. 43–45	
C.T. 47–53	
C.T. 55–56	
C.T. 79–80	
C.T. 91	
Letchworth	02
County—Allegany:	
Parts of county:	
Alien	
Caneadea	
Granger	
Hume	
County—Livingston:	
Parts of county:	
Portage	
County—Wyoming:	
Parts of county:	
Castile	
Gainesville	
Genesee Falls	
Pike	
Lower East Side	02
County—New York:	
Parts of county:	
C.T. 10.02	
C.T. 12	
C.T. 14.02	
C.T. 18	
C.T. 20	
C.T. 22.01	
C.T. 22.02	
C.T. 24	
C.T. 26.01	
C.T. 26.02	
C.T. 28	
C.T. 30.01	
C.T. 30.02	
C.T. 32	
C.T. 38	
Lower West Side	02
County—Erie:	
Parts of county:	
C.T. 66	
C.T. 71.01	
C.T. 71.02	
C.T. 72.02	
Luzerne	01
County—Saratoga:	
Parts of county:	
Corinth	
Day	
Edinburg	
Hadley	
County—Warren:	
Parts of county:	
Lake Luzerne	
Stony Creek	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
Marathon/Cincinnatus	02
County—Cortland:	
Parts of county:	
Taylor Town	
Cincinnatus Town	
Willet Town	
Freetown Town	
Marathon Town	
Lapeer Town	
Harford Town	
Mariner's Harbor	01
County—Richmond:	
Parts of county:	
C.T. 223	
C.T. 231	
C.T. 239	
C.T. 319.01	
C.T. 319.02	
Martin Luther King Area	04
County—Bronx:	
Parts of county:	
C.T. 87	
C.T. 89	
C.T. 119	
C.T. 121.01	
C.T. 121.02	
C.T. 123	
C.T. 125	
C.T. 127.01	
C.T. 127.02	
C.T. 129.01	
C.T. 129.02	
C.T. 131	
C.T. 133	
C.T. 135	
C.T. 137	
C.T. 139	
C.T. 145	
C.T. 147	
C.T. 149	
C.T. 151	
C.T. 153	
C.T. 175	
C.T. 177	
C.T. 179	
C.T. 187	
C.T. 189	
C.T. 193	
C.T. 197	
C.T. 199	
C.T. 201	
C.T. 211	
C.T. 213.01	
C.T. 213.02	
C.T. 219	
C.T. 221	
Modena	02
County—Ulster:	
Parts of county:	
Gardiner	
Lloyd	
Marlborough	
Plattekill	
Shawangunk	
Mott Haven	01
County—Bronx:	
Parts of county:	
C.T. 11	
C.T. 17	
C.T. 23	
C.T. 25	
C.T. 27.01	
C.T. 27.02	
C.T. 33	
C.T. 39	
C.T. 41	
C.T. 43	
Northeast Albany	03
County—Albany:	
Parts of county:	
C.T. 1–2	
C.T. 7–8	
C.T. 11	
Northeast Bronx	01
County—Bronx:	
Parts of county:	
C.T. 276	
C.T. 302	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 356	
C.T. 358	
C.T. 364	
C.T. 368	
C.T. 378	
C.T. 380	
C.T. 382	
C.T. 386	
C.T. 388	
C.T. 390	
C.T. 392	
C.T. 394	
C.T. 396	
C.T. 398	
C.T. 404	
C.T. 406	
C.T. 408	
C.T. 458	
C.T. 460	
C.T. 462.02	
C.T. 484	
C.T. 502	
C.T. 504	
Northern Columbia	04
County—Columbia:	
Parts of county:	
Austerlitz	
Canaan	
Chatham	
Ghent	
Kinderhook	
New Lebanon	
Stuyvesant	
Northern Rockland	01
County—Rockland:	
Parts of county:	
C.T. 101–107	
Oak Orchard	02
County—Orleans:	
Parts of county:	
Carlton	
Gaines	
Albion	
Barre	
Clarendon	
Murray	
Kendall	
P.S. 84 Health Service Area	02
County—Erie:	
Parts of county:	
C.T. 27.02	
C.T. 32.01	
C.T. 32.02	
C.T. 33.01	
C.T. 33.02	
C.T. 34–36	
C.T. 39–42	
C.T. 52.02	
Peekskill	02
County—Westchester:	
Parts of county:	
C.T. 141–145	
Pulaski	04
County—Oswego:	
Parts of county:	
Albion	
Boylston	
Mexico (Part)	
Orwell	
Redfield	
Richland	
Sandy Creek	
Williamstown	
Randolph/Ellicottville	02
County—Cattaraugus:	
Parts of county:	
Cold Spring Twn.	
Conewango Twn.	
Ellicottville Twn.	
Mansfield Twn.	
Napoli Twn.	
New Albion Twn.	
Randolph Twn.	
South Valley Twn.	
Little Valley Twn.	
Remsen	03
County—Herkimer:	
Parts of county:	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
Ohio	
Russia	
County—Oneida:	
Parts of county:	
Remsen	
Steuben	
Trenton	
Rockaway	02
County—Queens:	
Parts of county:	
C.T. 916.01	
C.T. 916.02	
C.T. 916.99	
C.T. 918	
C.T. 922	
C.T. 928	
C.T. 934	
C.T. 938	
C.T. 942.01	
C.T. 942.02	
C.T. 942.03	
C.T. 952	
C.T. 962	
C.T. 964	
C.T. 972	
C.T. 992	
C.T. 998	
C.T. 1008	
C.T. 1010	
C.T. 1032	
S. Hampton (S. Fork)/E. Hampton	03
County—Suffolk:	
Parts of county:	
C.T. 1904–1906	
C.T. 1907.01	
C.T. 1907.02	
C.T. 1908	
C.T. 2009–2010	
Southeast Otsego Co.	01
County—Otsego:	
Parts of county:	
Decatur	
Maryland	
W. Ford	
Worcester	
Southwest Bronx	01
County—Bronx:	
Parts of county:	
C.T. 47	
C.T. 49	
C.T. 53	
C.T. 57	
C.T. 59.01	
C.T. 59.02	
C.T. 61	
C.T. 65	
C.T. 67	
C.T. 69	
C.T. 141	
C.T. 143	
C.T. 173	
C.T. 181	
C.T. 183	
C.T. 195	
Southwest Brooklyn	01
County—Kings:	
Parts of county:	
C.T. 55	
C.T. 57	
C.T. 59	
C.T. 85	
Sodus	04
County—Wayne:	
Parts of county:	
C.T. 201 (Ontario)	
C.T. 204 (Williamson)	
C.T. 208–209 (Sodus)	
C.T. 215–216	
soundview	02
County—Bronx:	
Parts of county:	
C.T. 2	
C.T. 4	
C.T. 16	
C.T. 20	
C.T. 24	
C.T. 28	
C.T. 36	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 38	
C.T. 40.01	
C.T. 40.02	
C.T. 44	
C.T. 46	
C.T. 48	
C.T. 50	
C.T. 52	
C.T. 54	
C.T. 56	
C.T. 58	
C.T. 60	
C.T. 62	
C.T. 64	
C.T. 66	
C.T. 68	
C.T. 70	
C.T. 72	
C.T. 74	
C.T. 78	
C.T. 84	
C.T. 86	
C.T. 96	
C.T. 102	
South Bronx-Fort Apache	03
County—Bronx:	
Parts of county:	
C.T. 155	
C.T. 161	
C.T. 359	
C.T. 361	
C.T. 363	
C.T. 365.01	
C.T. 365.02	
C.T. 367	
C.T. 369.01	
C.T. 369.02	
C.T. 371	
C.T. 373	
South Hamilton	01
County—Hamilton:	
Parts of county:	
Arietta	
Benson	
Hope	
Lake Pleasant	
Morehouse	
Wells	
South Jamaica (South)	02
County—Queens:	
Parts of county:	
C.T. 44.01	
C.T. 50	
C.T. 54	
C.T. 58	
C.T. 86	
C.T. 88	
C.T. 94	
C.T. 96	
C.T. 100	
C.T. 102	
C.T. 104	
C.T. 166	
C.T. 168	
C.T. 170	
C.T. 172	
C.T. 174	
C.T. 176	
C.T. 178	
C.T. 180	
C.T. 182	
C.T. 184.01	
C.T. 184.02	
C.T. 186	
C.T. 188	
C.T. 190	
C.T. 192	
C.T. 274	
C.T. 276	
C.T. 278	
C.T. 280	
C.T. 282	
C.T. 284	
C.T. 288	
C.T. 292	
C.T. 304	
C.T. 304.01	
C.T. 320	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 328	
C.T. 330	
C.T. 334.02	
C.T. 352	
C.T. 358	
C.T. 366	
C.T. 368	
C.T. 376	
C.T. 384	
C.T. 394	
C.T. 426	
C.T. 432	
C.T. 618	
C.T. 620	
C.T. 624	
C.T. 626	
C.T. 630	
C.T. 632	
C.T. 646	
C.T. 650	
C.T. 680	
C.T. 682	
C.T. 690	
C.T. 694	
C.T. 766	
C.T. 768	
C.T. 788	
C.T. 790	
C.T. 792	
C.T. 814	
C.T. 818	
C.T. 838	
C.T. 840	
C.T. 846	
C.T. 846.01	
C.T. 846.02	
C.T. 864	
C.T. 878	
South Jamaica (North)	01
County—Queens:	
Parts of county:	
C.T. 194.01	
C.T. 194.02	
C.T. 196	
C.T. 198	
C.T. 202	
C.T. 204	
C.T. 206	
C.T. 208	
C.T. 212	
C.T. 244	
C.T. 246	
C.T. 248	
C.T. 250	
C.T. 252	
C.T. 258	
C.T. 260	
C.T. 262	
C.T. 264	
C.T. 266	
C.T. 270	
C.T. 398	
C.T. 400	
C.T. 402	
C.T. 404	
C.T. 410	
C.T. 414	
C.T. 420	
C.T. 422	
C.T. 424	
C.T. 434	
C.T. 440	
C.T. 442	
C.T. 502.01	
C.T. 502.02	
C.T. 504	
C.T. 506	
C.T. 508	
C.T. 510	
C.T. 512	
C.T. 516	
C.T. 518	
C.T. 520	
C.T. 522	
C.T. 524	
C.T. 526	
C.T. 528	
C.T. 530	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 532	
C.T. 534	
C.T. 536	
C.T. 538	
C.T. 540	
C.T. 568	
C.T. 578	
C.T. 580	
C.T. 588	
C.T. 590	
C.T. 592	
C.T. 594	
C.T. 596	
C.T. 598	
C.T. 600	
C.T. 602	
C.T. 604	
C.T. 606	
C.T. 608	
C.T. 610	
C.T. 612	
C.T. 614	
C.T. 616.01	
South Seneca	02
County—Seneca:	
Parts of county:	
Covert	
Lodi	
Ovid	
South Williamsburg	04
County—Kings:	
Parts of county:	
C.T. 507	
C.T. 509	
C.T. 525	
C.T. 529	
C.T. 531	
C.T. 533	
C.T. 535	
C.T. 537	
C.T. 539	
C.T. 545	
C.T. 547	
C.T. 549	
Southern Delaware	01
County: Delaware	
Parts of County:	
Colchester	
Hancock	
Southern Onondaga Co.	02
County—Onondaga:	
Parts of county:	
Lafayette	
Fabius	
Pompey	
Tully	
Otisco	
Onondaga Indian Reservation	
Southold/Shelter Island	03
County—Suffolk:	
Parts of county:	
Shelter Island Town	
Southold Town	
Southwest Otsego Co.	01
County—Otsego:	
Parts of county:	
Butternuts Twp.	
Morris Twp.	
Starlake	04
County—St. Lawrence:	
Parts of county:	
Clare Twn.	
Clifton Twn.	
Fine Twn.	
Pitcairn Twn.	
Russell Twn.	
South Colton	
Sunset Park	01
County—Kings:	
Parts of county:	
C.T. 2	
C.T. 18	
C.T. 20	
C.T. 22	
C.T. 76	
C.T. 78	
C.T. 80	
C.T. 82	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 84	
C.T. 86	
C.T. 88	
C.T. 90	
C.T. 92	
C.T. 94	
C.T. 96	
C.T. 98	
C.T. 100	
C.T. 101	
C.T. 145	
Syracuse CHC Target Area	01
County—Onondaga:	
Parts of county:	
C.T. 30	
C.T. 40–42	
C.T. 53	
Tremont	01
County—Bronx:	
Parts of county:	
C.T. 163	
C.T. 165	
C.T. 167	
C.T. 169	
C.T. 171	
C.T. 205	
C.T. 215.01	
C.T. 215.02	
C.T. 217.01	
C.T. 217.02	
C.T. 223	
C.T. 225	
C.T. 227.01	
C.T. 227.02	
C.T. 227.03	
C.T. 229.01	
C.T. 229.02	
C.T. 231	
C.T. 233.01	
C.T. 233.02	
C.T. 235.01	
C.T. 237.01	
C.T. 237.02	
C.T. 239	
C.T. 241	
C.T. 243	
C.T. 245	
C.T. 247	
C.T. 249	
C.T. 251	
C.T. 253	
C.T. 255	
C.T. 257	
C.T. 334	
C.T. 375.01	
C.T. 375.02	
C.T. 375.03	
C.T. 377	
C.T. 379	
C.T. 381	
C.T. 389	
C.T. 391	
C.T. 393	
C.T. 397	
Upper West Side	02
County—New York:	
Parts of county:	
C.T. 177	
C.T. 179	
C.T. 181	
C.T. 183	
C.T. 185	
C.T. 187	
C.T. 189	
C.T. 191	
C.T. 193	
C.T. 195	
Warwick	02
County—Orange:	
Parts of county:	
Florida	
Greenwood Lake	
Pine Island	
Warwick	
West Central Bronx	02
County—Bronx:	
Parts of county:	
C.T. 253	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 263	
C.T. 265	
C.T. 267	
C.T. 269	
C.T. 273	
C.T. 277	
C.T. 279	
C.T. 281	
C.T. 383	
C.T. 385	
C.T. 387	
C.T. 391	
C.T. 393	
C.T. 399.01	
C.T. 399.02	
C.T. 401	
C.T. 403.01	
C.T. 403.02	
C.T. 405	
C.T. 407.01	
C.T. 407.02	
C.T. 411	
C.T. 413	
C.T. 415	
West Central Harlem	01
County—New York:	
Parts of county:	
C.T. 213.01	
C.T. 217.01	
C.T. 219	
C.T. 221.01	
C.T. 223	
C.T. 225	
C.T. 227.01	
C.T. 227.02	
C.T. 229	
C.T. 231.01	
C.T. 233	
C.T. 235.01	
C.T. 237	
C.T. 241	
West Winfield	01
County—Herkimer:	
Parts of county:	
C.T. 101	
C.T. 102.01	
C.T. 102.02	
Bridgewater Town (Part)	
Western Greene Co.	03
County—Greene:	
Parts of county:	
Ashland	
Hunter	
Jewett	
Lexington	
Prattsville	
Windham	
Western Montgomery Co.	01
County—Montgomery:	
Parts of county:	
Canajoharie	
Minden	
Palatine	
Root	
St. Johnsville	
Western Otsego	01
County—Cortland:	
Parts of county:	
Cuyler Town	
County—Otsego:	
Parts of county:	
Burlington Division	
Edmeston Division	
New Lisbon Division	
Pittsfield Division	
Plainfield Division	
Westfield	02
County—Chautauqua:	
Parts of county:	
Chautauqua Twp.	
Ripley Twp.	
Sherman Twp.	
Westfield Twp.	
Westside of Rochester	03
County—Monroe:	
Parts of county:	
C.T. 1–4	
C.T. 16–27	

PRIMARY CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 40-42	
C.T. 62-75	
C.T. 86 (Part)	
C.T. 87-88	

PRIMARY CARE: New York

Population Group Listing

Population group	Degree of shortage group
Elliott Neighborhood of Buffalo	02
County—Erie:	
Parts of county:	
C.T. 12 (Med. indigent)	
C.T. 13.01 (Med. indigent)	
C.T. 13.02 (Med. indigent)	
C.T. 14.01 (Med. indigent)	
C.T. 14.02 (Med. indigent)	
C.T. 15 (Med. indigent)	
C.T. 25.01 (Med. indigent)	
C.T. 25.03 (Med. indigent)	
C.T. 26 (Med. indigent)	
C.T. 27.01 (Med. indigent)	
C.T. 31 (Med. indigent)	
Homeless Youth of Times Square Area	02
County—New York:	
Parts of county:	
C.T. 113	
C.T. 115	
C.T. 117	
C.T. 119	
C.T. 121	
C.T. 125	
C.T. 127	
C.T. 129	
Med Indigent Pop. of Mt. Vernon	02
County—Westchester:	
Parts of county:	
C.T. 25-45 (Med. indigent)	

PRIMARY CARE: New York

Facility Listing

Facility	Degree of shortage group
Attica Correctional Facility	02
County—Wyoming	
Bellevue Hosp. Center	02
County—New York	
Chenango Mem. Hosp. Out-Pat. Dept	02
County—Chenango	
Green Haven Corr. Facility	01
County—Duchess	
Mary Immaculate Hosp.	01
County—Queens	
NYC Corr. Fac./Riker's Island	02
County—Bronx	

PRIMARY CARE: North Carolina

County Listing

County name	Degree of shortage group
Alleghany	04
Anson	01
Ashe	03
Beaufort:	
Service area: Chocowinity/Richland	02
Bertie	02
Bladen	01
Brunswick	01

PRIMARY CARE: North Carolina—Continued

County Listing

County name	Degree of shortage group
Buncombe:	
Service area: Bat Cave	02
Caldwell:	
Service area: Northwestern Caldwell	01
Camden	01
Caswell	01
Chatham	03
Clay	02
Columbus	03
Cumberland:	
Service area: Cedar Creek	01
Service area: South Cumberland	01
Currituck	01
Dare	01
Davie	03
Duplin	02
Durham:	
Facility: Lincoln Comm. Health Center	01
Edgecombe	02
Franklin	02
Gaston	04
Gates	01
Graham	04
Granville	03
Greene	01
Halifax	04
Harnett:	
Service area: Western Harnett	01
Henderson:	
Service area: Bat Cave	01
Hoke	01
Hyde	01
Johnston:	
Service area: Benson	01
Population group: Mig/Seas Frmwkrs of Johnston Co	01
Madison	02
Martin	04
Mecklenburg:	
Service area: Central Charlotte	03
Mitchell:	
Service area: Tipton Hill	01
Montgomery	02
Nash:	
Population group: Mig Pop. of Nash/Wilson	01
Northampton	01
Onslow	03
Orange:	
Service area: North Orange	02
Pender	01
Perquimans	02
Person	02
Randolph	03
Richmond	04
Robeson:	
Service area: Parkton/St. Paul	02
Service area: Rowland	02
Population group: Med Ind Pop. of Pembroke	01
Population group: Pov Pop. of Maxton/Stewartsville	01
Sampson:	
Population Group: Mig/Seas Farmworkers of Sampson County	01
Scotland:	
Population group: Pov Pop. of Maxton/Stewartsville	01
Stokes:	
Service area: Westfield	01
Surry:	
Service area: Elkin	04
Service area: Westfield	01
Transylvania:	
Service area: Balsam Grove	01
Tyrrell	01
Union	03
Warren	01
Washington	04
Wilkes	03
Wilson:	
Population group: Mig Pop. of Nash/Wilson	01
Yadkin	02
Yancy:	
Service area: Tipton Hill	01

PRIMARY CARE: North Carolina

Service Area Listing

Service area name	Degree of shortage group
Balsam Grove	01
County—Transylvania:	
Parts of county:	
Gloucester	
Hog Back	
Bat Cave	02
County—Buncombe:	
Parts of county:	
E.D. 753, 754A, 754B	
County—Henderson:	
Parts of county:	
E.D. 625T, 625U, 626, 627	
Benson	01
County—Johnston:	
Parts of county:	
Banner Twp	
Elevation Twp	
Meadow Twp	
Pleasant Grove Twp	
Cedar Creek	01
County—Cumberland:	
Parts of county:	
Cedar Creek	
Eastover Twp	
Central Charlotte	03
County—Mecklenburg:	
Parts of county:	
C.T. 1-8	
C.T. 25	
C.T. 26	
C.T. 35-37	
C.T. 49	
C.T. 52	
Chocowinity/Richland	02
County—Beaufort:	
Parts of county:	
Chocowinity Twp	
Richland Twp	
Elkin	04
County—Surry:	
Parts of county:	
Bryon	
Dobson	
Elkin	
Marsh	
Rockford	
Lincoln CHC Target Area	01
County—Durham:	
Parts of county:	
C.T. 8.01	
C.T. 8.02	
C.T. 9	
C.T. 10.01	
C.T. 11	
C.T. 12.01	
C.T. 12.02	
C.T. 13.01	
C.T. 13.02	
C.T. 14	
Northwestern Coldwell	01
County—Caldwell:	
Parts of county:	
Globe	
Johns River	
Mulberry	
Patterson	
Wilson Creek	
North Orange	02
County—Orange:	
Parts of county:	
Cedar Grove Twp	
Cheeks Twp	
End Twp	
Hillsborough Twp	
Little River Twp	
Parkton/St. Paul	02
County—Robeson:	
Parts of county:	
Parkton Twp	
St. Paul Twp	
Rowland	02
County—Robeson:	
Parts of county:	
Alfordsville Twp	
Gaddy Twp	
Rowland Twp	
Thompson Twp	
Union Twp	

PRIMARY CARE: North Carolina—Continued

Service Area Listing

Service area name	Degree of shortage group
South Cumberland	01
County—Cumberland:	
Parts of county:	
C.T. 30	
Tipton Hill	01
County—Mitchell:	
Parts of county:	
Popular	
Bradshaw	
Red Hill	
Harrell	
County—Yancey:	
Parts of county:	
Ramsay Town	
Green Mountain	
Brush Creek	
Jack's Creek	
Western Harnett	01
County—Harnett:	
Parts of county:	
Anderson Creek	
Barbecue	
Johnsonville	
Lillington	
Stewarts Creek	
Upper Little River	
Westfield	01
County—Stokes:	
Parts of county:	
Quaker Gap	
County—Surry:	
Parts of county:	
Westfield	
South Westfield	

PRIMARY CARE: North Carolina

Population Group Listing

Population group	Degree of shortage group
Med Indigent Pop. of Pembroke	01
County—Robeson:	
Parts of county:	
Burnt Twp (Med. Ind. Pop.)	
Pembroke Twp (Med. Ind. Pop.)	
Philadelphus Twp (Med. Ind. Pop.)	
Smiths Twp (Med. Ind. Pop.)	
Swamp Twp (Med. Ind. Pop.)	
Migrant Pop. of Nash/Wilson	01
County—Nash	
County—Wilson	
Mig/Seas Farmworkers of Johnston Co	01
Poverty Pop. of Maxton/Stewartsville	01
County—Robeson:	
Parts of county:	
Maxton	
County—Scotland:	
Parts of county:	
Stewartsville	
Mig/Seas Farmworkers of Sampson Co	01

PRIMARY CARE: North Dakota

County Listing

County name	Degree of shortage group
Benson	01
Billings	01
Bowman	03
Burke	01
Cavalier	02
Divide	02
Dunn	01
Eddy	04
Emmons	01
Foster	01
Grant	01
Griggs	01

PRIMARY CARE: North Dakota—Continued

County Listing

County name	Degree of shortage group
Hettinger	01
Kidder	01
La Moure	01
Logan	01
McHenry	03
McIntosh	01
McKenzie	01
Mercer	02
Service area: Mercer/Oliver	
Morton	03
Oliver	02
Service area: Mercer/Oliver	
Ransom	03
Service area: Lisbon	
Richland	01
Service area: Hankinson/Lidgerwood	
Sargent	03
Service area: Lisbon	
Sheridan	01
Sioux	01
Slope	01
Steele	04
Ward	01
Service area: Kenmare	
Wells	04

PRIMARY CARE: North Dakota

Service Area Listing

Service area name	Degree of shortage group
Hankinson/Lidgerwood	01
County—Richland	
Parts of County:	
Belford Twp	
Brightwood Twp	
Dexter Twp	
Duerr Twp	
Elma Twp	
Grant Twp	
Greendale Twp	
Hankinson City	
LaMars Twp	
Liberty Grove Twp	
Lidgerwood City	
Montador City	
Moran Twp	
Waldo Twp	
Kenmare	01
County—Ward:	
Parts of county	
Des Lacs Valley Div.	
Kenmare Div.	
Lisbon	03
County—Ransom	
County—Sargent	
Mercer/Oliver	02
County—Mercer	
County—Oliver	

PRIMARY CARE: Ohio

County Listing

County name	Degree of shortage group
Adams	02
Allen:	
Service area: New Matamoras	04
Ashtabula:	
Service area: Geneva/Madison	04
Brown	02
Butler:	
Service area: Hamilton	01
Service area: Middletown	04
Carroll	02
Clark:	
Service area: Rocking Horse	02

PRIMARY CARE: Ohio—Continued

County Listing

County name	Degree of shortage group
Columbiana:	
Service area: East Liverpool (Ohio/Penn/W.Va)	02
Coshocton	03
Cuyahoga:	
Service area: Cleveland	02
Service area: Collingwood	03
Service area: Cortlett/Lee Miles/Mt. Pleas	02
Service area: Glenville	01
Service area: Hough/Norwood	02
Service area: Jefferson/Puritas-Bellaire	03
Service area: South Broadway	04
Darke	03
Defiance:	
Service area: Hicksville	01
Geauga:	
Service area: Geneva/Madison	04
Hamilton:	
Service area: East End (Cincinnati)	02
Service area: Lincoln Heights (Cincinnati)	02
Service area: Price Hill-Fairmont (Cincinnati)	01
Service area: Winton Hills (Cincinnati)	01
Hardin	03
Harrison	03
Henry	02
Highland:	
Service area: Greenfield	01
Hocking:	
Service area: Chillocothe	03
Holmes	04
Jackson	02
Jefferson:	
Service area: East Liverpool (Ohio/Penn/W.VA)	02
Lake:	
Service area: Geneva/Madison	04
Lawrence	02
Lucas:	
Service area: Center City/Dorr-Toledo	01
Service area: Downtown East Side Toledo	02
Service area: Near South Side Toledo	01
Service area: North Toledo	02
Service area: Old West End Toledo	01
Service area: Western Lucas Co	02
Mahoning:	
Service area: Eastside	02
Meigs	04
Monroe	02
Montgomery:	
Service area: West Dayton	02
Morgan	02
Morrow	02
Paulding	02
Pickaway:	
Service area: Chillocothe	03
Pike	02
Putnam	02
Ross	03
Service area: Chillocothe:	
Sandusky	02
Tuscarawas	03
Vinton	01
Warren	02
Washington:	
Service area: New Matamoras	01
Wood:	
Service area: Southern Wood Co	03

PRIMARY CARE: Ohio

Service Area Listing

Service area name	Degree of shortage group
Cleveland	02
County—Cuyahoga:	
Parts of county:	
C.T. 1012	
C.T. 1015–1019	
C.T. 1022–1029	
C.T. 1031–1039	
C.T. 1041–1049	
C.T. 1051–1056	
C.T. 1079	
C.T. 1087–1089	
C.T. 1091–1099	

PRIMARY CARE: Ohio—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 1101–1103	
C.T. 1129	
C.T. 1131–1139	
C.T. 1141–1148	
Center City/Dorr-Toledo	01
County—Lucas:	
Parts of county:	
C.T. 27	
C.T. 28	
C.T. 31–37	
C.T. 39	
Chillicothe	03
County—Hocking:	
Parts of county:	
Perry Twnship	
Salt Creek Twnship	
County—Pickaway:	
Parts of county:	
Deer Creek Twnship	
Pickaway Twnship	
Salt Creek Twnship	
Wayne Twnship	
County—Ross	
Collingwood	03
County—Cuyahoga:	
Parts of county:	
C.T. 1169	
C.T. 1171–1179	
C.T. 1261	
Corlett/Lee Miles/Mt. Pleas	02
County—Cuyahoga:	
Parts of county:	
C.T. 1156	
C.T. 1198	
C.T. 1199	
C.T. 1201–1209	
C.T. 1211–1219	
C.T. 1221–1223	
Downtown East Side Toledo	02
County—Lucas:	
Parts of county:	
C.T. 48	
C.T. 49	
C.T. 51	
C.T. 52	
East End (Cincinnati)	02
County—Hamilton:	
Parts of county:	
C.T. 13	
C.T. 43	
C.T. 44	
C.T. 47	
East Liverpool (Ohio/Penn/W.Va.)	02
County—Columbiana:	
Parts of county:	
Center Twp	
Elk Run Twp	
Franklin Twp	
Hanover Twp (S. ½)	
Liverpool Twp	
Madison Twp	
Middleton Twp	
St. Clair Twp	
Washington Twp	
Wayne Twp	
Wellsville Twp	
Yellow Creek Twp	
Grant District	
County—Jefferson	
Parts of county:	
Brus Creek Twp	
Saline Twp	
Eastside	02
County—Mahoning:	
Parts of county:	
C.T. 8001–8008	
Geneva/Madison	04
County—Ashtabula:	
Parts of county:	
Geneva Twp	
Harpersfield Twp	
County—Geauga:	
Parts of county:	
Thompson Twp	
County—Lake:	
Parts of county:	
Madison Twp	
Glenville	01

PRIMARY CARE: Ohio—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Cuyahoga:	
Parts of county:	
C.T. 1114	
C.T. 1161–1168	
C.T. 1181–1185	
Greenfield	01
County—Highland:	
Parts of county:	
Paint Twp	
Madison Twp	
Fairfield Twp	
Hamilton	01
County—Butler:	
Parts of county:	
C.T. 2–4	
Hicksville	01
County—Defiance:	
Parts of county:	
Hicksville Twp	
Mark Twp	
Milford Twp	
Hough/Norwood	02
County—Cuyahoga:	
Parts of county:	
C.T. 1112	
C.T. 1113	
C.T. 1115–1119	
C.T. 1121	
C.T. 1123–1128	
Jefferson/Puritas-Bolsaire	03
County—Cuyahoga:	
Parts of county:	
C.T. 1014 (Jefferson)	
C.T. 1021 (Jefferson)	
C.T. 1233 (Jefferson)	
C.T. 1235 (Jefferson)	
C.T. 1239 (Jefferson)	
C.T. 1241–1246	
Lincoln Heights (Cincinnati)	02
County—Hamilton:	
Parts of county:	
C.T. 60 (Hartwell)	
C.T. 225 (Woodlawn)	
C.T. 227 (Lincoln Heights)	
C.T. 228 (Lockland)	
C.T. 229 (Arlington Heights)	
C.T. 231 (Evandale)	
Middletown Target Area	04
County—Butler:	
Parts of county:	
C.T. 128–132	
C.T. 140 (Part)	
Near South Side-Toledo	01
County—Lucas:	
Parts of county:	
C.T. 38	
C.T. 40	
C.T. 41	
C.T. 42	
C.T. 54	
New Matamoras	01
County—Washington:	
Parts of county:	
Grandview Twp	
Independence Twp	
Liberty Twp	
Ludlow Twp	
Newport Twp	
North Toledo	02
County—Lucas:	
Parts of county:	
C.T. 9–12	
C.T. 17	
C.T. 18–20	
C.T. 29	
C.T. 30	
Old West End-Toledo	01
County—Lucas:	
Parts of county:	
C.T. 8	
C.T. 14–16	
C.T. 21–23	
C.T. 24.01	
C.T. 24.02	
C.T. 25	
C.T. 26	
Price Hill/Fairmont (Cincinnati)	01

PRIMARY CARE: Ohio—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Hamilton:	
Parts of county:	
C.T. 87 (Fairmont—South)	
C.T. 89 (Fairmont—South)	
C.T. 90 (Price Hill—East)	
C.T. 91 (Price Hill—Tower)	
C.T. 93 (Price Hill—East)	
C.T. 96 (Price Hill—East)	
C.T. 103 (Riverside—Solamsville)	
Rocking Horse	02
County—Clark	
Parts of county:	
C.T. 1–5	
C.T. 8	
C.T. 9.01	
C.T. 9.02	
C.T. 10	
C.T. 12	
C.T. 17	
Southern Wood Co.	03
County—Wood:	
Parts of county:	
C.T. 211–216	
C.T. 219–224	
South Broadway	04
County—Cuyahoga	
Parts of County:	
C.T. 1109	
C.T. 1151–1155	
C.T. 1157–1159	
West Dayton	02
County—Montgomery	
Parts of County:	
C.T. 5	
C.T. 14.01	
C.T. 14.02	
C.T. 15–17	
C.T. 19–23	
C.T. 25	
C.T. 26	
C.T. 28–33	
Western Lucas Co.	02
County—Lucas:	
Parts of county:	
C.T. 87	
C.T. 88	
C.T. 89.01	
C.T. 90 (Part)	
C.T. 91	
C.T. 93–96	
Winton Hills (Cincinnati)	01
County—Hamilton	
Parts of county:	
C.T. 73 (Winton Hills)	
C.T. 80 (Winton Hills)	
C.T. 257 (Elmwood Place)	

PRIMARY CARE: Oklahoma

County Listing

County name	Degree of shortage group
Adair	02
Alfalfa	04
Atoka	02
Blaine:	
Service area: Western Oklahoma	03
Caddo	03
Canadian	04
Choctaw	02
Cimarron	03
Comanche	03
Cotton	04
Custer:	
Service area: Western Oklahoma	03
Delaware	02
Dewey	03
Service area: Western Oklahoma	
Ellis	03
Service area: Western Oklahoma	
Grant	04
Greer:	
Facility: Oklahoma St. Penitentiary (Granite)	03

PRIMARY CARE: Oklahoma—Continued

County Listing

County name	Degree of shortage group
Harmon	02
Jackson	03
Jefferson	03
Johnston	02
Kay:	
Service area: Blackwell (Oklahoma/Kansas)	04
Latimer	02
Service area: Clayton	
Le Flore:	
Service area: Clayton	02
Logan	01
McClain	02
McCurtain	03
McIntosh	03
Marshall	01
Mayes:	
Service area: Chelsea/New Alluwe	01
Noble	04
Nowata:	
Service area: Chelsea/New Alluwe	01
Okfuskee	04
Oklahoma:	
Service area: Del City	03
Service area: Oklahoma	02
Osage	03
Pittsburg:	
Facility: Oklahoma St. Penitentiary (McAlester)	02
Pushmataha:	
Service area: Clayton	02
Roger Mills	03
Service area: Western Oklahoma	
Rogers:	
Service area: Chelsea/New Alluwe	01
Seminole	02
Sequoyah	03
Texas:	
Service area: Panhandle (Oklahoma/Texas)	01
Tillman	01
Tulsa:	
Service area: Northeast Tulsa	03
Service area: North Central Tulsa	01
Service area: West Central Tulsa	01
Service area: West Tulsa	03
Population Group: Indian Pop of Tulsa	01
Washita	03
Woods	03
Woodward	
Service area: Western Oklahoma	03

PRIMARY CARE: Oklahoma

Service Area Listing

Service area name	Degree of shortage group
Blackwell (Oklahoma/Kansas)	04
County—Kay:	
Parts of county:	
Blackwell CCD	
Braman CCD	
Tonkawa CCD	
West Newkirk CCD	
Chelsea/New Alluwe	01
County—Mayes:	
Parts of county:	
Adair (E.D. 12)	
County—Nowata:	
Parts of county:	
New Alluwe (E.D. 14 and 15)	
County—Rogers:	
Parts of county:	
Chelsea (E.D. 1–4)	
Clayton	02
County—Latimer	
County—Le Flore:	
Parts of county:	
E.D. 37–38 (Heavener)	
E.D. 46	
E.D. 47	
E.D. 48–49 (Talihina)	
E.D. 50–52	

PRIMARY CARE: Oklahoma—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Pushmataha:	
Parts of county:	
No. Push/Mataha Division	
Del City	03
County—Oklahoma:	
Parts of county:	
C.T. 1078.01	
C.T. 1078.02	
C.T. 1078.03	
C.T. 1078.04	
C.T. 1078.05	
C.T. 1078.06	
North Central Tulsa	01
County—Tulsa:	
Parts of county:	
C.T. 2–15	
C.T. 57	
C.T. 62	
C.T. 79	
C.T. 80	
C.T. 91.01	
C.T. 91.02	
C.T. 91.03	
Northeast Tulsa	03
County—Tulsa:	
Parts of county:	
C.T. 1	
C.T. 16	
C.T. 59–61	
C.T. 81	
C.T. 82	
Oklahoma	02
County—Oklahoma:	
Parts of county:	
C.T. 1037–1040	
C.T. 1047–1049	
C.T. 1053	
C.T. 1054	
C.T. 1072.07	
C.T. 1072.09	
C.T. 1073.01	
C.T. 1073.02	
Panhandle (Oklahoma/Texas)	01
County—Texas:	
Parts of county:	
West Texas CCD	
West Central Tulsa	01
County—Tulsa:	
Parts of county:	
C.T. 26–30	
C.T. 88	
West Tulsa	03
County—Tulsa:	
Parts of county:	
C.T. 46–49	
C.T. 63.01	
C.T. 63.02	
C.T. 64.01	
C.T. 64.02	
C.T. 65.01	
C.T. 65.02	
C.T. 66	
C.T. 67.01	
Western Oklahoma (Oklahoma/Texas)	03
County—Blaine:	
Parts of county:	
E.D. 4, 5, 7	
County—Custer:	
Parts of county:	
E.D. 6, 7	
County—Dewey	
County—Ellis	
County—Roger Mills	
County—Woodward:	
Parts of county:	
E.D. 14, 15, 18	

PRIMARY CARE: Oklahoma

Population Group Listing

Population group	Degree of shortage group
Indian Population of Tulsa	01
County—Tulsa	

PRIMARY CARE: Oklahoma

Facility Listing

Facility	Degree of shortage group
Oklahoma St. Penitentiary (Granite)	03
County—Greer	
Oklahoma Sta. Penitentiary (McAlester)	02
County—Pittsburg	

PRIMARY CARE: Oregon

County Listing

County name	Degree of shortage group
Baker:	
Service area: Halfway	01
Benton	
Service area: Blodgett/Eddyville	01
Service area: Monroe/Alsea	01
Clackamas:	
Service area: Estacada	04
Population group: Mig pop. of Woodburn/Marion	01
Columbia:	
Service area: Vernonia	01
Coos:	
Service area: Powers	01
Curry:	
Service area: Powers	01
Deschutes:	
Service area: La Pine	02
Gilliam	01
Jackson:	
Service area: Applegate-Williams	01
Service area: Butte Falls/Prospect	01
Service area: Rogue River-Gold Hill	02
Josephi:	
Service area: Applgate-Williams	01
Klamath:	
Service area: Bly	01
Service area: Chiloquin	01
Service area: La Pine	02
Lake:	
Service area: La Pine	02
Lane:	
Service area: McKenzie	01
Service area: Oakridge	04
Service area: Veneta	02
Lincoln:	
Service area: Blodgett/Eddyville	01
Linn:	
Service area: Brownville	01
Service area: Detroit-Idanha	01
Service area: Harrisburg	01
Malheur:	
Service area: Jordan Valley	01
Service area: Nyssa (Oregon/Idaho)	03
Population Group: Mig pop. of Treasure Valley—Area 2	01
Marion:	
Service area: Detroit-Idanha	01
Service area: West Salem	01
Population group: Med Ind pop. of Marion	01
Population group: Mig pop. of Woodburn/Marion	01
Multhomah:	
Service area: Northeast Portland	01
Polk:	
Service area: Williamina	01
Population group: Mig pop. of Woodburn/Marion	01
Union:	
Service area: Cone/Union	01

PRIMARY CARE: Oregon—Continued

County Listing

County name	Degree of shortage group
Wallowa:	
Service area: Cone/Union	02
Washington:	
Population group: Mig pop. of Washington Co	01
Wheeler	01
Yamhill:	
Service area: Willamina	01
Population group: Mig pop. of Woodburn/Marion	02

PRIMARY CARE: Oregon

Service Area Listing

Service area name	Degree of shortage group
Applegate/Williams	01
County—Jackson:	
Parts of County:	
Applegate	
County—Josephi:	
Parts of County:	
Williams	
Blodgett/Eddyville	01
County—Benton:	
Parts of County:	
Blodgett CCD	
County—Lincoln:	
Parts of County:	
Eddyville CCD	
Bly	01
County—Klamath:	
Parts of County:	
Langell CCD	
Brownville	01
County—Linn:	
Parts of County:	
Brownville CCD	
Butte Falls-Prospect	01
County—Jackson:	
Parts of County:	
Butte Falls CCD	
Prospect CCD	
Chiloquin	01
County—Klamath:	
Parts of County:	
Chiloquin CCD	
Cone/Union	01
County—Union:	
Parts of County:	
Cone Div.	
Union Div.	
Detroit/Idanha	01
County—Linn:	
Parts of County:	
Cascadia CCD (Part A)	
County—Marion:	
Parts of County:	
Breitenbush	
Detroit	
Forks	
Idanha	
Marion	
Estacada	04
County—Clackamas:	
Parts of County:	
Highland CCD	
Mt. Hood CCD	
Estacada CCD	
Halfway	01
County—Baker:	
Parts of County:	
Halfway CCD	
Eagle Valley CCD	
Harrisburg	01
County—Linn:	
Parts of County:	
Harrisburg CCD	
Jordan Valley	01
County—Malheur:	
Parts of County:	
Jordan CCD	
La Pine	02

PRIMARY CARE: Oregon—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Deschutes:	
Parts of County:	
Sisters-Mulligan CCD South of Sunriver	
County—Klamath:	
Parts of County:	
Crescent Lake CCD	
County—Lake:	
Parts of County:	
Silver Lake-Ft Rock CCD	
McKenzie	01
County—Lane:	
Parts of County:	
C.T. 1 (McKenzie)	
Monroe/Alsea	01
County—Benton:	
Parts of County:	
Monroe	
Alsea CCD	
Northeast Portland	01
County—Multnomah:	
Paris of County:	
C.T. 33.01	
C.T. 33.02	
C.T. 34.01	
C.T. 34.02	
C.T. 35.01	
C.T. 35.02	
C.T. 36.01	
C.T. 37.01	
C.T. 37.02	
C.T. 38.01	
C.T. 38.02	
C.T. 38.03	
C.T. 39.01	
C.T. 39.02	
C.T. 40.01	
C.T. 40.02	
Nyssa (Oregon/Idaho)	03
County—Malheur:	
Parts of County:	
Adrian Div.	
Nyssa Div.	
Owyhee Div.	
Oakridge	04
County—Lane:	
Parts of County:	
Oakridge Div.	
Powers	01
County—Coos:	
Parts of County:	
Powers Div.	
County—Curry:	
Parts of County:	
Agness Div.	
Rogue River/Gold Hill	02
County—Jackson:	
Parts of County:	
Evans Valley CCD	
Foots Creek CCD	
County—Wallowa:	
Parts of County:	
Town of Minam in Wallowa CCD	
Veneta	02
County—Lane:	
Parts of County:	
E.D. 5	
E.D. 8 (W. ½)	
E.D. 9.02	
Veneta City	
Vernonia	01
County—Columbia:	
Parts of County:	
Vernonia CCD	
West Salem	01
County—Marion:	
Parts of County:	
C.T. 51	
C.T. 52	
Williamina	01
County—Polk:	
Parts of County:	
C.T. 204 (Williamina Division)	

PRIMARY CARE: Oregon—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Yamhill:	
Parts of County:	
Willamina CCD	

PRIMARY CARE: Oregon

Population Group Listing

Population group	Degree of shortage group
Med Indigent Pop. of Marion	01
County—Marion	
Parts of county	
C.T. 1-23	
Migrant Pop. of Washington Co	01
Migrant Pop. of Woodburn/Marion	02
County—Clackamas	
County—Marion	
County—Polk	
County—Yamhill	

PRIMARY CARE: Pennsylvania

County Listing

County name	Degree of shortage group
Adams:	
Service area: North Adams	03
Allegheny:	
Service area: Arlington Heights/St. Clair	01
Service area: Beltzhoover/Knoxville	03
Service area: Hill District	01
Service area: Homestead	02
Service area: Homewood-Brushton	04
Service area: Manchester	01
Service area: McKees Rocks-Stowe	01
Service area: North Braddock	03
Service area: Southwest Pittsburgh	02
Service area: Terrace Village II	02
Armstrong:	
Service area: Armstrong-Clarion	01
Service area: Dayton Rural Valley	01
Service area: Kiski Valley	02
Service area: Punxsutawney	02
Beaver:	
Service area: East Liverpool (Penn/Ohio/W. Va)	02
Bedford:	
Service area: Hyndman	01
Service area: Broad Top	02
Bradford:	
Service area: Towanda	04
Butler:	
Service area: Butler—NE Portion	02
Cambria:	
Service area: Central Cambria (West)	02
Service area: Central Cambria (East)	02
Service area: North Cambria	02
Carbon:	
Service area: Kidder	01
Centre:	
Service area: Bellafonte/Howard	01
Service area: Lamar	02
Service area: Penns Valley	02
Service area: Snow Shoe	02
Chester:	
Service area: South Western Chester	03
Clarion:	
Service area: Armstrong-Clarion	01
Service area: Forest-Clarion	01
Clearfield:	
Service area: Snow Shoe	02
Service area: S. Central Clearfield	02
Clinton:	
Service area: Bellafonte-Howard	01
Service area: Lamar	02
Service area: Renovo	02
Columbia:	
Service area: Benton-Millville	02
Service area: Shamokin	01
Crawford:	
Service area: East Crawford County	01

PRIMARY CARE: Pennsylvania—Continued

County Listing

County name	Degree of shortage group
Dauphin:	
Service area: Williamstown	01
Delaware:	
Service area: City of Chester	01
Erie:	
Service area: North East Erie	01
Service area: Southern Erie	02
Population Group: Low Inc Pop. of Erie City	01
Fayette:	
Service area: Greensboro	01
Service area: Markleysburg	01
Forest:	
Service area: Forest-Clarion	01
Franklin:	
Service area: Valleys Community	01
Fulton:	01
Greene:	
Service area: Greensboro	01
Service area: West Greene	01
Huntingdon:	
Service area: Broad Top	02
Service area: Cromwell	01
Indiana:	
Service area: Indiana—N Portion	01
Service area: Punxsutawney	02
Service area: Southern Indiana	02
Jefferson:	
Service area: Punxsutawney	02
Juniata:	
Service area: Juniata	03
Service area: Millerstown	01
Service area: Mt. Pleasnt Mills—Middleburg	04
Lackawanna:	
Service area: Moscow	02
Lancaster:	
Population Group: Sp Spkg Pop. of S.E. Lancaster City	02
Service area: Welsh Mountain	01
Lebanon:	
Service area: Northern Lebanon Co.	01
Luzerne:	
Service area: Benton-Millville	02
Service area: Exeter	01
Service area: Freeland	03
Service area: Kidder	01
Service area: Mountaintop	02
Service area: Pittston	03
Lycoming:	
Service area: Benton-Millville	02
Service area: Picture Rocks/Hughesville/Muncy	04
McKean:	
Service area: Central McKean County	03
Service area: Shinglehouse	01
Mercer:	
Population Group: Low Inc Pop. of Sharon/Farrell	02
Mifflin:	
Service area: Big Valley	04
Monroe:	
Service area: Kidder	01
Montour:	
Service area: Picture Rocks/Hughesville/Muncy	04
Northumberland:	
Service area: Herndon-Mandata	02
Service area: Picture Rocks/Hughesville/Muncy	04
Service area: Shamokin	01
Perry:	
Service area: Eastern Perry County	04
Service area: Millerstown	01
Service area: Western Perry County	03
Philadelphia:	
Service area: Casa Del Carmen	01
Service area: Covenant House Area	01
Service area: Mantua/Belmont	03
Service area: North Philadelphia	04
Service area: South Philadelphia	04
Pike	04
Potter:	
Service area: Galeton	01
Service area: Shinglehouse	01
Service area: Westfield	03
Schuylkill:	
Service area: Herndon-Mandata	02
Service area: Shenandoah/Mahoning City Area	04
Service area: Tremont/Pine Grove	03
Snyder:	
Service area: Pleasant Mills-Middleburg	04

PRIMARY CARE: Pennsylvania—Continued

County Listing

County name	Degree of shortage group
Somerset:	
Service area: Boswell	02
Service area: Confluence	02
Service area: Hyndman	01
Sullivan:	
Service area: Benton-Millville	02
Susquehanna:	
Service area: Barnes-Kasson	02
Service area: Montrose	02
Tioga:	
Service area: Blossburg	02
Service area: Elkland (NY/Pa)	02
Service area: Mansfield	02
Service area: Westfield	03
Washington:	
Service area: Burgettstown	02
Wayne:	
Westmoreland:	
Service area: Kiski Valley	02
Wyoming:	
Service area: Exeter	01
Service area: Monroe-Noxen	03
York:	
Service area: York	01

PRIMARY CARE: Pennsylvania

Service Area Listing

Service area name	Degree of shortage group
Arlington Heights/St. Clair	01
County—Allegheny:	
Parts of county	
C.T. 316.04	
C.T. 316.05	
Armstrong-Clarion	01
County—Armstrong:	
Parts of county:	
Brady's Bend Township	
Madison Township	
Perry Township	
Pine Township	
Sugarcreek Township	
Washington Township	
County—Clarion:	
Parts of county:	
Brady Township	
East Brady Township	
Madison Township	
Barnes-Kasson	02
County—Susquehanna:	
Parts of county:	
C.T. 301	
C.T. 302	
C.T. 307	
Bellafonte/Howard	01
County—Centre:	
Parts of county:	
Bellefonte Boro	
Howard Boro	
Milesburg Boro	
Boggs Twp (½)	
Curtin Twp (½)	
Howard Twp	
Liberty Twp	
Marion Twp	
Spring Twp	
Walker Twp (½)	
County—Clinton:	
Parts of county:	
Beech Creek Boro	
Beech Creek Twp	
Beltzhoover/Knoxville	01
County—Allegheny:	
Parts of county:	
C.T. 318.04	
C.T. 318.05	
C.T. 330.01	
Benton-Millville	02
County—Columbia:	
Parts of county:	
Benton Borough	
Benton Township	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Fishing Creek Twnship	
Madison Twnship (Northern ⅔)	
Millville Borough	
Mt. Pleasant Twnship	
Orange Twnship (Northern ½)	
Pine Twnship	
Stillwater Borough	
Sugarloaf Twnship	
County—Luzerne:	
Parts of county:	
Fairmont Twnship	
Huntington Twnship	
New Columbus Borough	
County—Lycoming:	
Parts of county:	
Franklin Twnship (Southern ½)	
Jordan Twnship	
County-Sullivan:	
Parts of county:	
Davidson Twp	
Big Valley	04
County—Mifflin:	
Parts of county:	
Brown Twp	
Menno Twp	
Union Twp	
Blossburg	02
County—Tioga:	
Parts of county:	
Blossburg Boro	
Bloss Twp	
Covington Twp	
Duncan Twp	
Hamilton Twp	
Liberty Boro	
Liberty Twp (Eastern ½)	
Putnam Boro	
Union Twp	
Ward Twp	
Boswell	02
County—Somerset:	
Parts of county:	
Boswell Boro	
Hooversville Boro	
Jennerstown Boro	
Jenner Twp	
Quemahoning Twp	
Stoystown Boro	
Broad Top	02
County—Bedford:	
Parts of county:	
Broad Top Twp	
Coaldale Boro	
Hopewell Boro	
Liberty Twp	
Saxton Boro	
County—Huntingdon:	
Parts of county:	
Broad Top City Boro	
Carbon Twp	
Cass Twp	
Cassville Boro	
Coalmont Boro	
Dudley Boro	
Hopewell Twp	
Todd Twp	
Wood Twp	
Burgettstown	02
County—Washington:	
Parts of county:	
Hanover Twp	
Robinson Twp	
Smith Twp	
Mt Pleasant Twp	
Jefferson Twp	
Cross Creek Twp	
Independence Twp	
Hopewell Twp	
Burgettstown Borough	
Midway Borough	
McDonald Borough	
West Middletown Borough	
Butler-NE Portion	02
County—Butler:	
Parts of county:	
Venango Twp	
Allegheny Twp	
Washington Twp	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Parker Twp	
Concord Twp	
Fairview Twp	
Oakland Twp	
Donegal Twp	
Cherry Valley Borough	
Eau Claire Borough	
Bruin Borough	
Fairview Borough	
Petrolia Borough	
Karns City Borough	
Chicora Borough	
Casa Del Carmen	01
County—Philadelphia:	
Parts of county:	
C.T. 176	
C.T. 195	
Central Cambria (West)	02
County—Cambria:	
Parts of county:	
Blacklick Twp	
Cambria Twp	
Ebensburg Boro	
Jackson Twp	
Nanty-Glo Boro	
Vintondale Boro	
Central Cambria (East)	02
County—Cambria:	
Parts of county:	
Cassandra Boro	
Cresson Boro	
Cresson Twp	
Lilly Boro	
Munster Twp	
Portage Boro	
Portage Twp	
Sankertown Boro	
Washington Twp	
Central McKean County	03
County—McKean:	
Parts of county:	
Annin Twp	
Eldred Boro	
Eldred Twp	
Hamlin Twp (East 1/2)	
Keating Twp	
Liberty Twp	
Norwich Twp	
Otto Twp	
Port Allegheny Boro	
Sergeant Twp	
Smethport Boro	
City of Chester	01
County—Delaware:	
Parts of county:	
C.T. 4048	
C.T. 4049.01	
C.T. 4049.02	
C.T. 4050–4057	
C.T. 4058.01	
C.T. 4058.02	
C.T. 4059–4060	
Confluence	02
County—Somerset:	
Parts of county:	
Addison Boro	
Addison Twp	
Casselman Boro	
Confluence Boro	
Lower Turkeyfoot Twp	
Upper Turkeyfoot Twp	
Covenant House Area	01
County—Philadelphia:	
Parts of county:	
C.T. 248–254	
Cromwell	01
County—Huntingdon:	
Parts of county:	
Clay Twp	
Cromwell Twp	
Dublin Twp	
Orbisonia Boro	
Rockhill Boro	
Saltillo Boro	
Shade Gap Boro	
Springfield Twp	
Tell Twp	
Three Springs Boro	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Dayton Rural Valley	01
County—Armstrong:	
Parts of county:	
Redbank Twp (⅝ Western portion)	
Wayne Township	
Cowanshannock Township	
Dayton Borough	
Rural Valley Borough	
Atwood Borough	
East Crawford County	01
County—Crawford:	
Parts of county:	
Athens Twnship	
Bloomfield Twnship	
Rockdale Twnship	
Rome Twnship	
Sparta Twnship	
Steuben Twnship	
Centerville Borough	
Townville Borough	
Spartansburg Borough	
Richmond Twp	
East Liverpool (Penn/Ohio/W. VA)	02
County—Beaver:	
Parts of county:	
Georgetown Boro	
Glasgow Boro	
Greene Twp (Western ½)	
Hookstown Boro	
Ohioville Boro (Western ½)	
Eastern Perry County	04
County—Perry:	
Parts of county:	
Buffalo Twp	
Duncannon Boro	
Howe Twp	
Marysville Boro	
Miller Twp	
New Buffalo Boro	
Newport Boro	
Oliver Twp	
Penn Twp	
Rye Twp	
Watts Twp	
Wheatfield Twp	
Elkland (Penn/New York)	02
County—Tioga:	
Parts of county:	
Deerfield Twp	
Elkland Boro	
Elkland Twp	
Farmington Twp	
Knoxville Boro	
Nelson Twp	
Osceola Twp	
Exeter	01
County—Luzerne:	
Parts of county:	
Exeter Borough	
West Wyoming	
Franklin Township	
Exeter Township	
County—Wyoming:	
Parts of county:	
Exeter Township	
Falls Twnship	
Forest-Clarion	01
County—Clarion:	
Parts of county:	
Farmington Twp	
Washington Twp	
Knox Twp	
County—Forest	
Freeland	03
County—Luzerne:	
Parts of county:	
Butler Twp (E. portion)	
Foster Twp (W. portion)	
Freeland Boro	
Hazel Twp	
Jeddo Boro	
Galeton	01
County—Potter:	
Parts of county:	
Galeton Borough	
Pike Township	
Ulysses Township	
West Branch Township	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Abbott Township	
Stewardson Township	
Greensboro	01
County—Fayette:	
Parts of county:	
Masontown Borough	
Point Marion Borough	
German Township	
Nicholson Township	
Springhill Township	
County—Greene:	
Parts of county:	
Dunkard Township	
Greene Township	
Monongahela Township	
Greensboro Borough	
Herndon-Mandata	02
County—Northumberland:	
Parts of county:	
Jackson Township	
Herndon Borough	
Jordon Township	
Lower Mahannoy Township	
Little Mahanoy Twnship	
Washington Twnship	
Upper Mahanoy Twnship	
West Cameron Twnship	
County—Schuylkill:	
Parts of county:	
Eldred Twnship	
Upper Mahantango Twnship	
Hill District	01
County—Allegheny:	
Parts of county:	
C.T. 303.01	
C.T. 303.03	
C.T. 303.04	
C.T. 305.01	
C.T. 305.02	
C.T. 305.05	
C.T. 305.06	
Homestead	02
County—Allegheny:	
Parts of county:	
C.T. 4823–4824	
C.T. 4831	
C.T. 4836–4837	
C.T. 4841–4842	
C.T. 4845–4846	
C.T. 4850	
C.T. 4867–4869	
C.T. 4881–4884	
Homewood-Brushton	04
County—Allegheny:	
Parts of county:	
C.T. 1207	
C.T. 1301–1305	
Hyndman	01
County—Bedford:	
Parts of county:	
Harrison Twp	
Hyndman Boro	
Juniata Twp	
Londonderry Twp	
County—Somerset:	
Parts of county:	
Allegheny Twp	
Fairhope Twp	
Indiana—N portion	01
County—Indiana:	
Parts of county:	
South Mahoning Twp	
East Mahoning Twp	
Grant Twp	
Montgomery Twp	
Washington Twp	
Rayne Twp	
Green Twp	
Pine Twp	
Glen Campbell Borough	
Cherry Tree Borough	
Marion Center Borough	
Plumville Borough	
Clymer Boro	
Juniata	03
County—Juniata:	
Parts of county:	
Lack Twnship	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Tuscarora Twnship	
Beale Twnship	
Spruce Hill Twnship	
Mifflin Borough	
Mifflintown Borough	
Port Royal Borough	
Fayette Twnship	
Fermanagh Twnship	
Milford Township	
Turbett Twnship	
Walker Twnship	
Kidder	01
County—Carbon:	
Parts of county:	
East Side Boro	
Kidder Twp	
Penn Forest Twp	
Lausanne Twp	
Lehigh, Twp	
County—Luzerne:	
Parts of county:	
White Haven Borough	
Buck Twp	
Foster Twp (E. portion)	
County—Monroe:	
Parts of county:	
Coolbough Township	
Tobyhanna Township	
Tunkhannock Township	
Kiski Valley	02
County—Armstrong:	
Parts of county:	
Apollo Borough	
Bethel Township	
Burrel Township	
Gilpin Township	
Kiskiminetas Township	
Leechburg Borough	
North Apollo Borough	
Parks Township	
South Bend Township	
County—Westmoreland:	
Parts of county:	
Allegheny Township	
Avonmore Borough	
Bell Township	
East Vandergrift Borough	
Hyde Park Borough	
Vandergrift Borough	
Washington Township	
West Leechburg Borough	
Oklahoma Borough	
Lamar	02
County—Centre:	
Parts of county:	
Walker Twp (E 1/4)	
County-Clinton:	
Parts of county:	
Greene Twp	
Lamar Twp (W 3/4)	
Logan Twp	
Logantown Boro and Porter Twp	
Manchester	01
County—Allegheny:	
Parts of county:	
C.T. 321.01	
C.T. 321.02	
C.T. 321.03	
C.T. 321.05	
Mansfield	02
County—Tioga:	
Parts of county:	
Jackson Twp	
Lawrence Twp	
Lawrenceville Boro	
Mansfield Boro	
Richmond Twp	
Roseville Boro	
Rutland Twp	
Sullivan Twp	
Tioga Boro	
Tioga Twp	
Mantua/Belmont	03
County—Philadelphia:	
Parts of county:	
C.T. 106-110	
Markleysburg	01

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Fayette:	
Parts of county:	
Henry Clay Twp	
Markleysburg Boro	
Ohiopyle Boro	
Steward Twp	
Wharton Twp	
McKees Rocks-Stowe	01
County—Allegheny:	
Parts of county:	
C.T. 4621-4625	
C.T. 4631-4636	
Millerstown	01
County—Juniata:	
Parts of county:	
Greenwood Twnship	
Delaware Twnship	
Thompsontown Borough	
County—Perry:	
Parts of county:	
Tuscarora Twnship	
Greenwood Twnship	
Liverpool Twnship	
Liverpool Borough	
Millerstown Borough	
Monroe-Noxen	03
County—Wyoming:	
Parts of county:	
Monroe Twp	
Northumberland Twp	
Noxen Twp	
Montrose	02
County—Susquehanna:	
Parts of county:	
Auburn Twp	
Bridgewater Twp	
Brooklyn Twp	
Dimock Twp	
Forest Lake Twp	
Franklin Twp	
Harford Twp	
Hop Bottom Boro	
Jessup Twp	
Lathrop Twp	
Lenox Twp	
Liberty Twp	
Montrose Boro	
Push Twp	
Silver Lake Twp	
Springville Twp	
Moscow	02
County—Lackawanna:	
Parts of county:	
C.T. 118	
C.T. 129	
Mountaintop	02
County—Luzerne:	
Parts of county:	
Dennison Twnship	
Wright Twnship	
Fairview Twnship	
Rice Twnship	
Dorrance Twnship	
Slocum Twnship	
Nuangola Boro	
Mt. Pleasant Mills-Middleburg	04
County—Juniata:	
Parts of county:	
Monroe Township	
Susquehanna Twp	
County—Snyder:	
Parts of county:	
Beaver Township	
Beavertown Borough	
Chapman Twnship	
Franklin Township	
Centre Township	
Middleburg Borough	
Perry Township	
Washington Twnship	
West Perry Township	
Union Twnship	
Fraseburg Borough	
North Adams	03
County—Adams:	
Parts of county:	
Menallen Township	
Tyrone Township	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Huntington Township	
Butler Township	
Arendtsville Borough	
Bendersville Borough	
Biglerville Borough	
York Springs Borough	
North Braddock	03
County—Allegheny:	
Parts of county:	
C.T. 5041-5043	
C.T. 5060	
C.T. 5070	
C.T. 5080	
C.T. 5091-5093	
C.T. 5100	
C.T. 5110	
C.T. 5120	
C.T. 5128-5129	
North Cambria	02
County—Cambria:	
Parts of county:	
Allegheny Twp	
Ashville Boro	
Barnesboro Boro	
Barr Twp	
Carrolltton Boro	
Chest Spring Boro	
Chest Twp	
Clearfield Twp	
Dean Twp	
East Carroll Twp	
Elder Twp	
Gallitzen Boro	
Gallitzen Twp	
Hastings Boro	
Loretto Boro	
Patton Boro	
Reade Twp	
Spangler Boro	
Susquehanna Twp	
Tunnelhill Boro	
West Carroll Twp	
White Twp	
North East Erie	01
County—Erie:	
Parts of county:	
C.T. 116 (North East Borough)	
C.T. 117 (North East and Greenfield Town)	
North Philadelphia	04
County—Philadelphia:	
Parts of county:	
C.T. 131-133	
C.T. 135-141	
C.T. 145-149	
C.T. 151-155	
C.T. 165-169	
C.T. 171-174	
Northern Lebanon Co.	01
County—Lebanon:	
Parts of county:	
Cold Spring Twp	
East Hanover Twp	
Union Twp	
Swatara Twp	
Bethel Twp	
Jonestown, Boro	
County—Tioga:	
Parts of county:	
Elk Township	
Morris Township	
Liberty Township (Western ½)	
Penns Valley	02
County—Centre:	
Parts of county:	
Center Hall Borough	
Greg Twnship	
Haines Twnship	
Miles Twnship	
Millheim Borough	
Penn Twnship	
Potter Twnship	
Picture Rocks/Hughesville/Muncy	04
County—Lycoming:	
Parts of county:	
Clinton Twp (E. ½)	
Franklin Twp (N. ½)	
Hughesville Boro	
Mill Creek Twp	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Montgomery Boro	
Moreland Twp	
Muncy Boro	
Muncy Creek Twp	
Muncy Twp	
Penn Twp	
Picture Rocks Boro	
Plunketts Creek Twp (S. ½)	
Shrewsburg Twp	
Wolf Twp	
County—Montour:	
Parts of county:	
Anthony Twp	
County—Northumberland:	
Parts of county:	
Lewis Twp	
Turbotville Boro	
Pittston	03
County—Luzerne:	
Parts of county:	
C.T. 101-109	
C.T. 117	
Puxsutawney	02
County—Armstrong:	
Parts of county:	
Redbank Twnship (Eastern ½)	
County—Indiana:	
Parts of county:	
Banks Twnship (Northern ⅔)	
Canoe Twnship (Northern ⅔)	
Northern Mahoning (Northern ½)	
Smicksburg Borough	
West Mahoning Twnship (Northern ½)	
County—Jefferson:	
Parts of county:	
Bell Twnship	
Beaver Twnship (Southern ½)	
Big Run Borough	
Gaskill Twnship	
Henderson Twnship	
Oliver Twnship	
Perry Twnship	
Porter Twnship	
Puxsutawney Borough	
Riggold Twnship	
Timblin Borough	
Worthville Borough	
Young Twnship	
Renovo	02
County—Clinton:	
Parts of county:	
East Keating Twnship	
Renovo Borough	
South Renovo Borough	
Leidy Township	
Chapman Township	
Noyes Township	
Grugan Twp	
Shamokin	01
County—Columbia:	
Parts of county:	
Cleveland Twp (S ¼)	
County—Northumberland:	
Parts of county:	
Coal Twp	
Kulpmont Boro	
Marion Heights Boro	
Mt. Carmel Twp (½)	
Ralpho Twp (S ¾)	
Shamokin City	
Zerbe Twp	
South Central Clearfield	02
County—Clearfield:	
Parts of county:	
Beccaria Twp	
Bigler Twp	
Chest Twp	
Coalport Boro	
Glen Hope Boro	
Gulich Twp	
Irvona Boro	
Jordan Twp	
Ramey Boro	
Westover Boro	
Shenandoah/Mahoning City	04
County—Schuylkill:	
Parts of county:	
Delano Twp	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
East Union Twp	
Gilberton Boro	
Kline Twp	
McAdoo Boro	
Mahanoy City Boro	
Mahanoy Twp	
North Union Twp	
Ringtown Boro	
Ryan Twp	
Shenandoah Boro	
Union Twp	
West Mahanoy Twp	
Shinglehouse	01
County—McKean:	
Parts of county:	
Ceres Township	
Eldred Township	
County—Potter:	
Parts of county:	
Shinglehouse Borough	
Sharon Township	
Oswayo Township	
Oswayo Borough	
Genesee Township	
Pleasant Valley Township	
Clara Township	
Snow Shoe	02
County—Centre:	
Parts of county:	
Snow Shoe Township	
Snow Shoe Borough	
Burnside Township	
Boggs Township (Southern ½)	
Union Township (Southern ½)	
Curtin Twp (Eastern ½)	
Unionville Borough	
County—Clearfield:	
Parts of county:	
Cooper Township (Northern ⅔)	
Covington Township	
Karthaus Township	
South Philadelphia	04
County—Philadelphia:	
Parts of county:	
C.T. 13-14	
C.T. 19-22	
C.T. 33	
South Western Chester	03
County—Chester:	
Parts of county:	
C.T. 3061-3062	
C.T. 3077-3082	
Southern Erie	02
County—Erie:	
Parts of county:	
Conneaut Township	
Elk Creek Township	
Franklin Township	
Springfield Township	
Cranesville Borough	
Albion Borough	
Platea Borough	
Southern Indiana	02
County—Indiana:	
Parts of county:	
Armagh Boro	
Black Lick Twp	
Blairsville Boro	
Burrell Twp	
Conemaugh Twp	
East Wheatfield Twp	
Jacksonville Boro	
Saltsburg Boro	
West Wheatfield Twp	
Young Twp	
Southwest Pittsburgh	02
County—Allegheny:	
Parts of county:	
C.T. 2001-2009	
C.T. 2801-2803	
C.T. 2806	
Terrace Village II	02
County—Allegheny:	
Parts of county:	
C.T. 304.01	
C.T. 305.04	
Towanda	04

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Bradford:	
Parts of county:	
Albany Twp	
Asylum Twp	
Burlington Boro	
Burlington Twp	
Franklin Twp	
Herrick Twp	
Monroe Boro	
Monroe Twp	
New Albany Boro	
North Towanda Twp	
Orwell Twp	
Overton Twp	
Rome Boro	
Rome Twp	
Standing Stone Twp	
Terry Twp	
Towanda Boro	
Towanda Twp	
Wilmont Twp	
Wysox Twp	
Tremont/Pine Grove	03
County—Schuylkill:	
Parts of county:	
Tremont Borough	
Tremont Twnship	
Frailey Twnship	
Porter Twnship	
Pine Grove Borough	
Washington Twnship	
Pine Grove Twnship	
Hegins Twnship	
Barry Twnship	
Hubley Twnship	
Tower City Borough	
Valleys Community	01
County—Franklin:	
Parts of county:	
Fannet Twnship	
Metal Twnship	
Welsh Mountain	01
County—Lancaster:	
Parts of county:	
Salisbury Twp	
Caernarvon Twp	
Earl Twp	
East Earl Twp	
West Greene	01
County—Greene:	
Parts of county:	
Aleppo Twp	
Gilmore Township	
Gray Township	
Jackson Township	
Richhill Township	
Springhill Township	
Center Township	
Freeport Township	
Morris Township	
Washington Township	
Wayne Township	
Western Perry County	03
County—Perry:	
Parts of county:	
Blain Boro	
Bloomfield Boro	
Carroll Twp	
Centre Twp	
Jackson Twp	
Juniata Twp	
Landisbury Boro	
N.E. Madison Twp	
Saville Twp	
S.W. Madison Twp	
Spring Twp	
Toboyne Twp	
Tyrone Twp	
Westfield	03
County—Potter:	
Parts of county:	
Harrison Twp (½)	
Hector Twp (½)	
County—Tioga:	
Parts of county:	
Brookfield Twp	
Chatham Twp	
Clymer Twp	

PRIMARY CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Westfield Boro	
Westfield Twp	
Williamstown	01
County—Dauphin:	
Parts of county:	
Upper Paxton Township	
Millersburg Borough	
Mifflin Township	
Berrysburg Borough	
Washington Township	
Elizabethville Borough	
Jackson Township	
Jefferon Township	
Wayne Township	
Reed Township	
Halifax Township	
Halifax Borough	
Williamstown Borough	
Williams Township	
Lykens Twp	
Gratz Borough	
Wiconisco Township	
Lykens Borough	
York	01
County—York:	
Parts of county:	
C.T. 1-3	
C.T. 5	
C.T. 7	
C.T. 10	
C.T. 15-16	

PRIMARY CARE: Pennsylvania

Population Group Listing

Population Group	Degree of shortage group
Low Inc. Pop. of Erie City	01
County—Erie	
Low Income Pop. of Sharon-Farrell	02
County—Mercer	
Span. Spk. Pop. of S.E. Lancaster City	02
County—Lancaster:	
Parts of county:	
C.T. 8	
C.T. 9	
C.T. 15	
C.T. 16	

PRIMARY CARE: Rhode Island

County Listing

County name	Degree of shortage group
Bristol:	
Population Group: Med Ind Pop. of Bristol/E. Prov	01
Kent:	
Population Group: Med Ind Pop. of Kent Co	01
Facility: Conimicut Health Center	01
Newport:	
Population Group-Low Inc. Pop. of South R.I.	01
Providence:	
Service area: Central Falls	02
Service area: Olneyville	02
Service area: Northwest Woonsocket	01
Service area: Woodlawn	02
Population Group: Med Ind Pop. of Bristol/E. Prov.	01
Facility: Med/Max Securities Inst	03
Washington:	
Service area: Hope Valley	02
Population Group-Low Inc Pop. of South R.I.	01

PRIMARY CARE: Rhode Island

Service Area Listing

Service area name	Degree of shortage group
Central Falls	02
County—Providence:	
Parts of county:	
C.T. 108-111	
Hope Valley	02
County—Washington:	
Parts of county:	
Charlestown	
Exeter	
Hopkinton	
Richmond	
Northwest Woonsocket	01
County—Providence	
Parts of county:	
C.T. 172	
C.T. 174	
C.T. 176	
C.T. 176-183	
Olneyville	02
County—Providence:	
Parts of county:	
C.T. 16-22	
Woodlawn	02
County—Providence	
Parts of county:	
C.T. 151	
C.T. 161	
C.T. 164	

PRIMARY CARE: Rhode Island

Population Group Listing

Population group	Degree of shortage group
Low Income Pop. of South R.I.	01
County—Newport:	
Parts of county:	
Jamestown Twn (Low Inc. Pop)	
County—Washington:	
Parts of county:	
Narragansett Twn (Low Inc. Pop)	
North Kingstown Twn (Low Inc. Pop)	
South Kingstown Twn (Low Inc. Pop)	
Med Indigent Pop. of Kent Co.	01
Med. Ind. Pop. (Bristol/E. Prov.)	01
County—Bristol	
County—Providence:	
Parts of county:	
C.T. 101.01	
C.T. 101.02	
C.T. 102-104	
C.T. 105.01	
C.T. 105.02	
C.T. 106	
C.T. 107.01	
C.T. 107.02	

PRIMARY CARE: Rhode Island

Facility Listing

Facility	Degree of shortage group
Conimicut Health Center	01
County—Kent	
Med./Max Securities Inst	03
County—Providence:	
Parts of county:	
Cranston	

PRIMARY CARE: South Carolina

County Listing

County name	Degree of shortage group
Abbeville:	
Service area: Isla	01
Allendale	02
Anderson:	
Service area: Isla	01
Bamberg	04
Barwell	04
Beaufort:	
Service area: St. Helena	02
Berkeley	01
Calhoun	01
Charleston:	
Service area: Sea Island	01
Service area: McClellanville	02
Cherokee	04
Chester:	
Service area: Richburg	03
Chesterfield	04
Clarendon	01
Dorchester	02
Edgefield:	
Service area: Johnston/Meriwether	02
Fairfield	02
Florence:	
Service area: Lake City	03
Service area: Brittons Neck	01
Greenwood:	
Service area: Hodges/Princeton	04
Horry:	
Service area: Little River	01
Service Area: Loris	01
Jasper	04
Kershaw:	
Service area: Bethune/Mt. Pisgah	01
Service area: Heath Springs	01
Lancaster:	
Service area: Heath Springs	01
Laurens:	
Service area: Hodges/Princeton	04
Lee	04
Lexington:	
Service area: Batesburg	02
Service area: Chapin	02
McCormick	02
Marion:	
Service area: Brittons Neck	01
Marlboro	03
Orangeburg:	
Service area: Orangeburg	01
Richland:	
Service area: Richland	02
Facility: Central Correctional Institution	02
Facility: Kirkland Correctional Institution	03
Facility: Manning Correctional Institution	02
Facility: Women's Correctional Institution	02
Saluda	01
Williamsburg	02
York:	
Service area: Western York Co	01

PRIMARY CARE: South Carolina

Service Area Listing

Service area name	Degree of shortage group
Batesburg	02
County—Lexington:	
Parts of county:	
Batesburg-Leesville CCD	
Gilbert CCD	
Bethune/Mt. Pisgah	01
County—Kershaw:	
Parts of county:	
E.D. 1 (Bethune CCD)	
E.D. 2 (Bethune CCD)	
E.D. 3 (Bethune CCD)	
E.D. 5 (Mt. Pisgah CCD)	
E.D. 6 (Mt. Pisgah CCD)	
Brittons Neck	01
County—Marion:	
Parts of county:	
Brittons Neck	
Centenary	

PRIMARY CARE: South Carolina—Continued

Service Area Listing

Service area name	Degree of shortage group
Chapin	02
County—Lexington:	
Parts of county:	
E.D. 7 (Chapin Division)	
E.D. 8 (Chapin Division)	
E.D. 9 (Chapin Division)	
Heath Springs	01
County—Kershaw:	
Parts of county:	
Thorn Hill Division	
County—Lancaster:	
Parts of county:	
Heath Spring Division	
Kershaw Division	
Hodges/Princeton	04
County—Greenwood:	
Parts of county:	
E.D. 1-6	
County—Laurens	
Parts of county:	
E.D. 29 (Princeton)	
E.D. 30 (Princeton)	
E.D. 31 (Princeton)	
Isla	01
County—Abbeville:	
Parts of county:	
Antreville-Lowndesville	
Calhoun Falls	
County—Anderson:	
Parts of county:	
Iva	
Starr	
Johnston/Meriwether	02
County—Edgefield:	
Parts of county:	
E.D. 9-17	
Lake City	03
County—Florence:	
Parts of county:	
Coward Division	
Lake City Division	
Olanta Division	
Scranton Division	
Little River	01
County—Horry:	
Parts of county:	
Little River Division	
Longs Division	
Loris	01
County—Horry	
Parts of county:	
Loris Division	
Floyds Division	
E.D. 726 Aynor Division	
E.D. 727 Aynor Division	
E.D. 730 Aynor Division	
E.D. 731 Aynor Division	
E.D. 690 Longs Division	
E.D. 691 Longs Division	
E.D. 692 Longs Division	
E.D. 694 Longs Division	
E.D. 695 Longs Division	
McClellanville	02
County—Charleston:	
Parts of county:	
McClellanville Division	
Orangeburg	01
County—Orangsburg:	
Parts of county:	
Bowman Division	
Elloree Division	
Eutaville Division	
Holly Hill Division	
Vance Division	
Richburg	03
County—Chester:	
Parts of county:	
E.D. 397 Part Chester Division	
E.D. 398 Part Chester Division	
E.D. 402 Part Chester Division	
E.D. 406 Part Chester Division	
Great Falls Division	
Landsford Division	
Richburg Division	
Richland	02
County—Richland:	
Parts of county:	
C.T. 118	
C.T. 119.02	
C.T. 120	
Sea Island	01
County—Charleston:	
Parts of county:	
C.T. 19.01	
C.T. 19.02	
C.T. 20.01	
C.T. 20.02	
C.T. 20.03	
C.T. 20.04	
C.T. 21.01	
C.T. 21.02	
C.T. 22-25	
St. Helena	02
County—Beaufort:	
Parts of county:	
St. Helena	
Western York Co	01
County—York:	
Parts of county:	
C.T. 14-16	
C.T. 17 (E.D. 9 Part)	
C.T. 19	

PRIMARY CARE: South Carolina

Facility Listing

Facility	Degree of shortage group
Central Correctional Inst	02
County—Richland	
Kirkland Correctional Inst	03
County—Richland	
Manning Correctional Inst	02
County—Richland	
Women's Correctional Inst	02
County—Richland	

PRIMARY CARE: South Dakota

County Listing

County name	Degree of shortage group
Aurora	01
Bennett	02
Service area: Martin (S.D./Neb.)	
Bon Homme	03
Brule	02
Service area: Chamberlain	
Buffalo	01
Service area: Buffalo/Jerauld	
Campbell	01
Charles Mix:	
Service area: Lake Andes	02
Clarke	01
Corson	01
Custer	01
Day	02
Deuel:	
Service area: Canby (S.D./Minn.)	04
Service area: Deuel	01
Dewey	01
Douglas	02
Edmunds	01
Fall River:	
Service area: Edgemont	02
Faulk	03
Grant	04

PRIMARY CARE: South Dakota—Continued

County Listing

County name	Degree of shortage group
Gregory:	
Service area: Lake Andes	02
Haakon	01
Service area: Phillip	
Hamlin	01
Hanson	01
Harding	01
Hyde	01
Jackson:	
Service area: Martin (S.D./Neb.)	02
Service area: Phillip	01
Jerauld	01
Service area: Buffalo/Jerauld	
Jones	01
Lincoln	04
Service area: Turner/Lincoln	
Facility: South Dakota State Penitentiary	02
Lyman	02
Service area: Chamberlain	
McCook	03
McPherson	01
Marshall	01
Meade	04
Mellette	01
Miner	02
Minnehaha:	
Population Group: Med Ind Pop. of Minnehana	01
Moody	01
Pennington:	
Service area: Phillip	01
Perkins	01
Roberts	01
Sanborn	01
Shannon	01
Spink:	
Facility: Redfield State Hospital & School	01
Stanley	01
Sully	01
Todd	01
Tripp	03
Turner	04
Service area: Turner/Lincoln	
Union:	
Service area: Akron (S. Dakota/Iowa)	04
Yankton:	
Facility: Human Services Center	03
Ziebach	01

PRIMARY CARE: South Dakota

Service Area Listing

Service area name	Degree of shortage group
Akron (S. Dakota/Iowa)	04
County—Union:	
Parts of county:	
Alcester (Pt)	
Beresford (Pt)	
Elk Point (Pt)	
Jefferson (Pt)	
Sioux Valley (Pt)	
Spink (Pt)	
Buffalo/Jerauld	01
County—Buffalo	
County—Jerauld	
Canby (S.D./Minn.)	04
County—Deuel:	
Parts of county:	
Garry City	
Glenwood Town	
Herrick Town	
Chamberlain	02
County—Brule	
County—Lyman	
Deuel	01
County—Deuel:	
Parts of county:	
Altamont Town	
Altamont Twnshp	

PRIMARY CARE: South Dakota—Continued

Service Area Listing

Service area name	Degree of shortage group
Antelope Valley Twnshp	
Astoria Town	
Blom Twnshp	
Brandt Town	
Brandt Twnshp	
Clear Lake City	
Clear Lake Twnshp	
Glenwood Twnshp	
Goodwin Town	
Goodwin Twnshp	
Grange Twnshp	
Havana Twnshp	
Hidewood Twnshp	
Lowe Twnshp	
Portland Twnshp	
Rome Twnshp	
Scandinavia Twnshp	
Toronto Twnshp	
Edgemont	02
County—Fall River:	
Parts of county:	
Argentine Twp	
Cottonwood Twp	
Dudley Twp	
Edgemont City	
Provo Twp	
Unorganized Terr.	
Lake Andes	02
County—Charles:	
Parts of county:	
Lake Andes City	
Dante Twp	
Geddes City	
Kennedy Twp	
White Swan Twp	
Plain Center Twp	
Wagner City	
Choteau Creek Twp	
Highland Twp	
Lawrence Twp	
Wahehe Twp	
Hamilton Twp	
Signal Twp	
Rhoda Twp	
Moore Twp	
Jackson Twp	
Goose Lake Twp	
Howard Twp	
Lone Tree Twp	
Ree Twp	
Rouse Twp	
County—Gregory:	
Parts of county:	
Fairfax Twp	
Pleasant Valley Twp	
Whetstone Twp	
Schriever Twp	
Star Valley Twp	
Unorg. Terr. S. E. Gregory	
St. Charles Twp	
Unorg. Terr. E. Gregory	
Elliston Twp	
Martin (S. Dakota/Neb.)	02
County—Bennett	
County—Jackson:	
Parts of county:	
S. Jackson Co. (Formerly Washabaugh)	
Philip	01
County—Haakon	
County—Jackson:	
Parts of county:	
Unorg. Terr. of NW Jackson	
Unorg. Terr. of E. Jackson	
Unorg. Terr. of Brady	
Grandview Twp	
Jewett Twp	
Cottonwood Twp	
Indian Creek Twp	
Big Buffalo Twp	
Little Buffalo Twp	
Kadoka City	
Kadoka Twp	
Belvidere Twp	
Belvidere Town	
County—Pennington:	
Parts of county:	
Peno Twp	
Cowanka Twp	

PRIMARY CARE: South Dakota—Continued

Service Area Listing

Service area name	Degree of shortage group
Wasta Twp	
Lake Flat Twp	
Lake Hill Twp	
Lake Creek Twp	
Conata Twp	
Wall Town	
Quinn Twp	
Imlay Twp	
Wasta Town	
Quinn Town	
Unorg. Terr. of N. E. Pennington	
Unorg. Terr. of Dalzell Canyon	
Unorg. Terr. of Badlands	
Flat Butte Twp	
Cheyenne Twp	
Rainy Creek Twp	
Sunnyside Twp	
Ash Twp	
Shyne Twp	
Crooked Creek Twp	
Castle Butte Twp	
Cedar Butte Twp	
Turner—Lincoln	04
County—Lincoln	
County—Turner	

PRIMARY CARE: South Dakota

Population Group Listing

Population Group	Degree of shortage group
Med Ind Pop. of Minnehaha Co	01

PRIMARY CARE: South Dakota

Facility Listing

Facility	Degree of shortage group
Human Services Center	03
County—Yankton	
Redfield State Hosp. & School	01
County—Spink	
South Dakota State Penitentiary	02
County—Lincoln	

PRIMARY CARE: Tennessee

County Listing

County name	Degree of shortage group
Benton	03
Bledsoe	02
Campbell	02
Carter	03
Cheatham	02
Chester	02
Claiborne	02
Clay	04
Cocke	01
Crockett	03
Davidson:	
Population Group: Med Ind Pop. of Dividson	01
Decatur	01
Fayette	02
Fentress	03
Grainger	01
Grundy	02
Hamilton:	
Population Group: Med Ind. Pop. of Alton Pk/ Dodson Ave	02
Hancock	04
Hardeman	03

PRIMARY CARE: Tennessee—Continued

County Listing

County name	Degree of shortage group
Hardin	02
Service area: Shiloh Pickwick (Tenn/Miss)	
Hawkins	04
Haywood	02
Henderson	04
Hickman	02
Jackson	02
Lake	02
Lauderdale	04
Loudon	03
McNairy	02
Service area: Shiloh Pickwick (Tenn/Miss)	
Macon	01
Meigs	01
Monroe	03
Morgan	01
Overton	02
Pickett	02
Polk:	
Service area: West Polk	01
Roane	04
Scott	02
Sevier	04
Stewart	01
Tipton	04
Unicoi	04
Union	01
Van Buren	02
Warren	02
Wayne	02
Weakley	03

PRIMARY CARE: Tennessee

Service Area Listing

Service area name	Degree of shortage group
Shiloh Pickwick (Tenn/Miss)	02
County—Hardin	
County—McNairy	
West Polk	01
County—Polk:	
Parts of county:	
Benton Div. (E.D. 1–4)	
Parksville Div. (E.D. 5–7)	

PRIMARY CARE: Tennessee

Population Group Listing

Population group	Degree of shortage group
Med. Indigent Pop. of Alton Pk/Dodson Ave	02
County—Hamilton:	
Parts of county:	
C.T. 1–4	
C.T. 10–16	
C.T. 18–27	
C.T. 114.01	
C.T. 115	
C.T. 120	
C.T. 121	
Med. Indigent Pop. of Davidson	01
County—Davidson:	
Parts of county:	
C.T. 118–126	
C.T. 128–131	
C.T. 133	
C.T. 135–149	
C.T. 160–164	

PRIMARY CARE: Tennessee—Continued

Population Group Listing

Population group	Degree of shortage group
C.T. 168-171	

PRIMARY CARE: Texas

County Listing

County name	Degree of shortage group
Anderson:	
Facility: Beto Prison	03
Facility: Coffield Prison	02
Archer	04
Armstrong	01
Atascosa	04
Bandera	02
Bee	04
Bexar:	
Service area: East Side (San Antonio)	02
Service area: Southern Rural Bexar (San Antonio)	01
Service area: South Side (San Antonio)	01
Service area: West Side (San Antonio)	01
Blanco	02
Borden	01
Bowie:	
Service area: De Kalb	01
Brazoria:	
Facility: Clemons Prison	03
Facility: Darrington Prison	03
Facility: Ramsey I Prison	02
Facility: Ramsey II Prison	02
Facility: Retrieve Prison	02
Cameron	01
Carson	01
Castro	01
Crane	02
Crosby	04
Culberson	03
Dallas:	
Service area: Fair Park/White Rock Creek	01
Service area: Lisbon	01
Service area: Simpson Stuart	01
Service area: South Dallas	02
Service area: Trinity	01
Service area: West Dallas	01
Population Group: Indian Pop. of Dallas/Ft. Worth	01
Dawson	04
Deaf Smith	04
Dickens	02
Service area: Dickens/King	
Donley	04
Duval	04
Ellis	04
El Paso:	
Service area: Southeast El Paso	02
Service area: South El Paso	02
Fort Bend:	
Facility: Jester II Prison	02
Galveston:	
Service area: Bolivar Penninsula	01
Service area: Highland Bayou	04
Glasscock	01
Gonzales:	
Service area: Nixon	04
Hale:	
Population Group: Mig Pop. of Hale Co	01
Hardin	02
Henderson:	
Service area: Cedar Creek	02
Service area: Trinidad	01
Hidalgo	02
Hockley	04
Houston:	
Facility: Eastham Prison	02
Hudspeth	01
Hunt	04
Jackson	02
Jeff Davis	01
Service Area: Presidio/Jeff Davis	

PRIMARY CARE: Texas—Continued

County Listing

County name	Degree of shortage group
Jefferson:	
Service area: Beaumont Inner City	01
Service area: Port Arthur Inner City	01
Jim Hogg	02
Kaufman:	
Service area: Cedar Creek	02
King	02
Service area: Dickens/King	
Kleberg	04
Lampasas	01
La Salle	02
Liberty	04
Lipscomb:	
Service area: Western Oklahoma	03
Live Oak	04
Llano	01
Loving	01
Lubbock:	
Service area: East Lubbock	01
Lynn	01
Madison:	
Facility: Ferguson Prison	02
Marion	04
Mason	01
Maverick	03
Medina	04
Mills	04
Service area: San Saba/Mills	
Montgomery	03
Motley	01
Newton	04
Oldham	01
Parmer	01
Polk	04
Presidio	01
Service area: Presidio/Jeff Davis	
Rains	01
Red River:	
Service area: De Kalb	01
Reeves	04
Sabine	03
San Jacinto	01
San Saba	04
Service area: San Saba/Mills	
Sherman	01
Service area: Panhandle (Texas/Oklahoma)	
Smith:	
Service area: Hawkins	01
Starr	02
Tarrant:	
Service area: Far Northside/Diamond Hill	03
Service area: Poly	01
Service area: Stop Six	04
Population Group: Indian Pop. of Dallas/Ft. Worth	01
Terrell	01
Travis:	
Service area: East Austin	03
Trinity	03
Tyler	03
Upshur:	
Service area: Hawkins	01
Upton	02
Val Verde	02
Van Zandt	04
Walker	02
Facility: Diagnostic Prison	03
Facility: Ellis Prison	02
Facility: Goree Prison	02
Facility: Wynne Prison	02
Waller	01
Ward	03
Webb	02
Willacy	03
Wilson	02
Wood:	
Service area: Hawkins	01
Yoakum	02
Zapata	01
Zavala	02

PRIMARY CARE: Texas

Service Area Listing

Service area name	Degree of shortage group
Beaumont Inner City	01
County—Jefferson:	
Parts of county:	
C.T. 7	
C.T. 8	
C.T. 10	
C.T. 15-19	
Bolivar Penninsula	01
County—Galveston:	
Parts of county:	
C.T. 1-8	
Cedar Creek	02
County—Henderson:	
Parts of county:	
Cedar Creek Lake	
Eustice	
County—Kaufman:	
Parts of county:	
Kemp-Mabank	
DeKalb	01
County—Bowie:	
Parts of county:	
C.T. 116-117	
County—Red River:	
Parts of county:	
Annona-Avery	
Dickens/King	02
County—Dickens	
County—King	
East Austin	03
County—Travis:	
Parts of county:	
C.T. 6-10	
C.T. 21.02	
East Lubbock	01
County—Lubbock:	
Parts of county:	
C.T. 8-11	
C.T. 12.01	
C.T. 12.02	
East Side (San Antonio)	02
County—Bexar:	
Parts of county:	
C.T. 1301	
C.T. 1303-1313	
Fair Park/White Rock Creek	01
County—Dallas:	
Parts of county:	
C.T. 23	
C.T. 25	
C.T. 26	
C.T. 27.01	
C.T. 27.02	
C.T. 28	
C.T. 93.02	
C.T. 115	
Far Northside/Diamond Hill	03
County—Tarrant	
Parts of county:	
C.T. 2.01	
C.T. 2.02	
C.T. 3	
C.T. 5.01	
C.T. 5.02	
C.T. 50.01	
Hawkins	01
County—Smith:	
Parts of county:	
Winona	
County—Upshur:	
Parts of county:	
Big Sandy	
County—Wood:	
Parts of county:	
Hawkins	
Highland Bayou	04
County—Galveston:	
Parts of county:	
C.T. 1225	
C.T. 1226	
Lisbon	01
County—Dallas:	
Parts of county:	
C.T. 56	
C.T. 57	
C.T. 59.01	
C.T. 59.02	
C.T. 87.01	

PRIMARY CARE: Texas—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 87.02	
C.T. 88	
Nixon	04
County—Gonzales	
Parts of county:	
CCD 020	
CCD 025	
Panhandle (Texas/Oklahoma)	01
County—Sherman	
Poly	01
County—Tarrant:	
Parts of county:	
C.T. 14.02	
C.T. 15	
C.T. 35	
C.T. 37.01	
C.T. 37.02	
C.T. 46.04	
Port Aurthur Inner City	01
County—Jefferson:	
Parts of county:	
C.T. 51–53	
C.T. 57–62	
Presidio/Jeff Davis	01
County—Jeff Davis	
County—Presidio	
San Saba/Mills	04
County—Mills	
County—San Saba	
Simpson Stuart	01
County—Dallas:	
Parts of county:	
C.T. 112–113	
C.T. 114.01	
C.T. 114.02	
C.T. 167.01	
C.T. 167.02	
C.T. 169.01	
C.T. 169.02	
South Dallas	02
County—Dallas:	
Parts of county:	
C.T. 29	
C.T. 30	
C.T. 31.02	
C.T. 32.02	
C.T. 33–38	
C.T. 39.01	
C.T. 39.02	
C.T. 40	
South El Paso	02
County—El Paso:	
Parts of county:	
C.T. 17–21	
South Side (San Antonio)	01
County—Bexar:	
Parts of county:	
C.T. 1501	
C.T. 1503–1507	
C.T. 1510	
C.T. 1601–1605	
Southeast El Paso	02
County—El Paso:	
Parts of county:	
C.T. 39	
C.T. 40	
C.T. 104	
C.T. 105	
Southern Rural Bexar (San Antonio)	01
County—Bexar:	
Parts of county:	
C.T. 1314–1316	
C.T. 1318	
C.T. 1416–1419	
C.T. 1519–1522	
C.T. 1610–1612	
C.T. 1619–1620	
Stop Six	04
County—Tarrant:	
Parts of county:	
C.T. 36.01	
C.T. 36.02	
C.T. 46.01	
C.T. 46.02	
C.T. 46.03	
C.T. 61.01	
C.T. 61.02	
C.T. 62–64	

PRIMARY CARE: Texas—Continued

Service Area Listing

Service area name	Degree of shortage group
Trinidad	01
County—Henderson:	
Parts of county:	
Malakoff CCD	
Trinity	01
County—Dallas:	
Parts of county:	
C.T. 41	
C.T. 49	
C.T. 54	
C.T. 55	
C.T. 86	
C.T. 89	
West Dallas	01
County—Dallas:	
Parts of county:	
C.T. 43	
C.T. 101–106	
West Side (San Antonio)	01
County—Bexar:	
Parts of county:	
C.T. 1606	
C.T. 1607	
C.T. 1701	
C.T. 1703	
C.T. 1704	
C.T. 1707–1712	
C.T. 1715	
C.T. 1716	
Western Oklahoma (Texas/Oklahoma)	03
County—Lipscomb:	
Parts of county:	
Higgins CCD	

PRIMARY CARE: Texas

Population Group Listing

Population group	Degree of shortage group
Indian Pop of Dallas/Ft. Worth	01
County—Dallas	
County—Tarrant	
Migrant Pop. of Hale Co.	01

PRIMARY CARE: Texas

Facility Listing

Facility	Degree of shortage group
Beto Prison	03
County—Anderson	
Clemons Prison	03
County—Brazoria	
Coffield Prison	02
County—Anderson	
Darrington Prison	03
County—Brazoria	
Diagnostic Prison	03
County—Walker	
Eastham Prison	02
County—Houston	
Ellis Prison	02
County—Walker	
Ferguson Prison	02
County—Madison	
Goree Prison	02
County—Walker	
Jester II Prison	02
County—Fort Bend	
Ramsey I Prison	02
County—Brazoria	
Ramsey II Prison	02
County—Brazoria	
Retrieve Prison	02
County—Brazoria	
Wynne Prison	02

PRIMARY CARE: Texas—Continued

Facility Listing

Facility	Degree of shortage group
County—Walker	

PRIMARY CARE: Utah

County Listing

County name	Degree of shortage group
Carbon	02
Daggett	01
Duchesne:	
Service Area: Duchesne City	01
Emery:	
Service Area: Castle Dale	02
Garfield	01
Juab:	
Service Area: Wendover (Utah/Nevada)	01
Millard:	
Service Area: Fillmore	02
Piute	01
Rich	01
Salt Lake:	
Service Area: N.W./Westside Salt Lake	02
San Juan:	
Service Area: Blanding	04
Service Area: Montezuma Crk/Navajo Mtn	01
Sevier	02
Tooele:	
Service Area: Tooele	01
Service Area: Wendover (Utah/Nevada)	01
Uintah	02
Washinton:	
Service Area: Hurricane	01
Wayne	01
Weber:	
Service Area: Central and West Ogden	02

PRIMARY CARE: Utah

Service Area Listing

Service Area name	Degree of shortage group
Blanding	04
County—San Juan:	
Parts of County:	
Blanding Div.	
Castle Dale	02
County—Emery:	
Parts of County:	
Castle Dale-Huntington Div.	
Emery-Ferron Div. (N. ½)	
Central and West Ogden	02
County—Weber:	
Parts of County:	
C.T. 3	
C.T. 4	
C.T. 10	
C.T. 11	
C.T. 12	
C.T. 18	
C.T. 19	
Duchesne	01
County—Duchesne:	
Parts of County:	
Altamont Div.	
Duchesne Div.	
Tabonia Div.	
Fillmore	02
County—Millard:	
Parts of County:	
Fillmore City	
Holden Twn	
Kanosh Twn	
Meadow Twn	
Scipio Twn	
Unicorp Area (Scipio Div)	
Hurricane	01
County—Washington	
Parts of county	
Hurricane Division	

PRIMARY CARE: Utah—Continued

Service Area Listing

Service Area name	Degree of shortage group
Montezuma Crk/Navajo Mtn	01
County—San Juan:	
Parts of County:	
Navajo Div.	
N.W./Westside Salt Lake	02
County—Salt Lake:	
Parts of County:	
C.T. 1005	
C.T. 1006	
Tooele	01
County—Tooele:	
Parts of County:	
Onaqui Div.	
Tooele-Grantsville Div.	
Wendover (Utah/Nevada)	01
County—Juab:	
Parts of County:	
West Juab Twp	
County—Tooele:	
Parts of County:	
Dugway-Wendover Div (Western Part)	

PRIMARY CARE: Vermont

County Listing

County name	Degree of shortage group
Bennington:	
Service area: Londonderry	03
Caledonia:	
Service area: Hardwick	02
Service area: Northeast Kingdom	04
Essex:	
Service area: Upper Connecticut Valley	03
Service area: Essex	01
Franklin:	
Service area: Richford/Enosburg	04
Grand Isle	02
Lamoille:	
Service area: Hardwick	02
Service area: Northeast Kingdom	04
Orleans:	
Service area: Hardwick	02
Service area: Northeast Kingdom	04
Rutland:	
Service area: Black River Valley	02
Service area: Route 100	01
Service area: Otter Creek Valley	02
Washington:	
Service area: Hardwick	02
Service area: Mad River Valley	02
Windham:	
Service area: West River Valley	01
Service area: Londonderry	03
Windsor:	
Service area: Black River Valley	02
Service area: Route 100	01
Service area: Londonderry	03

PRIMARY CARE: Vermont

Service Area Listing

Service area name	Degree of shortage group
Black River Valley	02
County—Rutland:	
Parts of county:	
Mt. Holly Town	
County—Windsor:	
Parts of county:	
Cavendish Twn	
Ludlow Twn	
Reading Twn	
Weathersfield Twn	
Essex	01
County—Essex:	
Parts of county:	
Brighton Twn	
Concord Twn	
East Haven Twn	
Ferdinand Twn	
Granby Twn	
Guildhall Twn	
Lewis Twn	
Lunenburg Twn	
Maidstone Twn	
Victory Twn	
Hardwick	02
County—Caledonia:	
Parts of county:	
Danville Twn	
Hardwick Twn	
Peacham Twn	
Walden Twn	
County—Lamoille:	
Parts of county:	
Elmore Twn	
Wolcott Twn	
County—Orleans:	
Parts of county:	
Craftbury Twn	
Greensboro Twn	
County—Washington:	
Parts of county:	
Cabot Twn	
Calais Twn	
E. Montpelier Twn	
Marshfield Twn	
Plainsfield Twn	
Woodbury Twn	
Londonderry	03
County—Bennington:	
Parts of county:	
Landgrove Town	
Peru Town	
Winhall Town	
County—Windham:	
Parts of county:	
Londonderry Town	
Windham Town	
County—Windsor:	
Parts of county:	
Weston Town	
Mad River Valley	02
County: Washington	
Parts of county:	
Fayston	
Movetown	
Waitsfield	
Warren	
Northeast Kingdom	04
County—Caledonia :	
Parts of county:	
Newark Twp	
County—Lamoille:	
Parts of county:	
Belvidere Twp	
Eden Twp	
County—Orleans:	
Parts of county:	
Albany Twp	
Barton Twp	
Brownington Twp	
Charlestown Twp	
Coventry Twp	
Derby Twp	
Glover Twp	
Holland Twp	
Irasburg Twp	
Jay Twp	
Lowell Twp	
Morgan Twp	
Newport City	
Newport Twp	
Troy Twp	
Westfield Twp	
Westmore Twp	
Otter Creek Valley	02
County—Addison:	
Parts of county:	
Goshen Twn	
Leicester Twn	
Orwell Twn	
Shoreham Twn	
Whiting Twn	
County—Rutland:	
Parts of county:	
Brandon Twn	
Hubbardton Twn	
Pittsford Twn	
Sudbury Twn	
Richford-Enosburg	04
County—Franklin:	
Parts of county:	
Bakersfield Twn	
Berkshire Twn	
Enosburg Twn	
Fairfield Twn	
Franklin Twn	
Montgomery Twn	
Richford Twn	
Sheldon Twn	
Route 100	01
County—Rutland:	
Parts of county:	
Granville Twn	
Hancock Twn	
Pittsfield Twn	
County—Windsor:	
Parts of county:	
Rochester Twn	
Stockbridge Twn	
Upper Connecticut Valley (Vermont/N.H.)	03
County—Essex:	
Parts of county:	
Canaan Twn	
Lexington Twn	
Bloomfield Twn	
Brunswick Twn	
Averill Twn	
Norton Twn	
West River Valley	01
County—Windham:	
Parts of county:	
Jamaica Twn	
Newfane Twn	
Stratton Twn	
Townshend Twn	
Wardsboro Twn	

PRIMARY CARE: Virginia

County Listing

County name	Degree of shortage group
Accomack	01
Albemarle:	
Service area: Southern Albemarle	01
Amelia	01
Augusta:	
Service area: Craigsville	01
Bath:	
Service area: Craigsville	01
Bedford:	
Service area: Big Island	01
Bland	01
Botetourt	02
Brunswick	01
Buckingham	01
Service area: Tri-County (Buck/Fluv/Cumb)	
Caroline	02
Carroll:	
Service area: Hillsville	02
Charlotte:	
Service area: Drakes Branch	01
Charles City	01
Craig	02
Cumberland	01
Service area: Tri-County (Buck/Fluv/Cumb)	
Dickenson	03
Elizabeth City:	
Service area: East End	02
Floyd	01
Fluvanna	01
Service Area: Tri-County (Buck/Fluv/Cumb)	
Giles	03
Grayson:	
Service area: Trout Dale/Independence	02

PRIMARY CARE: Virginia—Continued

County Listing

County name	Degree of shortage group
Greene	01
Halifax:	
Service area: Nathalie	01
Hanover	04
Isle of Wight	02
King and Queen	01
King George	03
King William:	
Service area: Northern King William	01
Lee	01
Louisa	02
Lunenburg	01
Madison	02
Middlesex	04
Nelson	02
New Kent	01
Norfolk:	
Service area: Pungo	01
Service area: Norfolk (Area 1)	01
Service area: Norfolk (Area 2)	01
Service area: Norfolk (Area 3)	01
Northampton:	
Service area: Capeville	01
Page	02
Pittsylvania	01
Powhatan	02
Richmond	02
Rockbridge:	02
Service area: Craigsville	01
Russell	01
Scott:	
Service area: Dungannon	01
Smyth:	
Service area: Saltville Medical	02
Southampton:	
Service area: Capron	01
Service Area: Berlin/Ivor	01
Surry	02
Sussex	03
Westmoreland	03
Chesapeake:	
Service area: Southeast Chesapeake	01
Lynchburg:	01
Population group: Low Inc. Pop. of Lynchburg	01

PRIMARY CARE: Virginia

Service Area Listing

Service area name	Degree of shortage group
Berlin-Ivor	01
County—Southhampton:	
Parts of county:	
Berlin-Ivor	
Big Island	01
County—Bedford:	
Parts of county:	
Center Dist. (N. ½)	
Jefferson Dist. (N. ½)	
Peaks Dist. (N. ½)	
Capveille	01
County—Northampton:	
Parts of county:	
Capeville Dist.	
Capron	01
County—Southampton:	
Parts of county:	
Capron Dist.	
Drewrysville Dist.	
Newsons Dist.	
Craigsville	01
County—Augusta:	
Parts of county:	
Craigsville Twn.	
Pastures Dist.	
Riverhead Dist. (portion)	
County—Bath:	
Parts of county:	
Millboro Dist. (portion)	
Williamsville Dist. (portion)	

PRIMARY CARE: Virginia—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Rockbridge:	
Parts of county:	
Goshen Twn	
Kerrs Creek Dist.	
Walkers Creek Dist. (portion)	
Drakes Branch	01
County—Charlotte:	
Parts of county:	
Bacon Dist.	
Central Dist.	
Roanoke Dist.	
Dungannon	01
County—Scott	
Parts of county:	
DeKalb District	
Floyd District	
Johnson District	
East End	02
County—Elizabeth City:	
Parts of county:	
C.T. 302-308	
Hillsville	02
County—Carroll:	
Parts of county:	
Laural Fork Dist.	
Hillsville Town	
Fancy Gap Town	
Nathalie	01
County—Halifax:	
Parts of county:	
Meadville Dist.	
Staunton Dist.	
Norfolk Area 1	01
County—Norfolk:	
Parts of county:	
C.T. 32-33	
C.T. 60-61	
Norfolk Area 2	01
County—Norfolk:	
Parts of county:	
C.T. 34	
C.T. 35.01	
C.T. 35.02	
Norfolk Area 3	01
County—Norfolk:	
Parts of county:	
C.T. 50	
C.T. 52-53	
Northern King William	01
County—King William	
Parts of county:	
Mongohick Dist.	
Acquiton Dist.	
Pungo	01
County—Norfolk:	
Parts of county:	
Blackwater Boro.	
Piungo Boro.	
Saltville	02
County—Smyth:	
Parts of county:	
North Fork Dist.	
Saltville Dist.	
Southeast Chesapeake	01
County—Chesapeake:	
Parts of county:	
C.T. 210.02	
C.T. 211	
C.T. 212	
Southern Albemarle	01
County—Albemarle:	
Parts of county:	
Scottsville Dist.	
Tri-County	01
County—Buckingham	
County—Cumberland	
County—Fluvanna	
Trout Dale/Independence	02
County—Grayson:	
Parts of county:	
Elk Creek Dist.	

PRIMARY CARE: Virginia—Continued

Service Area Listing

Service area name	Degree of shortage group
Wilson Creek Dist.	

PRIMARY CARE: Virginia

Population group	Degree of shortage group
Low Income Pop. of Lynchburg City	01

PRIMARY CARE: Washington

County Listing

County name	Degree of shortage group
Adams:	
Service area: Othello	02
Population group: Mig Pop. of Grant/Adams	02
Benton:	
Population group: Mig/Seas Farmworkers	01
Chelan:	
Population group: Service area: Mig Pop. of Chelan/Douglas	01
Clallam:	
Service area: Forks	03
Facility: Washington St. Correctional Institution	03
Clark:	
Facility: Washington St. Correctional Institution	03
Columbia:	
Population group: Mig Pop. of Columbia/Walla Walla	01
Cowlitz:	
Service area: Cowlitz/Lewis	01
Service area: Ryderwood	01
Douglas:	
Service area: Grand Coulee	01
Population group: Mig Pop. of Chelan/Douglas	01
Ferry:	
Service area: Republic	02
Population group: Am. Indian pop (Colville Reservation)	01
Franklin:	
Population group: Mig/Seas Farmworkers	01
Grant:	
Service area: Grand Coulee	01
Service area: Othello	02
Population group: Mig Pop. of Grant/Adams	02
Grays Harbor	03
Jefferson:	
Service area: Forks	03
King:	
Service area: Pike Market	04
Service area: Seattle-Central	03
Service area: South Seattle	03
Facility: Seattle & King Co. Jails	02
Facility: Washington St. Correctional Institution	03
Kittitas:	
Service area: Cle Elum	03
Klickitat	04
Lewis:	
Service area: Cowlitz/Lewis	01
Service area: Packwood	03
Service area: PeEll	01
Lincoln:	
Service area: Odessa	01
Mason:	
Facility: Washington St. Correctional Institution	03
Okanogan:	
Service area: Grand Coulee	01
Service area: Oroville	01
Population group: Mig Pop. of Okanogan Valley	01
Population group: Am. Indian pop (Colville Reservation)	01
Pacific:	
Service area: Nasolle/Grays River	01
Service area: Raymond/South Bend	02
Pend Oreille	02
Pierce:	
Service area: Longbranch	01

PRIMARY CARE: Washington—Continued

County Listing

County name	Degree of shortage group
Population group: Low Inc/Elderly Pop. of Orting	01
Population group: Med Ind Pop. of Pierce	01
Facility: McNeil Island Corr Ctr	02
San Juan	04
Skagit:	
Service area: Concrete	01
Population group: Mig Pop. of Whatcom/Skagit	04
Skamania	02
Snohomish:	
Service area: Darrington	01
Population group: Tulalip Tribe of Snohomish Co	01
Facility: Washington St. Correctional Institution	03
Spokane:	
Service area: Medical Lake	01
Population group: Indian Pop. of Spokane Co.	01
Stevens:	
Service area: Chewelah	02
Wahkiakum:	
Service area: Naselle/Grays River	01
Walla Walla:	
Population group: Mig Pop. of Columbia/Walla Walla	01
Facility: Washington St. Correctional Institution	03
Whatcom:	
Population group: Mig Pop. of Whatcom/Skagit	04
Yakima:	
Population group: Mig Pop. of Lower Yakima Valley	02

PRIMARY CARE: Washington

Service Area Listing

Service area name	Degree of shortage group
Chewelah	02
County—Stevens:	
Parts of county:	
CCD #4	
CCD #5	
E.D. 25 (CCD #6)	
E.D. 26 (CCD #6)	
Cle Elum	03
County—Kittitas:	
Parts of county:	
Division 2-6	
Concrete	01
County—Skagit:	
Parts of county:	
Div. 1	
Div. 2	
Cowlitz/Lewis	01
County—Cowlitz:	
Parts of county:	
C.T. 1-3	
County—Lewis:	
Parts of county:	
C.T. 10	
Darrington	01
County—Snohomish:	
Parts of county:	
C.T. 537	
Forks	03
County—Clallam:	
Parts of county:	
Div. 5	
Div. 6	
County—Jefferson:	
Parts of county:	
Div. 4	
Div. 5	
Grand Coulee	01
County—Douglas:	
Parts of county:	
Coulee Dam	
County—Grant:	
Parts of county:	
Div. 1	
Div. 2	
County—Lincoln:	
Parts of county:	
Div. 6	

PRIMARY CARE: Washington—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Okanogan:	
Parts of county:	
Div. 16	
Longbranch	01
County—Pierce:	
Parts of county:	
C.T. 726 (E.D. 38/39A)	
Medical Lake	01
County—Spokane:	
Parts of county:	
E.D. 359 (Rural)	
Medical Lake Twn	
Naselle/Grays River	01
County—Pacific:	
Parts of county:	
Division 7 (Naselle CCD)	
County—Wahkiakum:	
Parts of county:	
Division 3 (Grays River)	
Odessa	01
County—Lincoln:	
Parts of county:	
Odessa Division	
Oroville	01
County—Okanogan:	
Parts of county:	
Division 1-4	
Division 11	
Othello	02
County—Adams:	
Parts of county:	
Div. 4 (Southern ½)	
Div. 5	
Div. 8 (Western ½)	
Div. 9	
Div. 10	
County—Grant:	
Parts of county:	
Div. 14	
Div. 16	
Div. 17	
Packwood	03
County—Lewis:	
Parts of county:	
C.C.D. #1	
Pe Ell	01
County—Lewis:	
Parts of county:	
E.D. 71 of Bunker C.C.D.	
E.D. 76 of Boise Fort C.C.D.	
Pike Market	04
County—King:	
Parts of county:	
C.T. 71	
C.T. 72	
C.T. 80-83	
Raymond/South Bend	02
County—Pacific:	
Parts of county:	
Division 1-4	
Raymond Div.	
Republic	02
County—Ferry:	
Parts of county:	
Orient-Sherman Division	
Curlew Division	
Republic Division	
Ryderwood	01
County—Cowlitz:	
Parts of county:	
Div. 3	
Seattle-Central	03
County—King:	
Parts of county:	
C.T. 73-79	
C.T. 86-87	
C.T. 90-92	
South Seattle	03
County—King:	
Parts of county:	
C.T. 100	
C.T. 101	

PRIMARY CARE: Washington—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 103-112	

PRIMARY CARE: Washington

Population Group Listing

Population group	Degree of shortage group
Am. Indian pop (Colville Reservation)	01
County-Ferry	
Parts of county:	
Colville Reservation Division	
County-Okanogan	
Parts of county:	
Colville Reservation Division	
Indian Pop. of Spokane Co	01
Migrant Pop. of Chelan/Douglas	01
Low-Inc./Elderly Pop. of Orting	01
County—Pierce:	
Migrant Pop. of Lower Yakima Valley	02
County—Yakima:	
Med. Indigent Pop. of Pierce	01
County—Pierce:	
Parts of County:	
Buckley Div. (Med. Ind.)	
Eatonville Div. (Med. Ind.)	
Edgemont Div. (Med. Ind.)	
Fife Div. (Med. Ind.)	
Ft. Lewis/Dupont Div. (Med. Ind.)	
Gig Harbor Penin Div. (Med. Ind.)	
Graham-Thrift Div. (Med. Ind.)	
Lakewood Div. (Med. Ind.)	
Lower Penninsula Div. (Med. Ind.)	
Midland-Summit Div. (Med. Ind.)	
Mt. Ranier Div. (Med. Ind.)	
Parkland Div. (Med. Ind.)	
Puyallup Div. (Med. Ind.)	
Roy Div. (Med. Ind.)	
Spanawag Div. (Med. Ind.)	
Bonney Lake Twn. (Med. Ind.)	
Sumner City (Med. Ind.)	
Takoma Div. (Med. Ind.)	
University Place Div. (Med. Ind.)	
Migrant Pop. of Columbia/Walla Walla	01
Mig/Seas Farmworkers of Benton/Franklin	01
Migrant Pop. of Grant/Adams	02
Migrant Pop. of Okanogan Co	01
Tulalip Tribe of Snohobish Co	01
Migrant Pop. of Whatcom/Skagit	04

PRIMARY CARE: Washington

Facility Listing

Facility	Degree of shortage group
McNeil Island Corr Ctr	02
County-Pierce	
Seattle and King Co. Jails	02
Washington St. Correctional Institutions	03
County—Clallam:	
Parts of County:	
Forks (Clearwater Corrections Center)	
County—Clark:	
Parts of County:	
Yacolt (Larch Corrections Center)	
County—King:	
Parts of County:	
Seattle (Firland Correctional Center)	
County—Mason:	
Parts of County:	
Shelton (Washington Corrections Center)	
County—Swohomish:	
Parts of County:	
Monroe (Washington State Reformatory)	
County—Walla Walla:	

PRIMARY CARE: Washington—Continued

Facility Listing

Facility	Degree of shortage group
Parts of County:	
Walla Walla (Wa. St. Pen./Ment. Health Unit)	

PRIMARY CARE: West Virginia

County Listing

County name	Degree of shortage group
Barbour	03
Boone	03
Braxton	01
Cabell:	
Service Area: Cabell	01
Calhoun	03
Clay	01
Doddridge	01
Fayette:	
Service Area: Fayetteville	01
Gilmer	01
Grant:	
Service Area: Mt. Storm	01
Service Area: Moorefield	04
Greenbrier:	
Service Area: Greenbrier/Pocahontas	01
Hampshire:	
Service Area: Baker	02
Service Area: Moorefield	04
Service Area: Capon Bridge	01
Hancock:	
Service Area: Capon Bridge	01
Service Area: East Liverpool (Ohio/Penn./W. Va.)	02
Hardy:	
Service Area: Baker	02
Service Area: Moorefield	04
Harrison:	
Service Area: Shinnston	02
Jackson	03
Jefferson	01
Kanawha:	
Service Area: Kanawha	01
Lewis	01
Lincoln	01
Logan:	
Service Area: Man	03
Service Area: Chapmanville	02
McDowell	02
Marion:	
Service Area: Farmington	02
Marshall:	
Service Area: Cameron	01
Facility: West Virginia Penitentiary	02
Mason:	
Service Area: Mason	01
Mercer:	
Service Area: Mercer	01
Mineral:	
Service Area: Moorefield	04
Service Area: Cabin Run	03
Mingo:	
Service Area: Mingo	01
Service Area: Man	03
Monongalia:	
Service Area: Blacksville	01
Monroe	01
Morgan	02
Nicholas	04
Pendleton	01
Pleasants:	
Service Area: Jefferson	01
Pocahontas:	
Service Area: Greenbriar/Pocahontas	01
Preston	02
Putnam:	
Service Area: Teays Valley	02
Raleigh:	
Service Area: Northwest	01
Service Area: Mountaineer	01
Service Area: Gulf	01
Service area: Shady Spring	01
Randolph:	
Service Area: Middlefork	01
Facility: Huttonsville Correctional Ctr.	02

PRIMARY CARE: West Virginia—Continued

County Listing

County name	Degree of shortage group
Ritchie	01
Summers:	
Service area: Shady Spring	01
Taylor	01
Tucker	04
Tyler:	
Service Area: Tyler	01
Upshur:	
Service Area: Middlefork	01
Wayne	01
Webster	02
Wetzel	03
Wirt	01
Wyoming	01

PRIMARY CARE: West Virginia

Service Area Listing

Service area name	Degree of shortage group
Baker	02
County—Hampshire:	
Parts of county:	
Capon Dist.	
Romney Dist. (Southern ¼)	
Sherman Dist.	
County—Hardy:	
Parts of county:	
Capon Dist.	
Lost River Dist.	
Blacksville	01
County—Monongalia:	
Parts of county:	
Clay	
Battelle	
Cabell	01
County—Cabell:	
Parts of county:	
McComas	
Union	
Barboursville	
Grant	
Guyandotte	
Cabin Run	03
County—Mineral:	
Parts of county:	
Frankfurt	
Cabin Run	
Cameron	01
County—Marshall:	
Parts of county:	
Cameron	
Capon Bridge	01
County—Hampshire:	
Parts of county:	
Bloomery	
Capon	
Sherman	
Gore	
Chapmanville	02
County—Logan:	
Parts of county:	
Guyan	
East Liverpool (W. Va./Penn./Ohio)	02
County—Hancock:	
Parts of county:	
Grant District	
Farmington	02
County—Marion:	
Parts of county:	
Lincoln District	
Fayetteville	01
County—Fayette:	
Parts of county:	
Fayetteville	
Falls	
Quinnimont	
Sewell Mountain	
Nuttall	
Mountain Cove	
Greenbriar-Pocahontas	01
County—Greenbriar:	
Parts of county:	
Anthony Creek	
Falling Springs	
Frankford	
Williamsburg	
County—Pocahontas:	
Parts of county:	
Little Levels	
Gulf	01
County—Raleigh:	
Parts of county:	
Trap Hill Mcd	
Slab Fork Mcd	
Jefferson	01
County—Pleasants:	
Parts of county:	
Grant	
Jefferson	
Lafayette	
McKim	
Union	
Kanawha	01
County—Kanawha:	
Parts of county:	
Big Sandy	
Poca	
Cabin Creek	
Maldan	
Chesapeake Town	
Marmet Town	
Washington	
Union	
Washington	
Elk	
Man	03
County—Logan	
Parts of county:	
Logan Dist. (Southern Part)	
Triadelphia Dist.	
County—Mingo:	
Parts of county:	
Stafford Dist. (Northeastern Part)	
Mason	01
County—Mason:	
Parts of county:	
Arbuckle	
Clendenin	
Cologne	
Copper	
Graham	
Hannan	
Robinson	
Union	
Waggener	
Mercer	01
County—Mercer:	
Parts of county:	
Jumping Branch	
Plymouth	
Rock	
Middlefork	01
County—Randolph:	
Parts of county:	
Middlefork	
County—Upshur	
Parts of county:	
Meade	
Banks	
Mingo	01
County—Mingo:	
Parts of county:	
Harvey	
Hardee	
Kermit	
Magnolia	
Lee	
Moorefield	04
County—Grant:	
Parts of county:	
Grant Dist.	
Milroy Dist.	
Petersburg Twn	
County—Hampshire:	
Parts of county:	
Mill Creek Dist (Southern ¼)	
Romney Dist (Southwest ¼)	
County—Hardy:	
Parts of county:	
Moorefield Dist.	

PRIMARY CARE: West Virginia—Continued

Service Area Listing

Service area name	Degree of shortage group
Moorefield Twn	
South Fork Dist.	
County—Mineral:	
Parts of county:	
Welton Dist.	
Mountaineer	01
County—Raleigh:	
Parts of county:	
Shady Spring Mod	
Richmond Mod	
Mt Storm	01
County—Grant:	
Parts of county:	
Union	
Northwest	01
County—Raleigh:	
Parts of county:	
Clear Fork Mod	
Marsh Fork Mod	
Shady Spring	01
County-Raleigh	
Parts of county:	
Richmond District	
Shady Spring District	
County-Summers	
Parts of county:	
Jumping Branch District	
Shinnston	02
County—Harrison:	
Parts of county:	
Clay District	
Eagle District	
Teays Valley	02
County—Putnam:	
Parts of county:	
Scott District	
Teays Valley District	
Tyler	01
County—Tyler:	
Parts of county:	
Centreville	
Ellsworth	
Mc Elroy	
Meade	
Union	

PRIMARY CARE: West Virginia

Facility Listing

Facility	Degree of shortage group
Huttonsville Corr. Center	02
County—Randolph	
West Virginia Penitentiary	02
County—Marshall	

PRIMARY CARE: Wisconsin

County Listing

County name	Degree of shortage group
Adams	03
Ashland:	
Service area: Park Falls/Phillips	02
Bayfield:	
Service area: Cable/Hayward	02
Brown:	
Service area: Pulaski	01
Facility: Wisconsin State reformatory	02
Buffalo:	
Service area: Durand/Mondovi	02
Service area: Whitehall/Arcadia	01
Burnett	02
Calumet	04

PRIMARY CARE: Wisconsin—Continued

County Listing

County name	Degree of shortage group
Clark	02
Crawford:	
Service area: Kickapoo Valley	01
Dane:	
Service area: Ft. Atkinson	04
Dodge:	
Service area: Waupun	04
Facility: Wisconsin Correctional Institution	02
Facility: Wisconsin State Prison	02
Door:	
Service area: Northern Door	02
Douglas:	
Service area: Minong	02
Dunn:	
Service area: Durand/Mondovi	02
Eau Claire:	
Service area: Osseo	02
Fond Du Lac:	
Service area: Waupun	04
Grant	04
Green Lake:	
Service area: Waupun	04
Iowa	04
Iron:	
Service area: Park Falls/Phillips	02
Jackson:	
Service area: Osseo	02
Service area: Sparta	02
Jefferson:	
Service area: Ft. Atkinson	04
Service area: Whitewater	02
Juneau:	
Service area: Hillsboro	02
Kewaunee:	
Service area: Kewaunee City	03
Lafayette	02
Langlade:	
Service area: Elcho	02
Lincoln:	
Service area: Athens	01
Service area: Tomahawk	04
Facility: Lincoln Hills School	02
Manitowoc:	
Service area: Reedsville	01
Marathon:	
Service area: Athens	01
Service area: Birnamwood	01
Service area: Edgar	03
Service area: Tigerton	02
Marinette:	
Service area: Pound	01
Menominee	01
Milwaukee:	
Service area: Greater Silver Springs	02
Service area: Inner city north (Milwaukee)	01
Service area: Innar city south (Milwaukee)	03
Population group: Med Ind Pop. of Milwaukee (Area 1)	01
Population group: Mod Ind Pop. of Milwaukee (Area 2)	03
Monroe:	
Service area: Hillsboro	02
Service area: Sparta	02
Oconto:	
Service area: Mountain	01
Service area: Oconto Falls	03
Service area: Pulaski	01
Oneida:	
Service area: Elcho	02
Service area: Tomahawk	04
Pepin:	
Service area: Durand/Mondovi	02
Pierce:	
Service area: Baldwin	04
Service area: Durand/Mondovi	02
Portage:	
Service area: Amherst/Iola	02
Service area: Tigerton	02
Price:	
Service area: Park Falls/Phillips	02
Service area: Tomahawk	04
Racine:	
Service area: Racine City	04
Population Group: Med Ind Pop. of Racine	04

PRIMARY CARE: Wisconsin—Continued

County Listing

County name	Degree of shortage group
Richland:	
Service area: Hillsboro	02
Service area: Kickapoo Valley	01
St. Croix	
Service area: Baldwin	04
Sauk:	
Service area: Hillsboro	02
Sawyer:	
Service area: Cable/Hayward	02
Service area: Park Falls/Phillips	02
Shawano:	
Service area: Birnamwood	01
Service area: Oconto Falls	03
Service area: Pulaski	01
Service area: Tigerton	02
Sheboygan:	
Facility: Kettle Morain Correctional Institution	02
Taylor	04
Trempealeau:	
Service area: Whitehall/Arcadia	01
Service area: Ossed	02
Vernon:	
Service area: Western Vernon County	04
Service area: Kickapoo Valley	01
Service area: Hillsboro	02
Vilas	
Service area: Land O'Lakes/Presque Isle	01
Walworth:	
Service area: Whitewater	02
Washburn:	
Service area: Cable/Hayward	02
Service area: Minong	02
Washakie:	
Facility: Ethan Allen School	02
Waupaca:	
Service area: Amherst/Iola	02
Service area: Tigerton	02
Waushara	03

PRIMARY CARE: Wisconsin

Service Area Listing

Service area name	Degree of shortage group
Amherst/Iola	02
County—Portage:	
Parts of county:	
Amherst Junction Vil.	
Amherst Twn	
Amherst Vil.	
Nelsonville Vil.	
County—Waupaca:	
Parts of county:	
Helvetia Twn	
Iola Twn	
Iola Vil.	
Scandinavia Twn (Pt)	
St. Lawrence Twn (Pt)	
Athens	01
County—Lincoln:	
Parts of county:	
Corning Twn	
County—Marathon:	
Parts of county:	
Athens City	
Bein Twn	
Halsey Twn	
Hamburg Twn	
Johnson	
Reitbrock Twn (Part)	
Baldwin	04
County-Pierce	
Parts of county:	
Elmwood Village	
Gilman Town	

PRIMARY CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
Spring Lake Town	
Spring Village Town	
County-St. Croix	
Parts of county:	
Baldwin Town	
Baldwin Village	
Cady Town	
Eau Galle Town	
Emerald Town	
Glenwood City	
Glenwood Town	
Hammond Town	
Hammond Village	
Pleasant Valley Town	
Rush River Town	
Springfield Town	
Wilson Village	
Woodville Village	
Birnamwood	01
County—Marathon:	
Parts of county:	
Norrie Town	
Pioner Town	
Hatley Village	
County—Shawano:	
Parts of county:	
Birnamwood Village	
Birnamwood Town	
Eland Village	
Almon Town	
Anima Town	
Anima Village	
Hutchins Village	
Cable/Hayward	02
County—Bayfield:	
Parts of county:	
Barnes Twn (S. ½)	
Cable Twn	
Cable Vil.	
Drummond Twn (S. ½)	
Grandview Twn	
Namakagon Twn	
County—Sawyer:	
Parts of county:	
Brass Lake Twn	
Couderay Twn	
Couderay Vil.	
Hayward Twn	
Hayward Vil.	
Hunter Twn	
Lenroot Twn	
Ojibwa Twn	
Radisson Twn	
Radisson Vil.	
Round Lake Twn	
Sand Lake Twn	
Spider Lake Twn	
County—Washburn:	
Parts of county:	
Bass Lake	
Stinnett Twn	
Stone Lake Twn	
Durand/Mondovi	02
County—Buffalo:	
Parts of county:	
Alma City	
Alma Town	
Belvidere Town	
Buffalo City	
Canton Town	
Cochrane Vil	
Dover Town	
Gilmanton Town	
Lincoln Town	
Maxville Town	
Modena Town	
Mondovi City	
Mondovi Town	
Montana Town	
Naples Town	
Nelson Town	
Nelson Vil	
County—Dunn:	
Parts of county:	
Eau Galle Town	
County—Pepin	
County—Pierce	
Parts of county:	
Bay City Vil	

PRIMARY CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
Isabella Town	
Maiden Rock Town	
Maiden Rock Vil	
Plum City Vil	
Union Town	
Edgar	03
County—Marathon:	
Parts of county:	
Edgar City	
Reitbrock Twn (S. Part)	
Wein Twn	
Rib Falls Twn	
Cassel Twn	
Fenwood City	
Elcho	02
County—Langlade:	
Parts of county:	
Ainsworth Twn	
Elcho Twn	
Parrish Twn	
Summitt Twn	
Upham Twn	
County—Oneida:	
Parts of county:	
Enterprise Twn	
Monico Twn (Part)	
Schopeke Twn	
Ft. Atkinson	
County—Dane:	
Parts of county:	
Cambridge Vil.	
Christiana Twn	
County—Jefferson:	
Parts of county:	
Aztalan Twn	
Cambridge Vil.	
Farmington Twn	
Ft. Atkinson City	
Hebron Twn	
Jefferson Twn	
Jefferson City	
Koskkonong Twn	
Lake Mills City	
Lake Mills Twn	
Oakland Twn	
Sullivan Twn	
Sullivan Vil.	
Summer Twn	
Greater Silver Springs	02
County-Milwaukee	
Parts of county:	
C.T. 10-21	
C.T. 25	
C.T. 28-30	
Hillsboro	02
County—Juneau:	
Parts of county:	
Wonewoc Twn	
Wonewoc Vil.	
County—Monroe:	
Parts of county:	
Cashton Vil.	
Glendale Twn	
Jefferson Twn	
Kendall Vil.	
Sheldon Twn	
Wellington Twn	
County—Richland:	
Parts of county:	
Bloom Twn	
Henrietta Twn	
Westford Twn	
Yuba Vil.	
County—Sauk:	
Parts of county:	
La Valle Twn	
Woodland Twn	
County—Vernon:	
Parts of county:	
Clinton Twn	
Forest Twn	
Greenwood Twn	
Hillsboro City	
Hillsboro Twn	
Ontario Village	
Stark Twn	
Union Twn	

PRIMARY CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
Whitestown Twn	
Inner City North (Milwaukee)	01
County—Milwaukee:	
Parts of county:	
C.T. 63-72	
C.T. 79-89	
C.T. 97-107	
C.T. 112-122	
C.T. 138-142	
Inner City South (Milwaukee)	03
County—Milwaukee:	
Parts of county:	
C.T. 155-171	
Kickapoo Valley	01
County—Crawford:	
Parts of county:	
Haney	
Bell Center	
Gays Mills	
Scott	
Clayton	
Soldiers Grave Village	
St. Sterling Village	
Utica	
County—Richland:	
Parts of county:	
Viola	
Sylvan	
Forest	
County—Vernon:	
Parts of county:	
Wester	
Liberty	
Viola	
Kickapoo	
Readstown	
Stark	
Lafarge	
Kewaunee City	02
County-Kewaunee	
Parts of county:	
Kewaunee City	
Kewaunee Twp	
Casco Village (East ½)	
Casco Twp (East ½)	
Carlton Twp	
Franklin Twp (East ½)	
Montpelier Twp (East ½)	
Pierce Twp (South ½)	
Land O'Lakes/Presque Isle	01
County-Vilas	
Parts of county:	
Land O'Lakes Town	
Presque Isle Town	
Winchester Town	
Minong	02
County—Douglas:	
Parts of county:	
Dairyland Twn	
Gordon Twn	
Solon Springs Twn	
Solon Springs Village	
Wascott Twn	
County—Washburn:	
Parts of county:	
Frog Creek Twn	
Minong Twn	
Minong Village	
Mountain	01
County—Oconto:	
Parts of county:	
Townsend	
Lakewood	
Doty	
Riverview	
Armstrong	
Breed	
Bagley	
Brazeau	
Northern Door	02
County—Door:	
Parts of county:	
Baileys Harbor Twn	
Gibraltar Twn	
Liberty Grove Twn	
Sister Bay Vil	
Washington Twn	
Oconto Falls	03

PRIMARY CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Oconto:	
Parts of county:	
Abrams Twn (Western ½)	
Gillett City	
Gillett Twn	
How Twn	
Lena Twn	
Lena Village	
Maple Valley Twn	
Morgan Twn	
Oconto Falls City	
Oconto Falls Twn	
Spruce Twn	
Stiles Twn (Western ½)	
Suring Village	
Underhill Twn	
County—Shawano:	
Parts of county:	
Green Valley Twn	
Osseo	02
County—Eau Claire:	
Parts of county:	
Augusta Twn	
Clear Creek Twn	
Fairchild Twn	
Fairchild Village	
County—Jackson:	
Parts of county:	
Cleveland Twn	
Garfield Twn	
Northfield Twn	
County—Trempealeau:	
Parts of county:	
Hale	
Osseo City	
Pigeon Twn	
Pigeon Falls Village	
Strum Twn	
Sumner Twn	
Unity Twn	
Park Falls/Phillips	02
County—Ashland:	
Parts of county:	
Agend Twn	
Butternut Village	
Chippewa Twn	
Gordon Twn	
Jacobs Twn	
Peeksville Twn	
Shamagolden Twn	
County—Iron:	
Parts of county:	
Sherman Twn	
County—Price:	
Parts of county:	
Catawba Twn & Village	
Eisenstein Twn	
Elk Twn	
Emery Twn	
Fifield Twn	
Flambeau Twn	
Georgetown Twn	
Hackett Twn	
Harmony Twn	
Lake Twn	
Park Falls City	
Phillips City	
Worchester Twn	
Kennan Twn	
Kennan Vil.	
Ogema Twn	
Prentice Twn (West ½)	
Prentice Vil.	
County—Sawyer:	
Parts of county:	
Draper Twn	
Winter Twn	
Pound	01
County—Marinette:	
Parts of county:	
Beaver Twn	
Coleman Village	
Grover Twn	
Lake Twn	
Pound Twn	
Pound Village	
Stephenson Twn	
Pulaski	01

PRIMARY CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Brown:	
Parts of county:	
Pulaski Village	
Pittsfield Town	
County—Oconto:	
Parts of county:	
Chase Town	
County—Shawano:	
Parts of county:	
Angelica Town	
Maple Grove Town	
Racine (City)	04
County—Racine:	
Parts of county:	
C.T. 2-5	
Reedsville	01
County—Manitowoc:	
Parts of county:	
Cooperstown Town	
Cato Town	
Rockland Town	
Franklin Town	
Maple Grove Town	
Reedsville Village	
Whitelaw Village	
Maribel Village	
Sparta	02
County—Jackson:	
Parts of county:	
Melrose Town	
Melrose Village	
County—Monroe:	
Parts of county:	
Angelo Town	
Lafayette Town	
Leon Town	
Little Falls Town	
New Lyme Town	
Norwalk Village	
Ridgeville Town	
Sheldon Town	
Sparta Town	
Sparta City	
Wells Town	
Tigerton	02
County—Marathon:	
Parts of county:	
Elderon Village	
Elderon Town	
Franzen Town	
County—Portage:	
Parts of county:	
Rosholt Village	
Alban Town	
County—Shawano:	
Parts of county:	
Whittenberg Village	
Tigerton Village	
Bowler Village	
Bartelme	
Wittenberg Town	
Morris Town	
Seneca Town	
Germania Town	
Fairbanks Town	
Grant Town	
County—Waupaca:	
Parts of county:	
Big Falls Village	
Wyoming Town	
Harrison Town	
Dupont Town	
Marion Village	
Tomahawk	04
County—Lincoln:	
Parts of county:	
Bradley Town	
King Town	
Harrison Town	
Skanawan Town	
Somo Town	
Tomahawk Town	
Tomahawk City	
Wilson Town	
County—Oneida:	
Parts of county:	
Lynne Town	
Little Rice Town	

PRIMARY CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
Nokonus Town	
County—Price:	
Parts of county:	
Knox Town	
Hill Town	
Prentice Twn (Eastern ½)	
Spirit Twn	
Waupun	04
County—Dodge:	
Parts of county:	
Chester Twn	
Leroy Twn	
Trenton Twn	
Waupun City	
County—Fond du Lac	
Parts of county:	
Alto Twn	
Waupun Twn	
Waupun City	
County—Green Lake:	
Parts of county:	
Kingston Twn	
Mackford Twn	
Manchester Twn	
Marquette Twn	
Kingston Village	
Marquette Village	
Markesan City	
Western Vernon Co	04
County—Vernon:	
Parts of county:	
Bergen	
Benow Town	
Hamburg	
Harmony	
Sterling	
Wheatland	
Chaseburg	
Desoto	
Stoddard	
Genoa Village	
Whitehall/Arcadia	01
County—Buffalo:	
Parts of county:	
Cross	
Glencoe	
Milton	
County—Trempealeau:	
Parts of county:	
Arcadia (City)	
Arcadia (Twn)	
Chimney Rock	
Dodge	
Independence (City)	
Lincoln	
Preston	
Whitehall	
Whitewater	02
County—Jefferson:	
Parts of county:	
Cold Springs Twn	
Palmyra Twn	
Palmyra Village	
Whitewater City	
County—Walworth:	
Parts of county:	
La Grange Twn	
Whitewater City (Pt)	
Whitewater Twn	

PRIMARY CARE: Wisconsin

Population Group Listing

Population group	Degree of shortage group
Med. Indigent Pop. of Milwaukee (Area 1)	01
County—Milwaukee:	
Parts of county:	
C.T. 39	
C.T. 44–48	
C.T. 61–62	
C.T. 90–91	
C.T. 96	

PRIMARY CARE: Wisconsin—Continued

Population Group Listing

Population group	Degree of shortage group
C.T. 108	
C.T. 110-111	
C.T. 123	
C.T. 133-137	
C.T. 143-152	
Med. Indigent Pop. of Milwaukee (Area 2)	03
County—Milwaukee:	
Parts of county:	
C.T. 154	
C.T. 172-180	
Med. Ind. Pop. of Racine	04
County—Racine:	
Parts of county:	
C.T. 1	
C.T. 6-8	
C.T. 10-13	

PRIMARY CARE: Wisconsin

Facility Listing

Facility	Degree of shortage group
Ethan Allen School	02
County—Waukesha	
Kettle Morain Correctional Inst.	02
County—Sheboygan	
Lincoln Hills School	02
County—Lincoln	
Wisconsin Correctional Inst.	02
County—Dodge	
Wisconsin State Prison	02
County—Dodge	
Wisconsin State Reformatory	02
County—Brown	

PRIMARY CARE: Wyoming

County Listing

County name	Degree of shortage group
Albany:	
Service area: Hanna/Rock River	01
Big Horn:	
Service area: Grey Bull	02
Campbell:	
Servios area: Wright	01
Carbon:	
Service area: Hanna/Rock River	01
Service area: Saratoga	03
Converse	02
Crook:	
Service area: Upton	01
Freemont:	
Service area: Shoshoni	01
Service area: Sweetwater	01
Service area: Wind River	01
Population Group: Indian Pop./Wind River Reservation	01
Hot Springs:	
Population Group: Indian Pop./Wind River Reservation	01
Lincoln	03
Notrona:	
Service area: Shoshoni	01
Niobrara	01
Platte	04
Sweetwater	04
Uinta	02
Weston:	
Service area: Newcastle	01
Service area: Upton	01

PRIMARY CARE: Wyoming

Service Area Listing

Service area name	Degree of shortage group
Grey Bull	02
County—Big Horn:	
Parts of county:	
Big Horn Central Div	
Big Horn South Div	
Hanna/Rock River	01
County—Albany:	
Parts of county:	
Rock River Div	
County—Carbon	
Parts of county:	
Hanna CCD	
Newcastle	01
County—Weston:	
Parts of county:	
Newcastle Div.	
Saratoga	03
County—Carbon:	
Parts of county:	
Saratoga CCD	
Shoshoni	01
County—Fremont:	
Parts of county:	
Shoshoni Div	
County—Notrona	
Parts of county:	
Hell's Half Acre Div	
Sweetwater	01
County—Freemont:	
Parts of county:	
Sweetwater Div	
Upton	01
County—Crook:	
Parts of county:	
Hulett Div	
Moorcroft Div	
County—Weston	
Parts of county:	
Upton Div	
Wind River	01
County—Freemont:	
Parts of county:	
Dubois Div	
Five Mile Creek Div	
Wind River Div	
Wright	01
County—Campbell	
Parts of county:	
Gillette South CCD	

PRIMARY CARE: Wyoming

Population Group Listing

Population group	Degree of shortage group
Wind River Indian Reservation Population	01
County—Freemont	
County—Hot Springs	

PRIMARY CARE: Puerto Rico

Municipio Listing

Municipio name	Degree of shortage group
Adjuntas:	
Service area: Guarguao	01
Anasco	02
Service area: Mayaguez	
Arecibo:	
Population group: Med Ind Pop. of Arecibo area	01
Barceloneta:	
Service area: Florida	01
Population group: Pov pop. of Barceloneta	01
Barranquitas:	
Population group: Med Ind Pop. of Barranquitas area	01
Cabo Rojo	02

PRIMARY CARE: Puerto Rico—Continued

Municipio Listing

Municipio name	Degree of shortage group
Service area: Mayaguez	
Camuy:	
Population group: Med Ind Pop. of Arecibo area	01
Catano:	
Population group: Med Ind Pop. of Catano area	04
Cayey:	
Population group: Med Ind Pop. of Cayey	01
Ciales:	
Population group: Med Ind Pop. of Arecibo area	01
Cidra:	
Population group: Med Ind Pop. of Cidra area	01
Comerio:	
Population group: Med Ind Pop. of Barranquitas area	01
Corozal:	
Population group: Med Ind Pop. of Barranquitas area	01
Dorado:	
Population group: Med Ind Pop. of Catano area	04
Hatillo:	
Population group: Med Ind Pop. of Arecibo area	01
Hormigueros	02
Service area: Mayaguez	
Juana Diaz	02
Jucos	02
Lajas:	
Population group: Med Ind Pop. of San German area	03
Lares:	
Population group: Med Ind Pop. of Arecibo area	01
Las Marias	01
Loiza:	
Population group: Med Ind Pop. of Loiza	01
Manati:	
Population group: Med Ind Pop. of Manati	01
Maricao	04
Manuabo	02
Mayaguez	02
Service area: Mayaguez	
Morovis:	
Population group: Med Ind Pop. of Arecibo area	01
Naranjito:	
Population group: Med Ind Pop. of Barranquitas area	01
Orocovis:	
Population group: Med Ind Pop. of Barranquitas area	01
Patillas	02
Penuelas:	
Service area: Guarguao	01
Ponce:	
Service area: Guarguao	01
Service area: Playa de Ponce	02
Quebradillas:	
Population group: Med Ind Pop. of Quebradillas	01
Rincon	01
Sabana Grande:	
Population group: Med Ind Pop. of San German area	03
San German:	
Population group: Med Ind Pop. of San German area	03
San Juan:	
Service area: Llorens Torres	04
San Sebastian	01
Toa Baja:	
Population group: Med Ind Pop. of Catano area	04
Utuado:	
Population group: Med Ind Pop. of Arecibo area	01
Vega Baja:	
Population group: Med Ind Pop. of Arecibo area	01

PRIMARY CARE: Puerto Rico

Service Area Listing

Service area name	Degree of shortage group
Florida	01
Municipio—Barceloneta:	
Parts of Municipio:	
Florida Adentco	
Florida Afuero	
Guarguao	01

PRIMARY CARE: Puerto Rico—Continued

Service Area Listing

Service area name	Degree of shortage group
Municipio—Adjuntas:	
Parts of Municipio:	
Portuguez	
Municipio—Penuelas:	
Parts of Municipio:	
Rucio	
Municipio—Guarguao:	
Parts of Municipio:	
Guarguao	
Llorens Torres	04
Municipio—San Juan:	
Parts of Municipio:	
Llorens Torres	
Mayaguez	02
Municipio—Anasco	
Municipio—Cabo Rojo	
Municipio—Hormigueros	
Municipio—Mayaguez	
Playa De Ponce	02
Municipio—Ponce:	
Parts of Municipio:	
Playa	

PRIMARY CARE: Puerto Rico

Population Group Listing

Population group	Degree of shortage group
Med Indigent Pop. of Catano Hlth Area	04
Municipio—Catano	
Municipio—Dorado	
Municipio—Toa Baja	
Med Indigent Pop. of Arecibo Area	01
Municipio—Arecibo	
Municipio—Camuy	
Municipio—Ciales	
Municipio—Hatillo	
Municipio—Lares	
Municipio—Morovis	
Municipio—Utuado	
Municipio—Vega Baja	
Med Indigent Pop. of Barranquitas area	01
Municipio—Barranquitas	
Municipio—Comerio	
Municipio—Corozal	
Municipio—Naranjito	
Municipio—Orocovis	
Med Indigent Pop. of Loiza Municipio	01
Med Indigent Pop. of Manati Municipio	01
Med Indigent Pop. of Quebradillas Municipio	01
Med Indigent Pop. of San German area	03
Municipio—Lajas	
Municipio—Sabana Grande	
Municipio—San German	
Med Indigent Pop. of Cayey Municipio	01
Med Indigent Pop. of Cidra Municipio	01
Pov Pop. of Barceloneta Municipio	01

PRIMARY CARE: Virgin Islands

County Listing

County name	Degree of shortage group
St. Croix:	
Service area: Fredericksted	01
St. Thomas:	
Service area: East end St. Thomas	01

PRIMARY CARE: Virgin Islands

Service Area Listing

Service area name	Degree of shortage group
East End St. Thomas	01
County—St. Thomas:	
Parts of county:	
Election Dist. 1–2	
Election Dist. 3–5 (Eastern Parts)	
Fredericksted	01
County—St. Croix:	
Parts of county:	
E.D. 13–14	
E.D. 19–25	

PRIMARY CARE: N. Mariana Is.

County Listing

County name	Degree of shortage group
Agrihan	02
Service area: Commonwealth of N. Mariana Is.	
Alamagan	02
Service area: Commonwealth of N. Marisna Is.	
Pagan	02
Service area: Commonwealth of N. Marisna Is.	
Rota	02
Service area: Commonwealth of N. Mariana Is.	
Saipan	02
Service area: Commonwealth of N. Mariana Is.	
Tinian	02
Service area: Commonwealth of N. Mariana Is.	

PRIMARY CARE: N. Mariana Is.

Service Area Listing

Service area name	Degree of shortage group
Commonwealth of N. Mariana Is.	02
County—Agrihan	
County—Alamagan	
County—Pagan	

PRIMARY CARE: N. Mariana Is.—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Rota	
County—Saipan	
County—Tinian	

PRIMARY CARE: Guam

District Listing

District name	Degree of shortage group
Inarajan:	
Service area: Southern Guam	01
Merizo:	
Service area: Southern Guam	01
Talafafa Dist.:	
Service area: Southern Guam	01
Umatac Dist.:	
Service area: Southern Guam	01

PRIMARY CARE: Guam

Service Area Listing

Service area name	Degree of shortage group
Southern Guam	01
District—Inharajan	
District—Merizo	
District—Talafafa	
District—Umatac	

PRIMARY CARE: American Samoa

Service Area Listing

Service area name	Degree of shortage group
Terr. of American Samoa	04

PRIMARY CARE: Trust Territory—Pacific

District Listing

District name	Degree of shortage group
Kosrae District	01
Marshall District	01
Ponape District	01
Truk District	01
Yap District	03

DENTAL CARE: Alabama

County Listing

County name	Degree of shortage group
Autauga	04
Barbour	02
Bibb	04
Blount	01
Bullock	01
Chambers	02
Cherokee	04
Chilton	03
Choctaw	04
Clay	01
Cleburne	01
Conecuh	03
Coosa	01
Crenshaw	01
Cullman	03
Dale	02
De Kalb:	
Service area: Crossville	01
Service area: Ider	01
Elmore	02
Etowah:	
Service area: East Gasden	01
Franklin	04
Geneva	03
Greene	01
Hale	02
Jackson	04
Jefferson:	
Service area: Pratt City	01
Service area: Roosevelt City	01
Lamar	01
Lawrence	03
Lowndes	04
Macon	01
Madison:	
Population group: Dent. indigent pop. of Madison	01
Marengo	04
Marion	04
Mobile:	
Service area: Davis Ave. Community	01
Perry	03
Pickens	04
Randolph	02
Russell:	
Service area: Hurtsboro	01
St. Clair	03
Sumter	01
Talladega	04
Washington	01
Wilcox	01
Winston	02

DENTAL CARE: Alabama

Service Area Listing

Service area name	Degree of shortage group
Crossville	01
County—De Kalb:	
Parts of County:	
Collinsville CCD	
Crossville CCD	
Davis Ave. Community	01
County—Mobile:	
Parts of County:	
C.T. 2	
C.T. 3	
C.T. 4.01	
C.T. 4.02	
C.T. 5	
C.T. 6	
East Gasden	01
County—Etowah:	
Parts of County:	
C.T. 13-17	
C.T. 105	
C.T. 106	
Hurtsboro	01
County—Russell:	
Parts of County:	
Hurtsboro CCD	
Ider	01

DENTAL CARE: Alabama—Continued

Service Area Listing

Service area name	Degree of shortage group
County—De Kalb:	
Parts of County:	
Hengar	
Ider CCD	
Valley Head-Mentone CCD	
Pratt City	01
County—Jefferson:	
Parts of County:	
C.T. 10-12	
C.T. 14	
Roosevelt City	01
C.T. 105	
C.T. 131	
C.T. 133	
C.T. 136	
C.T. 137	

DENTAL CARE: Alabama

Population Group Listing

Population group	Degree of shortage group
Dent. ind. pop. of Madison County	01

DENTAL CARE: Alaska

County Listing

County name	Degree of shortage group
Aleutian Island division	01
Angoon division	01
Barrow division	01
Bethel division	03
Bristol Bay Borough div.	
Service area: Bristol Bay	01
Bristol Bay division	
Service area: Bristol Bay	01
Kobuk division	03
Kuskokwim division	01
Nome division	04
Outer Ketchikan division	01
Prince of Wales division	01
Skagway-Yakutat division	01
Southeast-Fairbanks div.	01
Upper Yukon division	01
Valdez-Chitina-Whitt. div.	01
Wade Hampton division	01
Yukon-Koyukuk division	01

DENTAL CARE: Alaska

Service Area Listing

Service area name	Degree of shortage group
Bristol Bay	01
County—Bristol Bay Borough Div.	
County—Bristol Bay Division.	

DENTAL CARE: Arizona

County Listing

County name	Degree of shortage group
Apache:	
Service area: Southeast/south central Apache Co.	02
Population group: Indian Population of Jasile	01

DENTAL CARE: Arizona—Continued

County Listing

County name	Degree of shortage group
Coconino:	
Population group: Indian pop. of Coconino/Mohave area	02
Gila	04
Greenlee	03
Maricopa	
Service area: El Mirage	01
Service area: Guadalupe	01
Service area: South Phoenix	04
Mohave	
Population group: Indian pop. of Coconino/Mohave area	02
Navajo	
Service area: Hopi Indian Reservation	01
Service area: Kayenta	01
Population group: Indian pop. of Ganado area	01
Pima	
Service area: Marana	02
Pinal	
Population group: Mig/Seas frmwkrs of cent/W. Pinal	01
Santa Cruz	02
Yavapai	
Service area: Seligman	01
Yuma	
Population group: Mig/low inc pop. of Somerton	01

DENTAL CARE: Arizona

Service Area Listing

Service area name	Degree of shortage group
El Mirage	01
County—Maricopa	
Parts of County:	
C.T. 405 (southern ½)	
C.T. 608	
C.T. 609	
Guadalupe	01
County—Maricopa	
Parts of County	
Twn of Guadalupe	
Kayenta	01
County—Navajo	
Parts of County	
Navajo monument div.	
Marana	02
County—Pima	
Parts of County	
Marana CCD	
Seligman	01
County—Yavapai	
Parts of County	
Ash Fork Division	
South Phoenix	04
County—Maricopa	
Parts of County	
C.T. 1152-1161	
C.T. 1162.01	
C.T. 1162.02	
C.T. 1163-1167	
Southeast/south central Apache Co.	02
County—Apache	
Parts of County	
St. Johns	
Round valley	
Puerco	

DENTAL CARE: Arizona

Population Group Listing

Population group	Degree of shortage group
Hopi Indian reservation pop.	01
County—Navajo:	
Parts of county:	
Hopi div.	
Indian pop. of Ganado area	01

DENTAL CARE: Arizona—Continued

Population Group Listing

Population group	Degree of shortage group
County—Apache	
Parts of county:	
Southern part	
County—Navajo:	
Parts of county:	
Southern part	
Indian Population of Jsalie County: Apache	01
Indian pop. of Coconino/Mohave	01
County—Mohave:	
Parts of county:	
Havasupai Reservation	
County—Coconino:	
Parts of county:	
Hualapai Reservation	
Mig/low inc pop. of Somerton	01
County—Yuma:	
Parts of county:	
Somerton Div. (Mig./low inc. pop)	
Mig/Seas farmworkers of cent./W. Pinal	01
County—Pinal:	
Parts of county:	
Casa Grande div.	
Coolidge div.	
Eloy div.	
Maricopa/Stanfield div.	
Sacaton div.	

DENTAL CARE: Arkansas

County Listing

County name	Degree of shortage group
Ashley	
Service area: Parkdale	01
Calhoun	01
Chicot	03
Clay	
Service area: Rector	02
Cleveland	01
Fulton	02
Grant	04
Greene	
Service area: Rector	01
Lafayette	01
Lincoln	02
Marion	03
Monroe	
Service area: Clarendon	01
Montgomery	04
Nevada	04
Newton	03
Perry	01
Poinsett	03
Scott	04
Sharp	04
Woodruff	01

DENTAL CARE: Arkansas

Service Area Listing

Service area name	Degree of shortage group
Clarendon	01
County—Monroe:	
Parts of County:	
Cache	
Cleburne	
Cypress Ridge	
Duncan	
Hindman	
Jackson	
Montgomery	
Pine Ridge	
Raymond	
Roc Roe	
Smally	
Parkdale	01

DENTAL CARE: Arkansas—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Ashley:	
Parts of county:	
Beech Creek	
De Bastrop	
Portland	
Wilmot	
Rector	02
County—Clay:	
Parts of county:	
Blue Cane	
Haywood	
Oak Bluff	
Rector	
County—Greene:	
Parts of county:	
Hopewell	
Hurricane	

DENTAL CARE: California

County Listing

County name	Degree of shortage group
Alameda	
Service area: Fruitvale	02
Fresno	
Service area: Huron/Five Points	01
Imperial	
Population group: Mig/Seas Frmwkrs of Imperial	04
Kern	
Service area: Arvin/Lamont	02
Service area: Frazier Park	03
Los Angeles	
Service area: Newhall	02
Service area: Maple/Santa Barbara	02
Mono:	
Service area: Northern Mono	01
Monterey	
Service area: Soledad	04
Riverside	
Service area: Lower Coachella Valley	01
Population group: Indian Pop. of Banning	01
San Benito	04
San Bernardino	
Service area: Barstow	04
Population group: Indian Pop. of Banning	01
San Diego	
Service area: Anza	03
Service area: Pauma Val./Val. Ctr. Div.	01
Service area: Ramona	03
San Francisco	
Service area: Potrero Hill/South Bayshore	02
San Joaquin	
Population group: Mig/Seas Frmwkrs of San Joaquin	01
San Luis Obispo	
Population group: Sp-Spkg/Ind Pop. in Nipomo area	01
San Mateo	
Service area: East Palo Alto	01
Santa Clara	
Service area: Loma Prieta School District	01
Santa Cruz	
Service area: Loma Prieta School District	01
Stanislaus	
Service area: West Modesto	01
Tulare	
Service area: South Tulare	01

DENTAL CARE: California

Service Area Listing

Service area name	Degree of shortage group
Anza	03
County—San Diego:	
Parts of County:	
Anza div. (C.T. 210)	

DENTAL CARE: California—Continued

Service Area Listing

Service area name	Degree of shortage group
Arvin/Lamont	02
County—Kern:	
Parts of county:	
C.T. 24	
C.T. 32.01	
C.T. 32.02	
C.T. 62–64	
Barstow	04
County—San Bernardino:	
Parts of county:	
C.T. 89.02	
C.T. 90.01	
C.T. 90.02	
C.T. 93–95	
C.T. 96.01	
C.T. 96.02 (ED 1045, 1056, 1057, 1104)	
C.T. 96.03	
C.T. 103 (ED 1021–1024)	
East Palo Alto	01
County: San Mateo	
Parts of County:	
C.T. 6117–6121	
Frazier Park	03
County—Kern:	
Parts of county:	
C.T. 33.02	
Fruitvale	02
County—Alameda:	
Parts of county:	
C.T. 4005–4011	
C.T. 4014–4028	
C.T. 4030–4033	
C.T. 4053–4063	
C.T. 4065	
C.T. 4070–4078	
C.T. 4082–4096	
C.T. 4101–4104	
C.T. 4251	
Huron/Five Points	01
County—Fresno:	
Parts of county:	
C.T. 78	
Loma Prieta School District	01
County—Santa Clara:	
Parts of county:	
Lexington div. (Part)	
County—Santa Cruz:	
Parts of county:	
San Lorenzo Valley (Part)	
Scotts Valley Div. (Part)	
Lower Coachella Valley	01
County—Riverside:	
Parts of county:	
C.T. 456.01	
C.T. 456.02	
Maple/Santa Barbara	02
County: Los Angeles	
Parts of County:	
C.T. 2214.01	
C.T. 2214.02	
C.T. 2215.01	
C.T. 2215.02	
C.T. 2216.01	
C.T. 2216.02	
C.T. 2217.01	
C.T. 2217.02	
C.T. 2218–2219	
C.T. 2221–2227	
C.T. 2244–2247	
C.T. 2264–2267	
Newhall	02
County—Los Angeles:	
Parts of county:	
C.T. 1081	
C.T. 1082	
C.T. 9200.01	
C.T. 9200.02	
C.T. 9200.03	
C.T. 9201	
C.T. 9203.01	
C.T. 9203.02	
C.T. 9203.03	
Northern Mono	01
County: Mono	
Parts of County:	
Mono North CCD	
Pauma Val./Val. Ctr. Div.	01

DENTAL CARE: California—Continued

Service Area Listing

Service area name	Degree of shortage group
County—San Diego:	
Parts of county:	
C.T. 191.01	
C.T. 191.02	
Potrero Hill/South Bayshore	02
County—San Francisco:	
Parts of county:	
C.T. 180	
C.T. 226	
C.T. 227	
C.T. 230–234	
C.T. 606–610	
Ramona	03
County—San Diego:	
Parts of county:	
Ramona div. (C.T. 208)	
Soledad	01
County: Monterey	
Parts of County:	
Greenfield CCD	
Gonzalez CCD	
Soledad CCD	
South Tulare	01
County—Tulare:	
Parts of county:	
C.T. 32	
C.T. 42–45	
West Modesto	01
County—Stanislaus:	
Parts of county:	
C.T. 15–17	
C.T. 22–25	
C.T. 31	

DENTAL CARE: California

Population Group Listing

Population group	Degree of shortage group
Indian pop. of Banning area	01
County—Riverside	
County—San Bernardino	
Migrant seasonal farmworkers of Imperial County	04
Migrant/seasonal farmworkers of San Joaquin Co	01
Spanish spkg. and Indian population of Nipomo area	01
County—San Luis Obispo:	
Parts of county:	
Nipomo area	

DENTAL CARE: Colorado

County Listing

County name	Degree of shortage group
Adams:	
Service area: Commerce City	02
Denver	
Service Area: Eastside	02
Service Area: Westside	01
Los Animas	04
Pueblo:	
Service area: Avondale	02
Saguache	01
Washington	01

DENTAL CARE: Colorado

Service Area Listing

Service area name	Degree of shortage group
Avondale	02
County—Pueblo:	
Parts of county:	
C.T. 30.01 (part—Avondale)	
C.T. 30.02 (part—Avondale)	
C.T. 31.02 (part—Avondale)	
C.T. 32–34	
Commerce City	02
County—Adams:	
Parts of County:	
C.T. 67.02 (Commerce City)	
C.T. 67.03 (Commerce City)	
C.T. 88.01 (Irondale)	
C.T. 88.02 (Adams City)	
C.T. 89.01 (Commerce City)	
C.T. 89.52 (South Welby)	
Eastside (Denver)	02
County—Denver	
Parts of County:	
C.T. 15	
C.T. 16	
C.T. 23	
C.T. 24.01	
C.T. 24.02	
C.T. 31.01	
C.T. 35	
C.T. 36.01	
Westside (Denver)	01
County—Denver	
Parts of County:	
C.T. 6	
C.T. 7.02	
C.T. 8	
C.T. 9.01	
C.T. 9.03	
C.T. 10	
C.T. 18	
C.T. 19	
C.T. 21	

DENTAL CARE: Connecticut

County Listing

County name	Degree of shortage group
Fairfield:	
Service area: Central Bridgeport	04
Service area: Northcentral Bridgeport	03
Service area: Southeast Bridgeport	02
Service area: Southwest Bridgeport	01
Service area: Southwest Stanford	02
Hartford:	
Service Area: Charter Oak/Rice Hts.	01
Service area: North/Northcentral Hardford	03
Middlesex:	
Population group: Low inc. pop. of Middletown	01

DENTAL CARE: Connecticut

Service Area Listing

Service area name	Degree of shortage group
Central Bridgeport	04
County—Fairfield:	
Parts of county:	
C.T. 713–717	
Charter Oak/Rice Hts	01
County—Hartford:	
Parts of county:	
C.T. 5046	
C.T. 5049	
Northcentral Bridgeport	03
County—Fairfield:	
Parts of county:	
C.T. 728	
North/North Central Hartford	03

DENTAL CARE: Connecticut—Continued

Service Area Listing

Service area name	Degree of shortage group
County: Hartford	
Parts of County:	
C.T. 5006–5015	
C.T. 5017–5018	
C.T. 5035	
C.T. 5037	
Northcentral Hartford	04
County—Hartford:	
Parts of county:	
C.T. 5006–5010	
C.T. 5012–5015	
C.T. 5017	
C.T. 5018	
C.T. 5035	
C.T. 5037	
Southeast Bridgeport	02
County—Fairfield:	
Parts of county:	
C.T. 740–744	
Southwest Bridgeport	01
County—Fairfield:	
Parts of county:	
C.T. 702–706	
Southwest Stanford	02
County—Fairfield:	
Parts of county:	
C.T. 222	
C.T. 223	

DENTAL CARE: Connecticut

Population Group Listing

Population group	Degree of shortage group
Low Inc. Pop. (Middletown)	01
County—Middlesex:	
Parts of county:	
C.T. 5401	
C.T. 5407	
C.T. 5408	

DENTAL CARE: Delaware

County Listing

County name	Degree of shortage group
Sussex	04

DENTAL CARE: District of Columbia

County Listing

County name	Degree of shortage group
District of Columbia:	
Service Area: North Capital	01

DENTAL CARE: District of Columbia

Service Area Listing

Service area name	Degree of shortage group
North Capital	01
Parts of District:	
C.T. 33.20	
C.T. 46	
C.T. 47 (⅔)	
C.T. 86 (⅓)	

DENTAL CARE: District of Columbia—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 87 (⅓)	

DENTAL CARE: Florida

County Listing

County name	Degree of shortage group
Baker:	
Facility: Baker Correctional Institution	01
Citrus	04
Collier:	
Service area: Collier (southern portion)	01
Service area: Immokalee	01
Columbia	03
Dade:	
Population group: Haitian pop. of Edison/Little Riv	01
Population Group: Mig/Seas Farmworkers	02
Dixie:	02
Facility: Cross City Correctional Institution	01
Escambia:	
Service Area: Northern Escambia	01
Franklin	03
Gilchrist	01
Glades:	
Service area: Glades/Hendry	02
Gulf	03
Hamilton	04
Hardee	02
Hendry:	
Service area: Glades/Hendry	02
Hernando	04
Highlands:	
Population group: Low inc pop. of Highlands	03
Hillsborough:	
Service area: Hillsborough/Manitee	02
Holmes	03
Indian River:	
Population group: Dent. Indigent of Indian River	01
Jackson	03
Lafayette	01
Lake:	
Population group: Mig/Seas farmworkers	04
Lee:	
Population group: Migrant pop. of Lee	01
Leon:	
Population Group: Low income pop of Leon/Wakulla	01
Madison	04
Manitee:	
Service area: Hillsborough/Manitee	02
Martin:	
Service area: Indian Town	01
Okaloosa:	
Population Group: Low income pop of Okaloosa	01
Okeechobee	02
Orange:	
Service area: West Central Orange	04
Orange:	
Service area: Northwest Orange	02
Osceola	04
Palm Beach:	
Service area: Glades	01
Service area: West Palm Beach	01
Paco	04
Polk:	
Service area: Frostproof	01
Putnam	02
St. Lucie	03
Sumter	01
Suwannee	02
Union	02
Wakulla:	
Population Group: Low income pop of Leon/Wakulla	01
Walton	04
Washington	02

DENTAL CARE: Florida

Service Area Listing

Service area name	Degree of shortage group
Southern Collier	01
County—Collier:	
Parts of county:	
Everglades (southern portion)	
Frostproof	01
County—Polk:	
Parts of County:	
Frostproof	
Lake Wales	
South Babson Park	
Glades	01
County—Palm Beach:	
Parts of County:	
C.T. 60-83	
Glades/Hendry	02
County—Glades	
County—Hendry	
Hillsborough/Mantee	02
County-Hillsborough:	
Parts of county:	
C.T. 121-141	
County—Mantee	
Parts of county:	
C.T. 13-16	
C.T. 19	
Immokalee	01
County—Collier:	
Parts of county:	
Immokalee CCD	
Indian Town	01
County—Martin:	
Parts of county:	
Indian Twn	
Northern Escambia	01
County—Escambia:	
Parts of county:	
C.T. 38-40	
Northwest Orange	02
County—Orange:	
Parts of county:	
C.T. 175-179	
West Central Orange	04
County—Orange:	
Parts of county:	
C.T. 150	
C.T. 171 (N. ½)	
C.T. 172-174	
West Palm Beach	01
County—Palm Beach:	
Parts of county:	
C.T. 22-25	

DENTAL CARE: Florida

Population Group Listing

Population group	Degree of shortage group
Dent. ind. pop. of Indian River County	01
Haitian pop. (Edison/Little River)	01
County—Dade:	
Parts of county:	
C.T. 14	
C.T. 20.01	
C.T. 20.02	
C.T. 22.01	
C.T. 22.02	
Mig./seas. farmworkers	02
County—Dade	
Parts of county:	
C.T. 113	
C.T. 114	
Low income pop. of Highlands Co	03
Migrant population of Lee County	01
Mig./seas. farmworkers of Lake Co	04
Low income pop. of Okaloosa Co	01
Low income pop of Leon/Wakulla	01

DENTAL CARE: Florida—Continued

Population Group Listing

Population group	Degree of shortage group
County—Leon	
County—Wakulla	

DENTAL CARE: Florida

Facility Listing

Facility	Degree of shortage group
Baker Correctional Inst	01
County—Baker	
Cross City Corr. Inst	01
County—Dixie	

DENTAL CARE: Georgia

County Listing

County name	Degree of shortage group
Atkinson	01
Banks	02
Ben Hill	04
Brantley	01
Brooks	02
Bryan	01
Burke:	
Service area: Burke-Jenkins-Screven	04
Butts	03
Calhoun	02
Camden:	
Service area: Woodbine	01
Camden	04
Candler	03
Chattahoochee	01
Chattooga	02
Clarke:	
Service area: Athens Nhbrd Hlth Ctr target area	01
Clinch	01
Coffee	03
Crawford	01
Crisp	04
Dawson	01
Decatur	04
Dooly	02
Early	04
Emanuel	03
Fannin	04
Franklin	04
Fulton:	
Service area: Atlanta southside	01
Glasgock:	
Service area: Tri-county	01
Grady	04
Greene	04
Hancock	01
Haralson	02
Harris	01
Hart	03
Heard	01
Irwin	02
Jefferson	03
Jenkins:	
Service area: Burke-Jenkins-Screven	04
Lamar	04
Lanier	04
Lee	01
Liberty	03
Lincoln	03
Long	01
Lumpkin	04
Macor	01
Madison	02
Meriwether	03
Miller	02
Mitchell	03
Montgomery	01
Murray	01
Oconee	04
Oglethorpe	01

DENTAL CARE: Georgia—Continued

County Listing

County name	Degree of shortage group
Peach	01
Pickens	03
Pike	01
Randolph	02
Richmond:	
Population group: Mentally retarded (Gracewood School)	01
Screven:	
Service area: Burke-Jenkins-Screven	04
Seminole	01
Stewart:	
Service area: Stewart/Webster	02
Sumter:	
Population group: Dent indigent of Sumter	01
Talbot	01
Taliaferro:	
Service area: Tri-county	01
Tattnall	04
Taylor	02
Union	02
Warren:	
Service area: Tri-county	01
Webster:	
Service area: Stewart/Webster	02
Wilcox	01
Wilkinson	01
Worth	03

DENTAL CARE: Georgia

Service Area Listing

Service area name	Degree of shortage group
Athens Neighborhood Hlth Ctr target area	01
County—Clarke:	
Parts of county:	
C.T. 2	
C.T. 3	
C.T. 6	
C.T. 9	
Atlanta southside	01
County—Fulton:	
Parts of County:	
C.T. 44–50	
C.T. 52	
C.T. 53	
C.T. 55.01	
C.T. 55.02	
C.T. 56–58	
C.T. 63	
C.T. 64	
C.T. 67	
C.T. 69–73	
Burke/Jenkins/Screven	04
County—Burke	
County—Jenkins	
County—Screven	
Stewart/Webster	02
County—Stewart	
County—Webster	
Tri-county	01
County—Glascock	
County—Taliaferro	
County—Warren	
Woodbine	01
County—Camden	
Parts of county:	
Woodbine CCD	

DENTAL CARE: Georgia

Population Group Listing

Population group	Degree of shortage group
Dent. ind. pop. of Sumter County	01
Mentally retarded (Gracewood School)	01

DENTAL CARE: Georgia—Continued

Population Group Listing

Population group	Degree of shortage group
County—Richmond:	
Parts of County:	
Gracewood School	

DENTAL CARE: Hawaii

County Listing

County name	Degree of shortage group
Hawaii:	
Service area: Kau	01

DENTAL CARE: Hawaii

Service Area Listing

Service area name	Degree of shortage group
Kau	01
County—Hawaii:	
Parts of County:	
C.T. 212	

DENTAL CARE: Illinois

County Listing

County name	Degree of shortage group
Alexander:	
Service area: Alexander/Pulaski	01
Brown	04
Calhoun	01
Cook:	
Service area: Englewood area	02
Service area: Robbins	02
Service area: South Lawndale (Chicago)	03
Service area: Uptown	04
Facility: Cook Co. Dept. of Corrections	02
Fayette:	
Population group: Pov. pop. of Fayette	02
Gallatin	02
Hamilton	03
Hancock	02
Hardin:	
Service area: Hardin/Pope	01
Henderson	02
Jackson:	
Population group: Pov. pop. of Jackson	01
Kankakee:	
Service area: Pembroke	01
Macon:	
Service area: Decatur inner city	01
Mercer	04
Pope:	
Service area: Hardin/Pope	01
Pulaski:	
Service area: Alexander/Pulaski	01
Randolph:	
Population group: Pov. pop. of Randolph	04
Rock Island:	
Population group: Pov. pop. of Rock Island	02
St. Clair:	
Service area: East Side Health Dist.	01
Washington:	
Service area: Nashville	03
Wayne	02
Will:	
Facility: Joliet Correctional Institution	01
Facility: Statesville Correctional Inst.	01
Winnebago:	
Service area: Rockford inner city	02

DENTAL CARE: Illinois

Service Area Listing

Service area name	Degree of shortage group
Alexander/Pulaski	01
County—Alexander	
County—Pulaski	
Decatur inner city	01
County—Macon:	
Parts of county:	
C.T. 1	
C.T. 7–9	
East Side Health Dist	01
County—St. Clair:	
Parts of county:	
C.T. 5001–5014	
C.T. 5015.01	
C.T. 5020–5030	
Englewood area	02
County—Cook:	
Parts of county:	
C.T. 6101–6122	
C.T. 6701–6720	
C.T. 6801–6807	
C.T. 6809–6814	
Hardin/Pope	01
County—Hardin	
County—Pope	
Nashville	03
County—Washington:	
Parts of county:	
Ashley Twp.	
Beaucoup Twp.	
Boio Twp.	
Covington Twp.	
Dubois Twp.	
Johannisburg Twp.	
Lively Grove Twp.	
Nashville Twp.	
Oakdale Twp.	
Okawville Twp.	
Pilot Knob Twp.	
Plum Hill Twp.	
Richview Twp.	
Venedy Twp.	
Pembroke	01
County—Kankakee:	
Parts of county:	
Pembroke Twp.	
Robbins	02
County—Cook:	
Parts of county:	
Robbins Village	
Rockford inner city	02
County—Winnebago:	
Parts of county:	
C.T. 10	
C.T. 21	
C.T. 22	
C.T. 23.01	
C.T. 23.02	
C.T. 24–28	
South Lawndale (Chicago)	03
County—Cook:	
Parts of county:	
C.T. 3001–3020	
Uptown	04
County—Cook:	
Parts of county:	
C.T. 310–312	
C.T. 315–321	

DENTAL CARE: Illinois

Population Group Listing

Population group	Degree of shortage group
Pov. pop. (Fayette)	02
County—Fayette:	
Parts of county:	
Poverty population	
Pov. pop. (Jackson)	01
County—Jackson:	
Parts of county:	
Poverty population	
Pov. pop. (Randolph)	04

DENTAL CARE: Illinois—Continued

Population Group Listing

Population group	Degree of shortage group
County—Randolph:	
Parts of county:	
Poverty population	
Pov. pop. (Rock Island)	02
County—Rock Island:	
Parts of county:	
Poverty population	

DENTAL CARE: Illinois

Facility Listing

Facility	Degree of shortage group
Cook Co. Dept. of Corrections	02
County—Cook	
Joliet Correctional Inst.	01
County—Will	
Statesville Correctional Inst.	01
County—Will	

DENTAL CARE: Indiana

County Listing

County name	Degree of shortage group
Crawford	01
Lake:	
Service area: Gary	01
Martin	03
Miami	03
Owen	02
Pike	04
Starke	04

DENTAL CARE: Indiana

Service Area Listing

Service area name	Degree of shortage group
Gary	01
County—Lake:	
Parts of county	
C.T. 101-129	

DENTAL CARE: Iowa

County Listing

County name	Degree of shortage group
Adair	03
Appanoose:	
Service area: Albia	04
Benton:	
Service area: Belle Plaine	03
Cedar:	
Service area: Clarence-Wheatland	03
Clarke:	
Service area: Osceola	02
Clayton:	
Service area: Southern Clayton County	04
Clinton:	
Service area: Clarence-Wheatland	03
Crawford:	
Service area: Onawa-Mapleton	03
Decatur	02
Guthrie	03

DENTAL CARE: Iowa—Continued

County Listing

County name	Degree of shortage group
Harrison:	
Service area: Logan	04
Iowa:	
Service area: Brooklyn-Montezuma	03
Jasper:	
Service area: Brooklyn-Montezuma	03
Jones:	
Service area: Clarence-Wheatland	03
Facility: State correctional institution	01
Keokuk	04
Lee:	
Facility: State correctional institution	01
Louisa	04
Lucas:	
Service area: Chariton	03
Madison:	
Service area: Osceola	02
Mahaska:	
Service area: Brooklyn-Montezuma	03
Marion:	
Service area: Albia	04
Monona:	
Service area: Logan	04
Service area: Onawa-Mapleton	03
Monroe:	
Service area: Albia	04
Service area: Chariton	03
Polk:	
Population group: Dent ind of Polk Co	01
Pottawattamie:	
Service area: Logan	04
Poweshiek:	
Service area: Brooklyn-Montezuma	03
Scott:	
Service area: Clarence-Wheatland	03
Shelby:	
Service area: Logan	04
Tama:	
Service area: Belle Plaine	03
Taylor:	
Service area: Bedford	02
Union:	
Service area: Osceola	02
Van Buren	02
Wapello:	
Service area: Albia	04
Warren:	
Service area: Chariton	03
Service area: Osceola	02
Wayne	04
Woodbury:	
Service area: Onawa-Mapleton	03

DENTAL CARE: Iowa

Service Area Listing

Service area name	Degree of shortage group
Albia	04
County—Appanoose:	
Parts of County:	
Monrovia Town	
County—Marion:	
Parts of County:	
Hamilton Town	
County—Monroe:	
Parts of County:	
Albia City	
Lovilla Town	
County—Wapello:	
Parts of County:	
Blakesburg Town	
Bedford	02
County—Taylor:	
Parts of County:	
Bedford Town	
Gravity Town	
Conway Town	
New Market Town	
Sharpsburg Town	
Athelstan Town	
Blockton Town	
Clearfield Town	

DENTAL CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
Belle Plaine	03
County—Benton:	
Parts of County:	
Belle Plaine Town	
Luzerne Town	
Keystone Town	
County—Tama:	
Parts of County:	
Elberon Town	
Vining Town	
Chelsea Town	
Brooklyn—Montezuma	03
County—Iowa:	
Parts of County:	
Victor Town	
County—Jasper:	
Parts of County:	
Lynville Town	
County—Mahaska:	
Parts of County:	
Barnes City Town	
County—Poweshiek:	
Parts of County:	
Brooklyn Town	
Guernsey Town	
Victor Town	
Hartwick Town	
Montezuma Town	
Searshoro Town	
Barnes City Town	
Deep River Town	
Malcom Town	
Chariton	03
County—Lucas:	
Parts of County:	
Chariton Township	
Lucas Town	
Derby Town	
Russell Town	
Williamson Town	
County—Monroe:	
Parts of County:	
Melrose Town	
County—Warren	
Parts of County:	
Lacona Town	
Clarence—Wheatland	03
County—Cedar:	
Parts of County:	
Clarence Town	
Lowden Town	
Stanwood Town	
County—Clinton:	
Parts of County:	
Lost Nation Town	
Calamus Town	
Wheatland Town	
Toronto Town	
County—Jones:	
Parts of County:	
Olin Town	
Wyoming Town	
Oxford Junction Town	
County—Scott:	
Parts of County:	
Dixon Town	
New Liberty Town	
Logan	04
County—Harrison:	
Parts of County:	
Logan Town	
Magnolia Town	
Woodbine Town	
Missouri Valley Town	
Modale Town	
Persia Town	
Mondamin Town	
Pisgah Town	
Little Sioux Town	
County—Monona:	
Parts of County:	
Moorhead Town	
County—Pottawattamie:	
Parts of County:	
Neola Town	
Underwood Town	

DENTAL CARE: Iowa—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Shelby:	
Parts of County:	
Portsmouth Town	
Panama Town	
Tennant Town	
Onawa—Mapleton	03
County—Crawford:	
Parts of County:	
Charter Oak Town	
Ricketts Town	
County—Monona:	
Parts of County:	
Whiting Town	
Turin Town	
Castana Town	
Mapleton Town	
Rodney Town	
Onawa Town	
Ute Town	
Soldier Town	
County—Woodbury:	
Parts of County:	
Anthon Town	
Oto Town	
Hornick Town	
Smithland Town	
Danbury Town	
Osceola	02
County—Clarke	
County—Madison:	
Parts of County:	
Truro Town	
County—Union:	
Parts of County:	
Afton	
Arispe	
Lorimar	
Thayer	
County—Warren:	
Parts of County:	
New Virginia Town	
Southern Clayton County	04
County—Clayton:	
Parts of County:	
Guttenberg City	
Garber Town	
Elkport Town	
North Buena Vista Town	
Elkader Town	
Saint Olaf Town	
Garnavillo Township	
Little Port Town	
Volga City Town	
Edgewood Town	
Strawberry Point Town	

DENTAL CARE: Iowa

Population Group Listing

Population group	Degree of shortage group
Dentally indigent of Polk Co	01

DENTAL CARE: Iowa

Facility Listing

Facility	Degree of shortage group
State correctional institutions	01
County—Jones	
Parts of county:	
Men's Reformatory (Anamosa)	

DENTAL CARE: Iowa—Continued

Facility Listing

Facility	Degree of shortage group
County—Lee	
Parts of county:	
State Penitentiary (Ft. Madison)	

DENTAL CARE: Kansas

County Listing

County name	Degree of shortage group
Chase	01
Chautauqua	03
Cherokee	03
Coffey	02
Comanche	01
Gove:	
Service area: Gove/Logan	04
Graham	01
Gray	01
Greeley	01
Jefferson	04
Jewell	04
Lane	01
Linn	02
Logan:	
Service area: Gove/Logan	04
Meade	04
Ness	03
Smith	03
Wabaunsee	02
Wallace	01
Woodson	03

DENTAL CARE: Kansas

Service Area Listing

Service area name	Degree of shortage group
Gove/Logan	04
County—Gove	
County—Logan	

DENTAL CARE: Kentucky

County Listing

County name	Degree of shortage group
Ballard	04
Bath	04
Bell:	
Service area: Tejay/Pruden Fonde	01
Bracken	02
Breathitt	04
Butler	03
Carlisle	01
Carter	02
Casey	02
Clay	01
Edmonson	01
Elliott	01
Estill	02
Gallatin	01
Grant	03
Hancock	03
Harlan:	
Service area: Cumberland	01
Service area: Western Harlan	01
Jackson	01
Jefferson:	
Service area: West End	03
Johnson	04

DENTAL CARE: Kentucky—Continued

County Listing

County name	Degree of shortage group
Knott	02
Knox:	
Service area: Williamsburg	02
Larue	04
Laurel	02
Lee:	
Service area: Lee/Owsley	02
Leslie	01
Lewis	01
Lincoln	04
Livingston	03
Logan	04
Lyon:	
Facility: Kentucky State Reformatory	01
McCreary	04
Magoffin	01
Martin	01
Menifee	01
Morgan	03
Ohio	03
Owsley:	
Service area: Lee/Owsley	02
Pendleton	04
Perry	02
Pike	04
Spencer	04
Trimble	01
Wayne	04
Webster	03
Whitley:	
Service area: Williamsburg	02
Wolfe	03

DENTAL CARE: Kentucky

Service Area Listing

Service area name	Degree of shortage group
Cumberland	01
County—Harlan:	
Parts of County:	
Benham-Lynch division	
Cumberland CCD	
Poor Fork CCD	
Upper Clover CCD	
Lee/Owsley	02
County—Lee	
County—Owsley	
Tejay/Pruden Fonde	01
County—Bell:	
Parts of County:	
Tejay CCD	
Pruden Fork	
West End	03
County—Jefferson:	
Parts of County:	
C. T. 1-35	
Western Harlan	01
County—Harlan:	
Parts of County:	
Alva CCD	
Wallins Creek CCD	
Williamsburg	02
County—Knox:	
Parts of County:	
Barbourville CCD	
Barbourville east CCD	
Bryants CCD	
Dewitt CCD	
Gridler CCD	
Gray CCD	
Trosper CCD	
Barbourville west CCD	
County—Whitley:	
Parts of County:	
Auler CCD	
Rockholds CCD	

DENTAL CARE: Kentucky—Continued

Service Area Listing

Service area name	Degree of shortage group
Williamsburg CCD	

DENTAL CARE: Kentucky

Facility Listing

Facility	Degree of shortage group
Kentucky State Reformatory	01
County—Lyon	

DENTAL CARE: Louisiana

Parish Listing

Parish name	Degree of shortage group
Bienville	01
Caddo:	
Population group: Low inc. pop. of Shreveport	01
Caldwell	01
Catahoula	02
Concordia	04
De Soto	03
East Baton Rouge:	
Service area: Eden Park	01
East Carroll	03
Franklin	02
Grant	01
Jackson	03
Lincoln	04
Madison	01
Morehouse	04
Natchitoches	04
Orleans:	
Service area: Desire/Florida	01
Service area: Irish Channel	01
Service area: Lower 9th Ward	04
Population group: Pov. pop. of St. Bernard	02
Red River	01
Sabine:	
Service area: Zwolle	01
Tensas	01
Union	04
Vernon	02
West Baton Rouge	02
West Carroll	01
Winn	04

DENTAL CARE: Louisiana

Service Area Listing

Service area name	Degree of shortage group
Desire/Florida	01
Parish—Orleans:	
Parts of Parish:	
C. T. 11	
C. T. 14.01	
C. T. 14.02	
C. T. 15	
C. T. 16	
C. T. 17.03	
C. T. 17.04	
C. T. 17.05	
C. T. 17.06	
Eden Park	01
Parish—East Baton Rouge:	
Parts of Parish:	
C. T. 8-10	

DENTAL CARE: Louisiana—Continued

Service Area Listing

Service area name	Degree of shortage group
C. T. 12	
C. T. 13	
Irish Channel	01
Parish—Orleans:	
Parts of Parish:	
C. T. 77	
C. T. 78	
C. T. 81.01	
C. T. 81.02	
C. T. 83	
C. T. 87-89	
Lower 9th Ward	04
Parish—Orleans:	
Parts of Parish:	
C. T. 7.01	
C. T. 7.02	
C. T. 8	
C. T. 9.01	
C. T. 9.02	
C. T. 9.03	
C. T. 9.04	
Zwolle	01
Parish—Sabine:	
Parts of Parish:	
Ward 5	
Ward 6	
Ward 8	

DENTAL CARE: Louisiana

Population Group Listing

Population group	Degree of shortage group
Pov. pop. of St. Bernard	02
Parish—Orleans:	
Parts of Parish:	
C.T. 33.05	
C.T. 33.06	
Low inc. pop. of Shreveport	01
Parish—Caddo:	
Parts of Parish:	
Shreveport	

DENTAL CARE: Maine

County Listing

County name	Degree of shortage group
Aroostook:	
Service area: Island Falls/Patten	01
Franklin:	
Service area: Rangeley/Kingsfield	01
Knox:	
Service area: Penobscot Bay	01
Oxford:	
Service area: Rangeley/Kingsfield	01
Penobscot:	
Service area: Howland/Old Town	02
Service area: Island Falls/Patten	01
Service area: Brooks	01
Service area: Pittsfield	03
Somerset:	
Service area: Pittsfield	03
Waldo:	
Service area: Brooks	01
Washington:	
Service area: Eastport/Lubec	01

DENTAL CARE: Maine

Service Area Listing

Service area name	Degree of shortage group
Brooks	01
County—Penobscot:	
Parts of county:	
Dixmont Twn.	
Etna Twn.	
County—Waldo:	
Parts of county:	
Brooks Twn.	
Freedom Twn.	
Jackson Twn.	
Knox Twn.	
Monroe Twn.	
Montville Twn.	
Thorndike Twn.	
Troy Twn.	
Unity Twn.	
Eastport/Lubec	01
County—Washington:	
Parts of county:	
Dennysville Twn.	
Eastport City	
Lubec Twn.	
Pembroke Twn.	
Perry Twn.	
Plantation #14	
Whiting Twn.	
Howland/Old Town	02
County—Penobscot:	
Parts of county:	
Alton Twn.	
Argyle Twn.	
Bradley Twn.	
Burlington Twn.	
Edinburg Twn.	
Enfield Twn.	
Grand Falls Plantation	
Greenbush Twn.	
Greenfield Twn.	
Howland Twn.	
La Grange Twn.	
Lowell Twn.	
Milford Twn.	
Old Town City	
Passadumbeaq Twn.	
Summitt Twn.	
Island Falls/Patten	01
County—Aroostook:	
Parts of county:	
Benedicta Twn.	
Crystal Twn.	
Dyer Brook Twn.	
Hersey Twn.	
Island Falls Twn.	
Moro Plantation	
Sherman Twn.	
Unorg. terr. of S. Aroostook	
County—Penobscott:	
Parts of county:	
Mt. Chase Plantation	
Patten Twn.	
Staceyville Twn.	
Penobscot Bay	01
County—Knox:	
Parts of county:	
Matinicus Isle Plantation	
North Haven	
Vinalhaven	
Pittsfield	03
County:Penobscot	
Parts of County:	
Newport	
Plymouth	
County: Somerset	
Parts of County:	
Detroit	
Hartland	
Palmyra	
Pittsfield	
St. Albans	
Rangeley/Kingsfield	01
County—Franklin:	
Parts of county:	
Caplin Plantation	
Dallas Plantation	
Eustis Twn.	
Kingsfield Twn.	
Madrid Twn.	
Phillips Twn.	

DENTAL CARE: Maine—Continued

Service Area Listing

Service area name	Degree of shortage group
Rangeley Plantation	
Rangeley Twn.	
Sandy River Plantation	
Unorg. terr. (N. Franklin)	
County—Oxford:	
Parts of county:	
Lincoln Plantation	
Magalloway Plantation	

DENTAL CARE: Maryland

County Listing

County name	Degree of shortage group
Somerset:	
Service area: Princess Anne	02
Baltimore city:	
Service area: Constant Care	02
Service area: East Baltimore	01
Service area: Hampden/Woodberry/Remington	04
Service area: West Baltimore	02

DENTAL CARE: Maryland

Service Area Listing

Service area name	Degree of shortage group
Constant Care	02
County—Baltimore City:	
Parts of County:	
C.T. 402	
C.T. 1401-1403	
C.T. 1501	
C.T. 1502	
C.T. 1601-1604	
C.T. 1701-1703	
C.T. 2101	
East Baltimore	01
County—Baltimore City:	
Parts of County:	
C.T. 501	
C.T. 603-605	
C.T. 704	
C.T. 806-808	
C.T. 909	
C.T. 1001	
C.T. 1002	
C.T. 1004	
Hampden/Woodberry/Remington	04
County—Baltimore City:	
Parts of County:	
C.T. 1203	
C.T. 1206	
C.T. 1207	
C.T. 1305	
C.T. 1306	
C.T. 1308.02	
Princess Anne	02
County—Somerset:	
Parts of County:	
Election Dist. 1	
Election Dist. 3	
Election Dist. 4	
Election Dist. 6	
Election Dist. 8	
Election Dist. 13	
Election Dist. 15	
West Baltimore	02
County—Baltimore City:	
Parts of County:	
C.T. 1801-1803	
C.T. 1901-1903	

DENTAL CARE: Maryland—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 2001-2005	

DENTAL CARE: Massachusetts

County Listing

County name	Degree of shortage group
Suffolk:	
Service area: Allston	01
Service area: North Dorchester	02
Service area: Roxbury	02
Service area: South end	03

DENTAL CARE: Massachusetts

Service Area Listing

Service area name	Degree of shortage group
Allston	01
County—Suffolk:	
Parts of County:	
C.T. 1	
C.T. 7	
C.T. 8	
North Dorchester	02
County—Suffolk:	
Parts of County:	
C.T. 901-924	
Roxbury	02
County—Suffolk:	
Parts of County:	
C.T. 801-821	
South End	03
County—Suffolk:	
Parts of County:	
C.T. 703 (S. ½)	
C.T. 704-712	

DENTAL CARE: Michigan

County Listing

County name	Degree of shortage group
Alcona	03
Arenac:	
Service area: Rifle River	02
Service area: Sterling-Standish	04
Bay:	
Service area: Sterling-Standish	04
Chippewa:	
Service area: Bay Mills	01
Clare:	
Service area: Harrison	04
Genesee:	
Service area: North Flint	01
Gladwin:	
Service area: Gladwin	04
Service area: Sterling-Standish	04
Iosco:	
Service area: Rifle River	02
Lapeer:	
Service area: Sandusky	04
Livingston:	
Service area: Cohoctah	01
Ogemaw:	
Service area: Rifle River	02
Roscommon:	
Service area: Houghton Lake-St. Helen	04
Saginaw:	
Service area: Easton	04
Service area: Saginaw (inner city)	04

DENTAL CARE: Michigan—Continued

County Listing

County name	Degree of shortage group
Sanilac:	
Service area: Sandusky	04
Shiawassee:	
Service area: Cohoctah	01
Service area: Easton	04
Wayne:	
Service area: Detroit (east)	02
Service area: Detroit (west)	03
Service area: Eloise	04
Service area: Sumpter	03
Facility: Herman Kiefer Health Complex	03
Facility: Titus Greenwood Health Center	03
Facility: Wayne County Jail	03

DENTAL CARE: Michigan

Service Area Listing

Service area name	Degree of shortage group
Bay Mills	01
County—Chippewa:	
Parts of county:	
Bay Mills Twp.	
Chippewa Twp.	
Hulbert Twp.	
Superior Twp.	
Whitefish Twp.	
Cohoctah	01
County—Livingston:	
Parts of county:	
Cohoctah Twp.	
Conway Twp.	
Deerfield Twp.	
County—Shiawassee:	
Parts of County:	
Antrim Twp.	
Burns Twp.	
Perry Twp.	
Detroit (east)	02
County—Wayne:	
Parts of county:	
C.T. 501-503	
C.T. 505	
C.T. 509	
C.T. 511-515	
C.T. 517-527	
C.T. 537	
C.T. 539-542	
C.T. 547-550	
C.T. 554-556	
C.T. 558-572	
C.T. 601.01	
C.T. 602	
C.T. 604	
C.T. 651-657	
C.T. 662-665	
C.T. 751-797	
C.T. 951-961	
Detroit (west)	03
County—Wayne:	
Parts of county:	
C.T. 3-13	
C.T. 15-21	
C.T. 36	
C.T. 38-41	
C.T. 43	
C.T. 51-56	
C.T. 58-64	
C.T. 66-73	
C.T. 101	
C.T. 103-123	
C.T. 153-169	
C.T. 170 (portions)	
C.T. 171 (portions)	
C.T. 173-183	
C.T. 184 (portions)	
C.T. 185	
C.T. 187	
C.T. 201-203	
C.T. 206-213	
C.T. 209	
C.T. 251-255	
C.T. 256.01	

DENTAL CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 258.02	
C.T. 257	
C.T. 258.01	
C.T. 259.02	
C.T. 260	
C.T. 261.01	
C.T. 261.02	
C.T. 262.01 (portions)	
C.T. 262.02 (portions)	
C.T. 263	
C.T. 358	
C.T. 401	
C.T. 407	
C.T. 408	
C.T. 409.01	
Easton	04
County—Saginaw:	
Parts of county:	
Brady twp.	
Chapin Twp	
Chesaning Twp	
Maple Grove Twp.	
County—Shiawassee:	
Parts of county:	
Fairfield Twp.	
Hazelton Twp.	
New Haven Twp.	
Rush Twp.	
Ecorse	04
County—Wayne	
Parts of county:	
C.T. 841-844	
C.T. 918.01	
C.T. 918.02	
C.T. 919	
C.T. 942.02	
C.T. 943	
Gladwin	04
County—Gladwin:	
Parts of county:	
Beaverton City	
Beaverton Twp.	
Bently Twp.	
Billings Twp.	
Buckeye Twp.	
Butman Twp.	
Clement Twp.	
Gladwin City	
Gladwin Twp.	
Grant Twp.	
Hay Twp.	
Sage Twp.	
Secord Twp.	
Sherman Twp.	
Tobacco Twp.	
Harrison	04
County—Clare:	
Parts of county:	
Arthur Twp.	
Franklin Twp.	
Freeman Twp.	
Frost Twp.	
Greenwood Twp.	
Hamilton Twp.	
Harrison-City	
Hatton Twp.	
Hayes Twp.	
Lincoln Twp.	
Redding Twp.	
Summerfield Twp.	
Winterfield Twp.	
Houghton Lake/St. Helen	04
County—Roscommon:	
Parts of county:	
Richfield Twp.	
Au Sable Twp.	
Nester Twp.	
Backus Twp.	
Higgins Twp.	
Denton Twp.	
Roscommon Twp.	
North Flint	01
County—Genesee:	
Parts of county:	
C.T. 1-7	
C.T. 19-26	
C.T. 44	
Rifle River	02

DENTAL CARE: Michigan—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Arenac:	
Parts of county:	
Moffet twp.	
Clayton Twp.	
Mason Twp.	
County—Iosco:	
Parts of county:	
Plainfield Twp.	
Reno Twp.	
Burleigh Twp.	
County—Ogemau:	
Parts of county:	
Horton Twp.	
Mills Twp.	
Richland Twp.	
Churchhill Twp.	
Logan Twp.	
Saginaw (inner city)	04
County—Saginaw:	
Parts of county:	
C.T. 1-11	
Sandusky	04
County—Lapeer:	
Parts of county:	
Burnside Twp.	
County—Sanilac	
Sterling/Standish	04
County—Arenac:	
Parts of county:	
Adams Twp.	
Arenac Twp.	
Au Gres City.	
Au Gres Twp.	
Deep River Twp.	
Lincoln Twp.	
Omer City	
Sims Twp.	
Standish Twp.	
Turner Twp.	
Whitney Twp.	
County—Bay:	
Parts of county:	
Gibson Twp.	
County—Gladwin:	
Parts of county:	
Bourret Twp.	
Grim Twp.	
Sumpter	03
County—Wayne:	
Parts of county:	
C.T. 937	
C.T. 938.01	
C.T. 938.02	
C.T. 939-941	
C.T. 942.01	

DENTAL CARE: Michigan

Facility Listing

Facility name	Degree of shortage group
Herman Kiefer Health Complex	02
County—Wayne	
Titus Greenwood Health Center	02
County—Wayne	
Wayne County Jail	02
County—Wayne	

DENTAL CARE: Minnesota

County Listing

County name	Degree of shortage group
Hennepin:	
Population group: Indian pop. of Minneapolis	01
Hennepin:	
Population group: Indo-Chinese Refugee population	01

DENTAL CARE: Minnesota—Continued

County Listing

County name	Degree of shortage group
Ramsey:	
Population group: Indo-Chinese Refugee population	01

DENTAL CARE: Minnesota

Population Group Listing

Population group	Degree of shortage group
Indian pop. of Minneapolis	01
County—Hennepin	
Indo-Chinese Refugee population	01
County-Hennepin	
County-Ramsey	

DENTAL CARE: Mississippi

County Listing

County name	Degree of shortage group
Amite:	
Service area: Gloster	04
Attala	04
Benton	01
Bolivar	04
Carroll	01
Chickasaw	03
Choctaw	01
Claiborne	01
Clarke	01
Clay	01
Copiah	02
Covington	04
De Soto	02
Franklin	01
Greene	01
Hinds:	
Service area: Good Samaritan	02
Service area: Southwest Hinds	01
Holmes	04
Humphreys	01
Issaquena:	
Service area: Issaquena/Sharkey	04
Itawamba	02
Jasper	01
Kemper	01
Lafayette	04
Lawrence	03
Leake	01
Madison	01
Marshall	01
Monroe	04
Montgomery	01
Neshoba	03
Newton	03
Noxubee	01
Perry	04
Pontotoc	03
Prentiss	02
Quitman	02
Rankin	03
Sharkey:	
Service area: Issaquena/Sharkey	04
Smith	02
Tallahatchie	02
Tate	03
Tippah	04
Tishomingo	03
Tunica	01
Walthall	04
Wayne	03
Webster	03
Winston	04
Wilkinson:	
Service area: Gloster	04
Yalobusha	03
Yazoo	03

DENTAL CARE: Mississippi

Service Area Listing

Service area name	Degree of shortage group
Good Samaritan	02
County—Hinds:	
Parts of County:	
C.T. 17–20	
C.T. 25–28	
Gloster	04
County—Amite:	
Parts of county:	
District 1–3	
County—Wilkinson:	
Parts of county:	
District 3	
District 5	
Issaquena/Sharkey	04
County—Issaquena	
County—Sharkey	
Southwest Hinds	01
County—Hinds:	
Parts of County:	
C.T. 106	
C.T. 107	
C.T. 112	
C.T. 113	

DENTAL CARE: Missouri

County Listing

County name	Degree of shortage group
Bollinger	01
Carter	04
Cedar:	
Service area: Humansville	02
Chariton	04
Clark	02
Dallas	04
Davies	03
De Kalb	04
Dunklin	04
Hickory:	
Service area: Hickory	01
Service area: Humansville	02
Holt	02
Iron	04
Jackson:	
Service area: Central Kansas City	02
Knox	03
Lewis	02
Lincoln	03
McDonald	02
Maries	02
Mississippi	04
New Madrid	04
Oregon	01
Ozark	01
Pemiscot	02
Polk:	
Service area: Humansville	02
Pulaski	02
Ralls	01
Reynolds	01
Ripley	02
St. Clair:	
Service area: Humansville	02
St. Louis City:	
Service area: Grace Hill	01
Schuyler	01
Scotland	04
Shannon	01
Stone	04
Sullivan	03
Texas	04
Washington	02
Wayne	01
Webster	04
Wright	04

DENTAL CARE: Missouri

Service Area Listing

Service area name	Degree of shortage group
Central Kansas City	02
County—Jackson:	
Parts of County:	
C.T. 4–10	
C.T. 15–26	
C.T. 32–34	
C.T. 35.01	
C.T. 35.02	
C.T. 36.01	
C.T. 36.02	
C.T. 37–42	
C.T. 52–55	
C.T. 56.01	
C.T. 56.02	
C.T. 57	
C.T. 58.01	
C.T. 58.02	
C.T. 59.01	
C.T. 60–64	
C.T. 75–77	
C.T. 78.01	
C.T. 78.02	
C.T. 79	
C.T. 80	
Grace Hill	01
County—St. Louis City:	
Parts of County:	
C.T. 1095	
C.T. 1202	
C.T. 1203	
C.T. 1261–1265	
Hickory	01
County—Hickory:	
Parts of County:	
Center Township.	
Cross Timbers Township.	
Green Township.	
Jordan Township.	
Montgomery Township.	
Stark Township.	
Wheatland Township.	
Humansville	02
County—Cedar:	
Parts of County:	
Jefferson Township.	
Washington Township.	
County—Hickory:	
Parts of County:	
Tyler Township.	
Weaubleau Township.	
County—Polk:	
Parts of County:	
Campbell Township.	
Cliquot Township.	
Flemington Township.	
Jefferson Township.	
Johnson Township.	
County—St. Clair:	
Parts of County:	
Collins Township.	
Washington Township.	

DENTAL CARE: Montana

County Listing

County name	Degree of shortage group
Liberty	01
Roosevelt:	
Service area: Poplar/Wolf Point	02

DENTAL CARE: Montana

Service Area Listing

Service area name	Degree of shortage group
Poplar/Wolf Point	02
County—Roosevelt:	
Parts of county:	
Poplar div.	
Wolf Point div.	
Wolf Point rural div.	

DENTAL CARE: Nebraska

County Listing

County name	Degree of shortage group
Arthur:	
Service area: Mullen	01
Cherry:	
Service area: Mullen	01
Douglas:	
Service area: Northeast Omaha	04
Grant:	
Service area: Mullen	01
Hooker:	
Service area: Mullen	01
Logan:	
Service area: Mullen	01
McPherson:	
Service area: Mullen	01
Thomas:	
Service area: Mullen	01
Thurston:	
Population group: Winnebago Indians of Thurston County	01
Population Group: Omaha Indians of Thurston County	01

DENTAL CARE: Nebraska

Service Area Listing

Service area name	Degree of shortage group
Mullen	01
County—Arthur	
County—Cherry:	
Parts of county:	
Call Creek prec.	
Elsmere prec.	
Gillaspie prec.	
Kennedy prec.	
Ladkey prec.	
Loup prec.	
Mother Lake prec.	
Pleasant Hill prec.	
Wells prec.	
Elsmere	
County—Grant	
County—Hooker	
County—Logan:	
Parts of county:	
Burt prec.	
Cody Lake prec.	
Lone Valley prec.	
County—McPherson:	
Parts of county:	
Hall prec.	
Whitewater prec.	
Worden prec.	
County—Thomas	
Northeast Omaha	04
County—Douglas:	
Parts of county:	
C.T. 6	
C.T. 7	
C.T. 9–12	
C.T. 13.01	
C.T. 13.02	

DENTAL CARE: Nebraska—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 14	
C.T. 15	
C.T. 52	
C.T. 60	

DENTAL CARE: Nebraska

Population Group Listing

Population group	Degree of shortage group
Winnebago Indians of Thurston County	01
Omaha Indians of Thurston County	01

DENTAL CARE: Nevada

County Listing

County name	Degree of shortage group
Clark:	
Service area: Northeast Clark	01
Service area: South/Southwest Clark	01
Service area: Western Clark	01
Population group: Low inc. pop. of W. Las Vegas	01
Esmeralda	01
Eureka	01
Lander	01
Lyon	03
Mineral	02
Nye	01
Storey	01
White Pine	04

DENTAL CARE: Nevada

Service Area Listing

Service area name	Degree of shortage group
Northeast Clark	01
County—Clark:	
Parts of county:	
C.T. 56	
C.T. 59 (E. part)	
South/Southwest Clark	01
County—Clark:	
Parts of county:	
C.T. 57	
C.T. 58 (S. part)	
Western Clark	01
County—Clark:	
Parts of county:	
C.T. 58 (N. and central part)	
C.T. 59 (W. part)	

DENTAL CARE: Nevada

Population Group Listing

Population group	Degree of shortage group
Low inc. pop. (W. Las Vegas)	01
County—Clark:	
Parts of county:	
C.T. 3.01	
C.T. 3.02	
C.T. 7	

DENTAL CARE: Nevada—Continued

Population Group Listing

Population group	Degree of shortage group
Quay	04
C.T. 35	

DENTAL CARE: New Jersey

County Listing

County name	Degree of shortage group
Camden:	
Service area: Camden City	02
Mercer:	
Population group: Dentally Indigent Pop./Trenton	02
Passaic:	
Service area: Northside Paterson	02

DENTAL CARE: New Jersey

Service Area Listing

Service area name	Degree of shortage group
Camden City	02
County: Camden:	
Parts of County:	
C.T. 6001-6020	
Northside Paterson	02
County—Passaic:	
Parts of county:	
C.T. 1803	
C.T. 1804	
C.T. 1805	
C.T. 1806	
C.T. 1807	

DENTAL CARE: New Jersey

Population Group Listing

Population group	Degree of shortage group
Dentally Indigent Pop./Trenton	02
County—Mercer	
Parts of county:	
C.T. 1-22	

DENTAL CARE: New Mexico

County Listing

County name	Degree of shortage group
Bernalillo:	
Service area: Los Padillas/Pajarito	01
Catron	01
Chaves:	
Population group: Indigent pop. of S. Chaves	04
De Baca:	
Service area: Ft. Sumner-Santa Rosa	01
Dona Ana:	
Service area: Hatch	01
Service area: Southern Dona Ana	01
Guadalupe:	
Service area: Ft. Sumner-Santa Rosa	01
Harding	01
Hidalgo	01
Lincoln:	
Service area: Northern Lincoln Co	01
McKinley:	
Population group: Navajo Indian pop	01

DENTAL CARE: New Mexico—Continued

County Listing

County name	Degree of shortage group
C.T. 9	
C.T. 10	
Rio Arriba	03
Sandoval	01
San Miguel	04
Santa Fe:	
Population group: Indigent pop. of Santa Fe	01
Sierra	01
Torrance	02

DENTAL CARE: New Mexico

Service Area Listing

Service area name	Degree of shortage group
Ft. Sumner-Santa Rosa	01
County—De Baca	
County—Guadalupe	
Hatch	01
County—Dona Ana:	
Parts of county:	
Hatch	
Los Padillas-Pajarito	01
County—Bernalillo:	
Parts of county:	
C.T. 46	
Northern Lincoln Co	01
County—Lincoln	
Parts of county:	
Carrizozo	
Capitan	
Corona	
Southern Dona Ana	01
County—Dona Ana:	
Parts of county:	
E.D. 76 (Anthony)	
E.D. 77 (Anthony)	
E.D. 79	
E.D. 80 (La Mesa)	
E.D. 81	
E.D. 84 (La Union)	

DENTAL CARE: New Mexico

Population Group Listing

Population group	Degree of shortage group
Indigent pop. of S. Chaves	01
County—Chaves:	
Parts of County:	
C.T. 12-14	
Indigent pop. of Santa Fe Co	01
Indian pop. of Navajo area	01
County—McKinley	

DENTAL CARE: New York

County Listing

County name	Degree of shortage group
Bronx:	
Service area: Morris Heights	03
Service area: Soundview	04
Service area: South Bronx	04
Service area: South/Central Bronx/Fort Apache	04
Cattaraugus:	
Service area: Northwest Cattaragus	01
Chenango:	
Service area: Hamilton	03
Cortland:	
Service area: Marathon	01
Kings:	
Service area: Brownsville	01
Service area: Coney Island	01

DENTAL CARE: New York—Continued

County Listing

County name	Degree of shortage group
Service area: Gowanus/Park Slope	02
Service area: Southwest Brooklyn (hlth area 41)	01
Service area: South Williamsburg (Brooklyn)	04
Service area: Sunset Park	03
Madison:	
Service area: Hamilton	03
New York:	
Service area: East/Central Harlem	03
Service area: East Harlem	02
Service area: Lower Eastside	02
Service area: Metro North	03
Service area: West Harlem	04
Oneida:	
Service area: Hamilton	03
Rockland:	
Service area: Northern Rockland	04
Westchester:	
Population group: Dent ind pop. of Mt. Vernon	02

DENTAL CARE: New York

Service Area Listing

Service area name	Degree of shortage group
Brownsville	01
County—Kings:	
Parts of county:	
C.T. 301	
C.T. 303	
C.T. 361	
C.T. 363	
C.T. 365.01	
C.T. 365.02	
C.T. 367	
C.T. 369	
C.T. 371	
C.T. 373	
C.T. 375	
C.T. 377	
C.T. 379	
C.T. 882	
C.T. 884	
C.T. 886	
C.T. 888	
C.T. 890	
C.T. 892	
C.T. 894	
C.T. 896	
C.T. 898	
C.T. 900	
C.T. 902	
C.T. 904	
C.T. 906	
C.T. 908	
C.T. 910	
C.T. 912	
C.T. 914	
C.T. 916	
C.T. 918	
C.T. 920	
C.T. 922	
C.T. 928	
C.T. 930	
C.T. 1138	
Coney Island	01
County—Kings:	
Parts of county:	
C.T. 326	
C.T. 328	
C.T. 330	
C.T. 340	
C.T. 342	
C.T. 346.02	
C.T. 352	
East/Central Harlem	03
County—New York:	
Parts of county:	
C.T. 166	
C.T. 190	
C.T. 197.02	
C.T. 200	
C.T. 201.02	
C.T. 206	

DENTAL CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 207.02	
C.T. 208	
C.T. 209.02	
C.T. 210	
C.T. 212	
C.T. 213.02	
C.T. 214	
C.T. 216	
C.T. 217.02	
C.T. 218	
C.T. 220	
C.T. 221.02	
C.T. 222	
C.T. 224	
C.T. 226	
C.T. 227.02	
C.T. 228	
C.T. 230	
C.T. 231.02	
C.T. 232	
C.T. 234	
C.T. 235.02	
C.T. 236	
C.T. 243.02	
East Harlem	02
County—New York:	
Parts of county:	
C.T. 166	
C.T. 168	
C.T. 172.01	
C.T. 172.02	
C.T. 174.01	
C.T. 174.02	
C.T. 178	
C.T. 180	
C.T. 182	
C.T. 184	
C.T. 188	
C.T. 192	
C.T. 194	
C.T. 196	
C.T. 198	
C.T. 202	
C.T. 204	
Gowanus/Park Slope	02
County—Kings:	
Parts of County:	
C.T. 71	
C.T. 127	
C.T. 131	
C.T. 133	
Hamilton	03
County: Chenango	
Parts of county:	
Columbus	
Otselic	
Sherburne	
Symra	
County: Madison	
Parts of county:	
Brookfield	
Eaton	
Hamilton	
Georgetown	
Lebanon	
Madison	
County: Oneida	
Parts of county:	
Sangerfield	
Lower Eastside	02
County—New York:	
Parts of county:	
C.T. 10.02	
C.T. 20	
C.T. 22.02	
C.T. 24	
C.T. 26.01	
C.T. 26.02	
Marathon	01
County—Cortland:	
Parts of county:	
Cincinnatus	
Freetown	
Harford	
Lapeer	
Marathon	
Taylor	
Willet	

DENTAL CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
Metro North	03
County—New York:	
Parts of County:	
C.T. 156.02	
C.T. 162	
C.T. 164	
C.T. 170	
Morris Heights	03
County—Bronx:	
Parts of County:	
C.T. 235.01	
C.T. 235.02	
C.T. 237.02	
C.T. 239	
C.T. 241	
C.T. 243	
C.T. 245	
C.T. 247	
C.T. 249	
C.T. 251	
C.T. 253	
C.T. 255	
C.T. 257	
Northern Rockland	04
County—Rockland:	
Parts of County:	
C.T. 101-107	
Northwest Cattaraugus	01
County—Cattaraugus:	
Parts of County:	
Dayton	
Persia	
Otto	
East Otto	
Mansfield	
Leon	
New Albion	
Conewango	
Napoli	
Little Valley	
South Williamsburg (Brooklyn)	04
County—Kings:	
Parts of County:	
C.T. 253	
C.T. 257	
C.T. 259.01	
C.T. 259.02	
C.T. 261	
C.T. 279	
C.T. 281	
C.T. 283	
C.T. 285.01	
C.T. 285.02	
C.T. 287	
C.T. 289	
C.T. 291	
C.T. 293	
C.T. 387	
C.T. 389	
C.T. 391	
C.T. 393	
C.T. 395	
C.T. 397	
C.T. 399	
C.T. 415	
C.T. 417	
C.T. 419	
C.T. 421	
C.T. 423	
C.T. 429	
C.T. 435	
C.T. 487	
C.T. 489	
C.T. 491	
C.T. 505	
C.T. 507	
C.T. 509	
C.T. 511	
C.T. 523	
C.T. 525	
C.T. 527	
C.T. 529	
C.T. 531	
C.T. 533	
C.T. 535	
C.T. 537	
C.T. 539	
C.T. 545	

DENTAL CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 547	
C.T. 549	
Southwest Brooklyn	01
County—Kings:	
Parts of county:	
C.T. 55	
C.T. 57	
C.T. 59	
C.T. 65	
Soundview	04
County—Bronx:	
Parts of county:	
C.T. 2	
C.T. 4	
C.T. 16	
C.T. 20	
C.T. 24	
C.T. 28	
C.T. 36	
C.T. 38	
C.T. 40.01	
C.T. 40.02	
C.T. 44	
C.T. 46	
C.T. 48	
C.T. 50	
C.T. 52	
C.T. 54	
C.T. 56	
C.T. 62	
C.T. 64	
C.T. 66	
C.T. 68	
C.T. 70	
C.T. 72	
C.T. 74	
C.T. 76	
C.T. 84	
C.T. 86	
C.T. 88	
C.T. 98	
C.T. 102	
C.T. 110	
C.T. 118	
C.T. 130	
C.T. 132	
C.T. 138	
C.T. 144	
C.T. 154	
C.T. 156	
C.T. 158	
C.T. 160	
C.T. 162	
C.T. 164	
C.T. 166	
C.T. 194	
C.T. 214	
C.T. 274	
C.T. 276	
South Bronx	04
County—Bronx:	
Parts of county:	
C.T. 11	
C.T. 15	
C.T. 17	
C.T. 23	
C.T. 25	
C.T. 27.01	
C.T. 27.02	
C.T. 31	
C.T. 33	
C.T. 35	
C.T. 37	
C.T. 39	
C.T. 41	
C.T. 43	
C.T. 47	
C.T. 49	
C.T. 53	
C.T. 59.01	
C.T. 59.02	
C.T. 61	
C.T. 65	
C.T. 67	
C.T. 69	
C.T. 71	
C.T. 73	
C.T. 75	

DENTAL CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 77	
C.T. 79	
C.T. 81	
C.T. 83	
C.T. 85	
C.T. 87	
C.T. 89	
C.T. 91	
C.T. 97	
C.T. 99	
C.T. 105	
C.T. 115.01	
C.T. 115.02	
C.T. 119	
C.T. 127.02	
C.T. 129.01	
C.T. 129.02	
C.T. 133	
C.T. 135	
C.T. 137	
C.T. 139	
C.T. 141	
C.T. 134	
C.T. 145	
C.T. 147	
C.T. 149	
C.T. 153	
C.T. 155	
C.T. 163	
C.T. 165	
C.T. 167	
C.T. 169	
C.T. 171	
C.T. 173	
C.T. 175	
C.T. 177	
C.T. 179	
C.T. 181	
C.T. 183	
C.T. 187	
C.T. 189	
C.T. 193	
C.T. 195	
C.T. 197	
C.T. 199	
C.T. 201	
C.T. 211	
C.T. 213.02	
C.T. 217.02	
C.T. 219	
C.T. 221	
C.T. 223	
C.T. 225	
C.T. 227.02	
C.T. 227.03	
C.T. 229.02	
C.T. 367	
C.T. 369.02	
South Central Bronx-Fort Apache	04
County—Bronx:	
Parts of county:	
C.T. 121.01	
C.T. 121.02	
C.T. 123	
C.T. 125	
C.T. 127.01	
C.T. 131	
C.T. 151	
C.T. 157	
C.T. 161	
Sunset Park	03
County—Kings:	
Parts of county:	
C.T. 2	
C.T. 18	
C.T. 20	
C.T. 22	
C.T. 72	
C.T. 74	
C.T. 76	
C.T. 78	
C.T. 80	
C.T. 82	
C.T. 84	
C.T. 86	
C.T. 88	
C.T. 90 (parts)	
C.T. 92 (parts)	

DENTAL CARE: New York—Continued

Service Area Listing

Service area name	Degree of shortage group
C.T. 94 (parts)	
C.T. 96	
C.T. 98	
C.T. 100	
C.T. 101	
C.T. 104 (parts)	
C.T. 106 (parts)	
C.T. 108 (parts)	
C.T. 118	
C.T. 122	
C.T. 143	
C.T. 145	
C.T. 147	
C.T. 162	
West Harlem	04
County—New York:	
Parts of county:	
C.T. 209.01	
C.T. 211	
C.T. 213.01	
C.T. 217.01	
C.T. 219	
C.T. 221.01	
C.T. 223	
C.T. 225	
C.T. 227.01	
C.T. 229	
C.T. 231.01	
C.T. 233	

DENTAL CARE: New York

Population Group Listing

Population group	Degree of shortage group
Dent ind. pop. of Mt. Vernon	02
County—Westchester:	
Parts of county:	
C.T. 25	
C.T. 27	
C.T. 28	
C.T. 29	
C.T. 31	
C.T. 32	
C.T. 35	

DENTAL CARE: North Carolina

County Listing

County name	Degree of shortage group
Alleghany	04
Anson	01
Ashe	02
Beaufort:	
Service area: Chocowinity-Richland	01
Bertie	02
Bladen	04
Brunswick	04
Camden	01
Chatham	04
Clay	03
Columbus	04
Cumberland:	
Service area: Eastern Cumberland Co	01
Currituck	02
Duplin	02
Durham:	
Service area: Lincoln Comm Hlth Ctr	02
Edgecombe	03
Franklin	03
Gates	01
Graham	02
Greene	01
Halifax	03
Harnett	04
Hertford	04
Hoke	02

DENTAL CARE: North Carolina—Continued

County Listing

County name	Degree of shortage group
Hyde	01
Johnston	04
Jones	02
Madison	01
Martin	04
Northampton	01
Onslow	04
Pender	02
Perquimans	01
Robeson:	
Population group: Dent ind of Pembroke	01
Sampson	03
Scotland	04
Swain	03
Tyrrell	01
Warren	03
Washington	02
Wilkes	04

DENTAL CARE: North Carolina

Service Area Listing

Service area name	Degree of shortage group
Chocowinity-Richland	01
County—Beaufort:	
Parts of county:	
Chocowinity Twp.	
Richland Twp.	
Eastern Cumberland Co	01
County—Cumberland:	
Parts of county:	
Eastern Cumberland Co.	
Lincoln Comm. Hlth. Ctr. service area	02
County—Durham:	
Parts of county:	
C.T. 8.01	
C.T. 8.02	
C.T. 9	
C.T. 10.01	
C.T. 11	
C.T. 12.01	
C.T. 12.02	
C.T. 13.01	
C.T. 13.02	
C.T. 14	
Northern Mitchell Co	01
County—Mitchell:	
Parts of county:	
Bakersville	
Cane Creek	
Little Rock Creek	
Fork Mountain	
Red Hill	
Harrell	
Bradshaw	
Poplar	
Snow Creek	

DENTAL CARE: North Carolina

Population Group Listing

Population group	Degree of shortage group
Dent. ind. pop. of Pembroke area	01
County—Robeson:	
Parts of county:	
Burnt Twp. (dent. ind. pop.)	
Pembroke Twp. (dent. ind. pop.)	
Philadelphus Twp. (dent. ind. pop.)	
Smiths Twp. (dent. ind. pop.)	

DENTAL CARE: North Carolina—Continued

Population Group Listing

Population group	Degree of shortage group
Swamp Twp. (dent. ind. pop.)	

DENTAL CARE: North Dakota

County Listing

County name	Degree of shortage group
Benson	03
Billings	01
Burke	01
Dunn	01
Eddy	04
Emmons	01
Grant	01
Kidder	03
Logan	01
McHenry:	
Service area: Harvey	04
McKenzie	04
Mercer:	
Service area: Mercer/Oliver	02
Mountrail	03
Oliver:	
Service area: Mercer/Oliver	02
Pierce:	
Service area: Harvey	04
Sheridan:	
Service area: Harvey	04
Sioux	01
Slope	01
Ward:	
Service area: Kenmare	01
Wells:	
Service area: Harvey	04

DENTAL CARE: North Dakota

Service Area Listing

Service area name	Degree of shortage group
Harvey	04
County—McHenry:	
Parts of County:	
Drake div.	
County—Pierce:	
Parts of County:	
South Pierce division	
County—Sheridan	
County—Wells	
Kenmare	01
County—Ward:	
Parts of County:	
Des Lacs Valley div.	
Kenmare div.	
Mercer/Oliver	02
County—Mercer	
County—Oliver	

DENTAL CARE: Ohio

County Listing

County name	Degree of shortage group
Adams	01
Brown	03
Cuyahoga:	
Service area: Clark—Fulton/Denison/Tremont	01
Service area: Corlett/Mt. Pleas/Wdland	03
Service area: Glenville-Cleveland	02
Service area: Hough/Norwood	02

DENTAL CARE: Ohio—Continued

County Listing

County name	Degree of shortage group
Service area: Near Westside-Cleveland	03
Service area: North/South Collingwood	04
Service area: Puritas—Bellaire/Jeffrsn	04
Population group: homebound pop. of Cuyahoga Co	01
Facility: Justice Center	01
Darke	03
Hamilton:	
Service area: East/Lower Price Hill	01
Service area: Winton Hills (Cincinnati)	02
Harrison	02
Henry	02
Lucas:	
Service area: Old West End/Ctr City/Door	02
Mahoning:	
Service area: Eastside—Youngstown	02
Meigs	03
Monroe	03
Montgomery:	
Service area: Dayton (west central)	04
Service area: Dayton (southwest)	01
Service area: Dayton (northwest)	02
Morgan	02
Noble	04
Ross:	
Population group: Dent. ind. of Ross Co	04
Sandusky:	
Population group: Mig. pop. of Sandusky Co	01
Population group: Pov. pop. of Sandusky Co	01
Vinton	01

DENTAL CARE: Ohio

Service Area Listing

Service area name	Degree of shortage group
Dayton (west central)	04
County—Montgomery:	
Parts of County:	
C.T. 1–5	
C.T. 16–18	
C.T. 30	
C.T. 31	
Dayton (southwest)	01
County—Montgomery:	
Parts of County:	
C.T. 19	
C.T. 22	
C.T. 23	
C.T. 25–29	
C.T. 32–34	
Dayton (northwest)	02
County—Montgomery:	
Parts of County:	
C.T. 6	
C.T. 7	
C.T. 12–15	
C.T. 20	
C.T. 21	
Clark—Fulton/Denison/Tremont	01
County—Cuyahoga:	
Parts of County:	
C.T. 1027–1029	
C.T. 1041–1048	
C.T. 1049 (Denison)	
C.T. 1051–1053	
C.T. 1054–1056	
Corlett/Mt. Pleas/Wdland	03
County—Cuyahoga:	
Parts of County:	
C.T. 1156	
C.T. 1193	
C.T. 1196	
C.T. 1198	
C.T. 1199	
C.T. 1201–1209	
C.T. 1213	
East/Lower Price Hill	01

DENTAL CARE: Ohio—Continued

Service Area Listing

Service area name	Degree of shortage group
County-Hamilton	
Parts of county:	
C.T. 1	
C.T. 87	
C.T. 89	
C.T. 91-96	
C.T. 103	
Eastside—Youngstown	02
County—Mahoning:	
Parts of County:	
C.T. 8001-8008	
Glenville-Cleveland	02
County—Cuyahoga:	
Parts of County:	
C.T. 1114	
C.T. 1161-1168	
C.T. 1181-1185	
Hough/Norwood	02
County—Cuyahoga:	
Parts of County:	
C.T. 1112	
C.T. 1113	
C.T. 1115-1119	
C.T. 1121	
C.T. 1123-1126	
Near Westside—Cleveland	03
County—Cuyahoga:	
Parts of County:	
C.T. 1025	
C.T. 1026	
C.T. 1031-1039	
North/South Collingwood	04
County—Cuyahoga:	
Parts of County:	
C.T. 1169	
C.T. 1171-1179	
C.T. 1261	
Old West End/Ctr City/Door	02
County—Lucas	
Parts of County:	
C.T. 8	
C.T. 14-16	
C.T. 21-23	
C.T. 24.01	
C.T. 24.02	
C.T. 25-27	
C.T. 31-37	
Puritas—Bellaire/Jefferson	04
County—Cuyahoga:	
Parts of County:	
C.T. 1014	
C.T. 1021	
C.T. 1233	
C.T. 1235	
C.T. 1239	
C.T. 1241-1246	
Winton Hills (Cincinnati)	02
County—Hamilton:	
Parts of County:	
C.T. 73 (Winton Hills)	
C.T. 80 (Winton Hills)	
C.T. 257 (Elmwood Place)	

DENTAL CARE: Ohio

Population Group Listing

Population group	Degree of shortage group
Dentally indigent pop. of Ross Co	04
Homebound pop. of Cuyahoga Co	02
Migrant pop. of Sandusky Co	01
Poverty pop. of Sandusky Co	01

DENTAL CARE: OHIO

Facility Listing

Facility name	Degree of shortage group
Justice Center	01
County-Cuyahoga	

DENTAL CARE: Oklahoma

County Listing

County name	Degree of shortage group
Adair	02
Atoka	01
Beaver	03
Choctaw	04
Coal	01
Cotton	04
Delaware	03
Dewey	01
Greer	03
Haskell	01
Hughes	04
Jefferson	01
Johnston	02
Kiowa	04
Latimer	03
Le Flore	03
McCurtain	04
Major	03
Okfuskee	01
Oklahoma:	
Service area: Southeast Oklahoma City	03
Osage	03
Pushmataha	01
Roger Mills	01
Seminole	04
Tulsa:	
Service area: North Tulsa	04

DENTAL CARE: Oklahoma

Service Area Listing

Service area name	Degree of shortage group
North Tulsa	04
County—Tulsa:	
Parts of county:	
C.T. 2-15	
C.T. 62	
C.T. 80	
Southeast Oklahoma City	03
County—Oklahoma:	
Parts of county:	
C.T. 1037-1040	
C.T. 1047-1049	
C.T. 1053	
C.T. 1054	
C.T. 1073.01	

DENTAL CARE: Oregon

County Listing

County name	Degree of shortage group
Curry:	
Service area: Port Orford	01
Gilliam	01
Malheur:	
Service area: Jordan Valley	01
Marion:	
Population group: Migrant population	01
Multnomah:	
Population group: Low income pop	04
Polk:	
Population group: Migrant population	01

DENTAL CARE: Oregon—Continued

County Listing

County name	Degree of shortage group
Tillamook:	
Service area: Pacific City	01
Wheeler	01
Yamhill:	
Population group: Migrant population	01

DENTAL CARE: Oregon

Service Area Listing

Service area name	Degree of shortage group
Jordan Valley	01
County—Malheur:	
Parts of county:	
Jordan CCD	
Pacific City	01
County—Tillamook:	
Parts of county:	
Beaver div. (S ½)	
Neskowin div.	
Port Orford	01
County—Curry:	
Parts of county:	
Port Orford CCD	

DENTAL CARE: Oregon

Population Group Listing

Population group	Degree of shortage group
Low income pop. of Multnomah	04
Mig. pop. of Marion/Polk/Yamhill	01

DENTAL CARE: Pennsylvania

County Listing

County name	Degree of shortage group
Adams:	
Service area: North Adams	04
Allegheny:	
Service area: Arlington Heights/St. Clair	01
Service area: Beltzhoover/Knoxville	01
Service area: Homewood-Brushton	04
Service area: Manchester	01
Service area: McKees Rocks/Stowe	04
Armstrong:	
Service area: Armstrong-Clarion	03
Service area: Kiski Valley	03
Bedford:	
Service area: Broad Top	02
Service area: Hyndman	01
Cambria:	
Service area: North Cambria (areas 1&8)	03
Service area: South Central Clearfield	02
Carbon:	
Service area: Jim Thorpe	01
Centre:	
Service area: Snow Shoe	03
Clarion:	
Service area: Armstrong-Clarion	03
Service area: Forest	02
Clearfield:	
Service area: Snow Shoe	03
Service area: South Central Clearfield	02
Clinto:	
Service area: Renovo	01
Crawford:	
Service area: East Crawford County	01
Dauphin:	
Service area: Tri-Town	04

DENTAL CARE: Pennsylvania—Continued

County Listing

County name	Degree of shortage group
Delaware:	
Service area: City of Chester	02
Erie:	
Population Group: Low inc. pop. of Erie City	04
Fayette:	
Service area: Greensboro	02
Forest:	
Service area: Forest	02
Franklin:	
Service area: Valleys Community	01
Fulton:	01
Greene:	
Service area: Greensboro	02
Greene:	
Service area: West Greene	01
Huntingdon:	
Service area: Broad Top	02
Service area: Mt. Union	02
Service area: Orbisonia	02
Indiana:	
Service area: Indiana—N Portion	02
Lancaster:	
Service area: Welsh Mountain	02
Population Group: Sp-spkg pop of SE Lancaster City	02
Mercer:	
Population Group: Low inc pop. of Farrell/ Sharon	01
Mifflin:	
Service area: McClure	04
Service area: Mt. Union	02
Northumberland:	
Service area: Herndon/Mandata	01
Perry	03
Philadelphia:	
Service area: North Philadelphia	01
Schuylkill:	
Service area: Herndon/Mandata	01
Service area: Shenandoah/Mahanoy City	03
Service area: Tri-Town	04
Snyder:	
Service area: McClure	04
Somerset:	
Service area: Hyndman	01
Sullivan	01
Susquehanna:	
Service area: Barnes-Kasson	03
Tioga:	
Service area: Blossburg	04
Venango:	
Service area: Forest	02
Warren:	
Service area: Forest	02
Wayne:	
Service area: Barnes-Kasson	03
Westmoreland:	
Service area: Kiski Valley	03
Wyoming:	
Service area: Southern Wyoming Co.	01
York:	
Service area: York City	04

DENTAL CARE: Pennsylvania

Service Area Listing

Service area name	Degree of shortage group
Arlington Heights/St. Clair	01
County—Allegheny:	
Parts of county:	
C. T. 316.04	
C. T. 316.05	
Armstrong-Clarion	03
County—Armstrong:	
Parts of county:	
Brady's Bend Township	
Madison Township	
Perry Township	
Pine Township	
Sugarcreek Township	
Washington Township	
County—Clarion:	
Parts of county:	

DENTAL CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Brady Township	
East Brady Township	
Madison Township	
Barnes-Kasson	03
County—Susquenhanna:	
Parts of county:	
C. T. 301	
C. T. 302	
C. T. 307	
County—Wayne:	
Parts of county:	
Mt. Pleasant Twp.	
Preston Twp.	
Scott Twp.	
Starrucca Boro.	
Beltzhoover/Knoxville	01
County—Allegheny:	
Parts of county:	
C. T. 318.04	
C. T. 318.05	
C. T. 330.01	
Blossburg	04
County—Tioga:	
Parts of county:	
Blossburg Boro.	
Bloss Twp.	
Covington Twp.	
Duncan Twp.	
Hamilton Twp.	
Liberty Boro.	
Liberty Twp.	
Putnam Twp.	
Union Twp. (W. ½)	
Ward Twp.	
Broad Top	02
County—Bedford:	
Parts of county:	
Broad Top Twp.	
Coaldale Boro.	
Hopewell Boro.	
Liberty Twp.	
Saxton Twp.	
County—Huntingdon:	
Parts of county:	
Broad Top City Boro.	
Carbon Twp.	
Cass Twp.	
Cassville Boro.	
Coalmont Boro.	
Dudley Boro.	
Hopewell Twp.	
Lincoln Twp.	
Markleburg Boro.	
Penn Twp.	
Todd Twp.	
Wood Twp.	
Chester City	02
County—Delaware:	
Parts of county:	
C. T. 4048	
C. T. 4049.01	
C. T. 4049.02	
C. T. 4050–4057	
C. T. 4058.01	
C. T. 4058.02	
C. T. 4059	
C. T. 4060	
East Crawford County	01
County—Crawford:	
Parts of county:	
Athens Township	
Bloomfield Township	
Centerville Township	
Richmond Township	
Rockdale Township	
Rome Township	
Sparta Township	
Spartanburg Township	
Steuben Township	
Townville Borough	
Forest	02
County—Clarion:	
Parts of county:	
Washington Township	
Farmington Township	
County—Forest:	
County—Venago:	
Parts of county:	

DENTAL CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Pleasantville Township	
Allegeheny Township	
President Township	
County—Warren:	
Parts of county:	
Triumph Township	
Limestone Township	
Watson Township	
Deerfield Township	
Cherry Grove Township	
South West Township	
Greensboro	02
County—Fayette:	
Parts of county:	
Point Marion Borough	
German Township	
Nicholson Township	
Springhill Township	
County—Greene:	
Parts of county:	
Dunkard Township	
Greene Township	
Monogahela Township	
Greensboro Township	
Herndon/Mandata	01
County—Northumberland:	
Parts of county:	
East Cameron Twp.	
Herndon Twp.	
Jackson Twp.	
Jordon Twp.	
Little Mahoney Twp.	
Lower Mahoney Twp.	
Upper Mahoney Twp.	
Washington Twp.	
West Cameron Twp.	
County—Schuylkill:	
Parts of county:	
Eldred Twp.	
Upper Mahantango	
Homerwood-Brushton	04
County—Allegheny:	
Parts of county:	
C. T. 1207	
C. T. 1301–1305	
Hyndman	01
County—Bedford:	
Parts of county:	
Harrison Twp.	
Hyndman Boro.	
Juniata Twp.	
Londonderry Twp.	
County—Somerset:	
Parts of county:	
Allegheny Twp.	
Fairhope Twp.	
Northern Indiana	02
County—Indiana:	
Parts of county:	
West Mahoning Twp.	
North Mahoning Twp.	
South Mahoning Twp.	
East Mahoning Twp.	
Canoe Twp.	
Banks Twp.	
Grant Twp.	
Montgomery Twp.	
Washington Twp.	
Rayne Twp.	
Green Twp.	
Pine Twp.	
Glen Campbell Borough.	
Smicksburg Borough.	
Cherry Tree Borough.	
Marion Center Borough.	
Plumville Borough.	
Creekside Borough.	
Clymer	
Jim Thorpe	01
County—Carbon:	
Parts of county:	
Kidder Township	
Penn Forest Township	
Jim Thorpe Township	
East Side Borough	
Lausanne Township	
Lehigh Township	
Kiski Valley	03

DENTAL CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Armstrong:	
Parts of county:	
Apollo Borough	
Bethel Township	
Burrel Township	
Gilpin Township	
Kiskiminitas Township	
Leechburg Borough	
North Apollo Borough	
Parks Township	
South Bend Township	
County—Westmoreland:	
Parts of county:	
Allegheny Township	
Avonmore Borough	
Bell Township	
East Vandergrift Borough	
Hyde Park Borough	
Oklahoma Borough	
Vandergrift Borough	
Washington Township	
West Leechburg Borough	
Manchester	01
County—Allegheny:	
Parts of county:	
C. T. 321.01	
C. T. 321.02	
C. T. 321.03	
C. T. 321.05	
McClure	04
County—Mifflin:	
Parts of county:	
Decatur (N. ½)	
County—Snyder:	
Parts of county:	
Adams Twp.	
McClure	
Spring Twp.	
West Beaver Twp.	
McKees Rocks/Stowe	04
County—Allegheny:	
Parts of county:	
C. T. 4621–4625	
C. T. 4631–4636	
Mt. Union	02
County—Huntingdon:	
Parts of county:	
Brady Twp.	
Mapleton	
Mill Creek	
Mt. Union	
Shirleysburg	
Shirley Twp.	
Union Twp.	
County—Mifflin:	
Parts of county:	
Newton Hamilton	
Wayne Twp.	
North Adams	04
County—Adams:	
Parts of county:	
Menallen Township	
Tyrone Township	
Huntington Township	
Butler Township	
Arendtsville Borough	
Bendersville Borough	
Biglerville Borough	
York Springs Borough	
North Cambria (areas 1 and 8)	03
County—Cambria:	
Parts of county:	
Allegheny Twp.	
Ashville Boro.	
Barnesboro Boro.	
Barr Twp.	
Carrolltown Boro.	
Chest Springs Boro.	
Chest Twp.	
Clearfield Twp.	
Dean Twp.	
East Carroll Twp.	
Elder Twp.	
Gallitzin Boro.	
Gallitzin Twp.	
Hastings Boro.	
Loretto Boro.	
Patton Boro.	

DENTAL CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
Reade Twp.	
Spangler Boro.	
Susquehanna Twp.	
Tunnel Hill Boro.	
West Carroll Twp.	
White Twp.	
North Philadelphia	01
County—Philadelphia:	
Parts of county:	
C. T. 131–133.	
C. T. 135–141.	
C. T. 145–149.	
C. T. 151–155.	
C. T. 165–169.	
C. T. 171–174.	
Orbisonia	02
County—Huntington:	
Parts of county:	
Clay Twp.	
Cromwell Twp.	
Dublin Twp.	
Orbisonia Boro.	
Rockhill Boro.	
Saltillo Boro.	
Shade Gap Boro.	
Springfield Twp.	
Tell Twp.	
Three Springs Boro.	
Renovo	01
County—Clinto:	
Parts of county:	
Chapman Twp.	
East Keating Twp.	
Grugan Twp.	
Liedy Twp.	
Noyes Twp.	
Renovo Boro.	
South Renovo Boro.	
Shenandoah/Mahanoy City	03
County—Schuylkill:	
Parts of county:	
Deland Twp.	
East Union Twp.	
Gilberton Boro.	
Kline Twp.	
Mahanoy City Boro.	
Mahanoy Twp.	
Mcadoo Boro.	
North Union Twp.	
Ringtown Boro.	
Ryan Twp.	
Shenandoah Boro.	
Union Twp.	
West Mahanoy Twp.	
Snow Shoe	03
County—Centre:	
Parts of county:	
Baggs Twp. (W. ½)	
Burnside Twp.	
Curtin Twp. (W. ⅔)	
Huston Twp. (N. ½)	
Snow Shoe	
Snow Shoe Twp.	
Union Twp.	
Unionville	
County—Clearfield:	
Parts of county:	
Cooper Twp. (N. ¼)	
Covington Twp.	
Karthaus Twp.	
South Central Clearfield	02
County—Cambria:	
Parts of county:	
Read Twp (N. ⅔)	
White Twp.	
County—Clearfield:	
Parts of county:	
Beccaria Twp.	
Bigler Twp (W. ⅔)	
Chest Twp.	
Coalport Boro.	
Glen Hope Boro.	
Gulich Twp.	
Irvona Boro.	
Jordan Twp.	
Ramey Boro.	
Westover Boro.	
Southern Wyoming Co	01

DENTAL CARE: Pennsylvania—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Wyoming:	
Parts of county:	
Exeter Twp.	
Faus Twp.	
Monroe Twp.	
Northmoreland Twp.	
Noxen Twp.	
Tri-Town	04
County—Dauphin:	
Parts of county:	
Lykens Borough	
Williamstown Borough	
Gratz Borough	
Wiconisco Township	
County—Schuylkill:	
Parts of county:	
Tower City Borough	
Frailey Township	
Valleys Community	01
County—Franklin:	
Parts of county:	
Fannet Township	
Metal Township	
Welsh Mountain	02
County—Lancaster:	
Parts of county:	
Salisbury Township	
Caernarvon Township	
Earl Township	
East Earl Township	
West Greene	01
County—Greene:	
Parts of county:	
Aleppo Township	
Gilmore Township	
Gray Township	
Jackson Township	
Richhill Township	
Springhill Township	
Center Township	
Freeport Township	
Morris Township	
Washington Township	
Wayne Township	
York City	04
County—York:	
Parts of county:	
C. T. 1–3	
C. T. 5	
C. T. 7	
C. T. 10	
C. T. 15	
C. T. 16	

DENTAL CARE: Pennsylvania

Population Group Listing

Population group	Degree of shortage group
Low income pop. of Erie City	04
County—Erie	
Low income pop. of Farrell/Sharon	01
County—Mercer	
Spanish spkg. pop. of S.E. Lancaster City	02
County—Lancaster:	
Parts of county:	
C.T. 8	
C.T. 9	
C.T. 15	
C.T. 16	

DENTAL CARE: South Carolina

County Listing

County name	Degree of shortage group
Abbeville:	
Service area: Isla	01

DENTAL CARE: South Carolina—Continued

County Listing

County name	Degree of shortage group
Aiken:	
Population group: Developmentally Disabled pop of Midlands Region	01
Allendale	02
Population group: Developmentally Disabled pop of Midlands Region	01
Anderson:	
Service area: Isla	01
Bamberg:	
Population group: Developmentally Disabled pop of Midlands Region	01
Barnwell:	
Population group: Developmentally Disabled pop of Midlands Region	01
Beaufort	04
Berkeley	03
Calhoun	03
Population group: Developmentally Disabled pop of Midlands Region	01
Charleston:	
Service area: Sea Island	01
Chester:	
Service area: Richburg	01
Chesterfield	04
Clarendon	04
Darlington	04
Dillon	04
Edgefield	04
Fairfield	03
Population group: Developmentally Disabled pop of Midlands Region	01
Jasper	01
Kershaw:	
Service area: Bethune/Mt. Pisgah	04
Population group: Developmentally Disabled pop of Midlands Region	01
Lancaster	02
Lee	03
Lexington:	
Population group: Developmentally Disabled pop of Midlands Region	01
Marlboro	02
McCormick	01
Orangeburg:	
Population group: Developmentally Disabled pop of Midlands Region	01
Richland:	
Service area: Richland Co	01
Population group: Developmentally Disabled pop of Midlands Region	01
Saluda	02
Sumter	04
Williamsburg	03
York:	
Service area: Western York Co	03

DENTAL CARE: South Carolina

Service Area Listing

Service area name	Degree of shortage group
Bethune/Mt. Pisgah	04
County—Kershaw:	
Parts of county:	
Bethune Div.	
Mt. Pisgah Div.	
Isla	01
County—Abbeville:	
Parts of county:	
Antreville-Lowndesville	
Calhoun Falls Div.	
County-Anderson:	
Parts of county:	
Iva	
Starr.	
Richburg	01
County—Chester:	
Parts of county:	
Richburg Div.	
Lansford Div.	
Great Falls Div.	

DENTAL CARE: South Carolina—Continued

Service Area Listing

Service area name	Degree of shortage group
E.D. 397 part Chester Div.	
E.D. 398 part Chester Div.	
E.D. 402 part Chester Div.	
E.D. 406 part Chester Div.	
Richland Co	01
County—Richland:	
Parts of county:	
C.T. 118.	
C.T. 119.02.	
C.T. 120.	
Sea Island	01
County—Charleston	
Parts of county:	
C.T. 19.01.	
C.T. 19.02.	
C.T. 20.01.	
C.T. 20.02.	
C.T. 20.03.	
C.T. 20.04.	
C.T. 21.01.	
C.T. 21.02	
C.T. 22-25.	
Western York Co	03
County—York:	
Parts of county:	
C.T. 14-16.	
C.T. 17 (E.D. 9).	
C.T. 19.	

DENTAL CARE: South Carolina

Population Group Listing

Population group	Degree of shortage group
Developmentally disabled population of Midlands Region	01
County—Aiken:	
Parts of county:	
Dev Dis pop	
County—Allendale:	
Parts of county:	
Dev Dis pop	
County—Bamberg:	
Parts of county:	
Dev Dis pop	
County—Barnwell:	
Parts of county:	
Dev Dis pop	
County—Calhoun:	
Parts of county:	
Dev Dis pop	
County—Fairfield:	
Parts of county:	
Dev Dis pop	
County—Kershaw:	
Parts of county:	
Dev Dis pop	
County—Lexington	
Parts of county:	
Dev Dis pop	
County—Orangeburg:	
Parts of county:	
Dev Dis pop	
County—Richland:	
Parts of county:	
Dev Dis pop	

DENTAL CARE: South Dakota

County Listing

County name	Degree of shortage group
Buffalo	01
Campbell	01
Corson	04
Dewey	01

DENTAL CARE: South Dakota—Continued

County Listing

County name	Degree of shortage group
Gregory	03
Harding	01
Jackson	01
Lyman	01
Marshall	01
Mellette	01
Moody	03
Roberts	02
Sanborn	02
Shannon	01
Sully	03
Todd	01
Washabaugh	01
Yankton:	
Facility: Human Services Center	03

DENTAL CARE: South Dakota

Facility Listing

Facility name	Degree of shortage group
Human Services Center	03
County—Yankton	

DENTAL CARE: Tennessee

County Listing

County name	Degree of shortage group
Bledsoe	01
Claiborne	04
Clay	03
Cumberland:	
Service area: Monterey	03
Fayette	03
Fentress:	
Service area: Monterey	03
Grainger	02
Grundy	01
Hancock	02
Haywood	03
Henry	01
Johnson	02
Lewis	03
Marion	04
Morgan	03
Overton:	
Service area: Monterey	03
Polk:	
Service area: West Polk	01
Putnam:	
Service area: Monterey	03
Rhea	02
Scott	02
Union	02
Wayne	03

DENTAL CARE: Tennessee

Service Area Listing

Service area name	Degree of shortage group
Monterey	03
County—Cumberland:	
Parts of county:	
Maryland/Pleasant Hill	
County—Fentress:	
Parts of county:	
Clark Range	
County—Overton:	

DENTAL CARE: Tennessee—Continued

Service Area Listing

Service area name	Degree of shortage group
Parts of county:	
Crawford	
County—Putnam:	
Parts of county:	
Monterey	
West Polk	01
County—Polk:	
Parts of county:	
E.D. 1-7	

DENTAL CARE: Texas

County Listing

County name	Degree of shortage group
Bandera	03
Bee	03
Bexar:	
Service area: East side (San Antonio)	03
Service area: South side (San Antonio)	02
Service area: Southern rural Bexar	01
Service area: West side (San Antonio)	02
Caldwell:	
Population group: Indigent pop. of Caldwell	01
Cameron	02
Castro	03
Cochran	04
Colorado	04
Dallas:	
Service area: Fair Park/White Rock Creek	01
Service area: Lisbon	03
Service area: Simpson Stuart/Polk South	02
Service area: South Dallas	01
Service area: Trinity	02
Service area: West Dallas	02
Population Group: Indian pop. of Dallas/Ft. Worth	01
Deaf Smith	03
Dimmit	01
Duval	01
Edwards	01
El Paso:	
Service area: R.E. Thomason Gen Hosp catch area	01
Frio	01
Hall	04
Hardin	04
Hidalgo	02
Jefferson:	
Service area: Beaumont Inner City	04
Service area: Port Author Inner City	01
Karnes	04
Kinney	01
La Salle	03
Live Oak:	
Service area: McMullen/Live Oak	02
McMullen	
Service area: McMullen/Live Oak	02
Maverick	01
Newton	04
Parmer	02
Polk	02
San Jacinto	01
Sherman	01
Starr	01
Tarrant:	
Population Group: Indian pop. of Dallas/Ft. Worth	01
Trinity	02
Uvalde	03
Val Verde	03
Waller	04
Webb	02
Willacy	03
Yoakum	02
Zapata	01
Zavala	01

DENTAL CARE: Texas

Service Area Listing

Service area name	Degree of shortage group
Beaumont inner city	04
County—Jefferson:	
Parts of County:	
C.T. 7	
C.T. 8	
C.T. 10	
C.T. 15-19	
East side (San Antonio)	03
County—Bexar:	
Parts of county:	
C.T. 1301	
C.T. 1303-1313	
Fair Park/White Rock Creek	01
County—Dallas:	
Parts of county:	
C.T. 23	
C.T. 25	
C.T. 26	
C.T. 27.01	
C.T. 27.02	
C.T. 28	
C.T. 93.02	
C.T. 115	
Lisbon	03
County—Dallas:	
Parts of county:	
C.T. 56	
C.T. 57	
C.T. 59.01	
C.T. 59.02	
C.T. 87.01	
C.T. 87.02	
C.T. 88	
McMullen/Live Oak	02
County—Live Oak	
County—McMullen	
Port Arthur Inner City	01
County—Jefferson:	
Parts of county:	
C.T. 51-53	
C.T. 57-62	
R. E. Thomason Gen Hosp service area	01
County—El Paso:	
Parts of county:	
C.T. 28-32	
C.T. 35.01	
C.T. 35.02	
C.T. 36-40	
C.T. 41.01	
C.T. 41.02	
C.T. 42.01	
C.T. 42.02	
C.T. 104	
C.T. 105	
Simpson Stuart/Polk South	02
County—Dallas:	
Parts of county:	
C.T. 112	
C.T. 113	
C.T. 114.01	
C.T. 167.01	
South Dallas	01
County—Dallas:	
Parts of county:	
C.T. 29	
C.T. 31.02	
C.T. 32.02	
C.T. 33-38	
C.T. 39.01	
C.T. 39.02	
C.T. 40	
South Side (San Antonio)	02
County—Bexar:	
Parts of county:	
C.T. 1501	
C.T. 1503-1507	
C.T. 1510	
C.T. 1601-1605	
Southern rural Bexar	01
County—Bexar:	
Parts of county:	
C.T. 1314-1316	
C.T. 1318	
C.T. 1416-1419	
C.T. 1519-1522	
C.T. 1610-1612	
C.T. 1619	
C.T. 1620	

DENTAL CARE: Texas—Continued

Service Area Listing

Service area name	Degree of shortage group
Trinity	02
County—Dallas:	
Parts of county:	
C.T. 41	
C.T. 49	
C.T. 54	
C.T. 55	
C.T. 66	
C.T. 89	
West Dallas	02
County—Dallas:	
Parts of county:	
C.T. 43	
C.T. 101-106	
West side (San Antonio)	02
County—Bexar:	
Parts of county:	
C.T. 1606	
C.T. 1607	
C.T. 1701	
C.T. 1703	
C.T. 1704	
C.T. 1707-1712	
C.T. 1715	
C.T. 1716	

DENTAL CARE: Texas

Population Group Listing

Population group	Degree of shortage group
Indigent pop. of Caldwell Co	01
Indian pop. of Dallas/Ft. Worth	01
County—Dallas	
County—Tarrant	

DENTAL CARE: Utah

County Listing

County name	Degree of shortage group
Daggett	01
Piute	01
Rich	01

DENTAL CARE: Vermont

County Listing

County name	Degree of shortage group
Addison:	
Service area: Addison	02
Essex	01
Grand Isle	01
Washington:	
Service area: Plainfield	01

DENTAL CARE: Vermont

Service Area Listing

Service area name	Degree of shortage group
Addison	02
County—Addison:	
Parts of county:	
Addison	
Bridport	

DENTAL CARE: Vermont—Continued

Service Area Listing

Service area name	Degree of shortage group
Bristol	
Ferrisburg	
Lincoln	
Monkton	
New Haven	
Orwell	
Panton	
Shoreham	
Waltham	
Starksboro	
Plainfield	01
County—Washington:	
Parts of county:	
Woodbury Town	
Cabot Town	
Calais Town	
Marshfield Town	
East Montpelier Town	
Plainfield Town	

DENTAL CARE: Virginia

County Listing

County name	Degree of shortage group
Albemarle:	
Service area: Southern Albemarle Co	01
Amelia	02
Bath	03
Brunswick	02
Buchanan	02
Charlotte	02
Craig	01
Dickenson	02
Fluvanna	01
Grayson:	
Service area: Troutdale	01
Greene	01
Henry:	
Population Group: Pov. Pop. of Henry	01
King and Queen:	
Service area: King & Queen/Northern King William	01
King George	01
King William:	
Service area: King & Queen/Northern King William	01
Lee	03
Louisa	01
Lunenburg	02
Madison	03
Orange	04
Patrick	01
Rappahannock	01
Richmond:	
Service area: Randolph	01
Russell	01
Scott	03
Southampton	01
Surry	01
Sussex	01
Tazewell	04
Wise	03

DENTAL CARE: Virginia

Service Area Listing

Service area name	Degree of shortage group
King & Queen/N King William	01
County—King and Queen:	
County—King William:	
Parts of county:	
Acquiton dist.	
Mangokick dist.	
Randolph	01
County—Richmond:	
Parts of county:	
C.T. 411	
C.T. 413	
C.T. 414	
Southern Albemarle Co	01
County—Albemarle:	
Parts of county:	
Samuel Miller Dist (S. Part)	
Scottsville Dist.	
Troutdale	01
County—Grayson:	
Parts of county:	
Troutdale	

DENTAL CARE: Virginia

Population Group Listing

Population group	Degree of shortage group
Pov. pop. of Henry Co	01

DENTAL CARE: Washington

County Listing

County name	Degree of shortage group
Adams:	
Population group: Migrant pop. of Grant/Adams	02
Benton:	
Service area: Sunnyside	03
Clallam:	
Facility: Washington State correctional inst	03
Clark:	
Facility: Washington State correctional inst	03
Ferry	
Grant	
Service area: Grand Coulee area	03
Population group: Migrant pop. of Grant/Adams	02
King	
Population group: Dent. indigent pop. of King Co.	04
Facility: Seattle & King Co. Jails	02
Facility: Washington State correctional inst	03
Mason:	
Facility: Washington State correctional inst	03
Pierce:	
Facility: Washington State correctional inst	03
Facility: McNeil Island Corr Ctr	02
Snohomish:	
Facility: Washington State correctional inst	03
Spokane:	
Population group: Am. Indian pop	01
Walla Walla:	
Facility: Washington State correctional inst	03
Yakima:	
Service area: Sunnyside	03

DENTAL CARE: Washington

Service Area Listing

Service area name	Degree of shortage group
Grand Coulee	03
County—Grant	
Parts of county:	
Grand Coulee Area	
Sunnyside	03
County—Benton	
Parts of county:	
Northwest Benton Div (West ½)	
County—Yakima	
Parts of county:	
Divisions 27-33	
Divisions 36-39	
Sunnyside City	
Toppenish City	

DENTAL CARE: Washington

Population Group Listing

Population Group	Degree of shortage group
American Indian pop	01
County—Spokane	
Dent. ind. Pop. of King Co	04
Mig. Pop. of Grant/Adams	02
County—Adams	
Parts of county:	
Migrant population	
County—Grant	
Parts of county:	
Migrant population	

DENTAL CARE: Washington

Facility Listing

Facility	Degree of shortage group
McNeil Island Corr. Ctr	02
County—Pierce	
Seattle & King Co. Jails	02
County—King	
Parts of county:	
Seattle & King Co. Jails	
Washington State correctional institutions	03
County—Clallam	
Parts of county:	
Forks (Clearwater corrections center)	
County—Clark	
Parts of county:	
Yacolt (Larch corrections center)	
County—King	
Parts of county:	
Seattle (Firland correctional center)	
County—Mason	
Parts of county:	
Shelton (Washington corrections center)	
County—Pierce	
Parts of county:	
Gig Harbor (Purdy trtment cent for women)	
County—Snohomish	
Parts of county:	
Monroe (Washington State reformatory)	
County—Walla Walla	
Parts of county:	
Walla Walla (Wa. St. pen/ment health unit)	

DENTAL CARE: West Virginia

County Listing

County name	Degree of shortage group
Barbour	02
Boone	03
Calhoun	01
Doddridge	03
Fayette:	
Service area: Fayetteville	02
Gilmer	04
Grant:	
Service area: Mt. Storm	01
Greenbrier:	
Service area: Greenbrier	02
Hampshire:	
Service area: Capon Bridge	01

DENTAL CARE: West Virginia—Continued

County Listing

County name	Degree of shortage group
Hardy:	
Service area: Baker	01
Kanawha:	
Service area: St. Albans	04
Lincoln	01
Logan	03
McDowell	04
Marshall:	
Service area: Wetzel	01
Mason county:	
Service area: Mason	01
Mercer:	
Service area: Mercer	01
Mineral:	
Service area: Cabin Run	02
Mingo:	
Service area: Mingo	01
Monongalia:	
Service area: Blacksville	01
Monroe	01
Nicholas:	
Service area: Nicholas-Webster	03
Pleasants:	
Service area: Jefferson	01
Preston	02
Putnam	03
Randolph:	
Service area: Mingo	01
Ritchie	02
Summers	04
Taylor	03
Tucker	03
Tyler:	
Service area: Tyler	01
Upshur:	
Service area: Mingo	01
Wayne:	
Service area: Mingo	01
Webster:	
Service area: Nicholas-Webster	03
Wetzel:	
Service area: Wetzel	01
Wirt	01
Wyoming	03

DENTAL CARE: West Virginia

Service Area Listing

Service area name	Degree of shortage group
Baker	01
County—Hardy	
Parts of county:	
Capon	
Lost River	
Blacksville	01
County—Monongalia	
Parts of county:	
Clay	
Battelle	
Cabin Run	02
County—Mineral	
Parts of county:	
Frankfurt	
Cabin Run	
Capon Bridge	01
County—Hampshire	
Parts of county:	
Bloomery	
Capon	
Sherman	
Gore	
Fayetteville	02
County—Fayette	
Parts of county:	
Fayetteville	
Falls	
Quinnimont	
Sewell Mountain	
Nuttall	
Mountain Cove	
Greenbrier	02

DENTAL CARE: West Virginia—Continued

Service Area Listing

Service area name	Degree of shortage group
County—Greenbrier	
Parts of county:	
Meadow Bluff	
Jefferson	01
County—Pleasants	
Parts of county:	
Grant	
Jefferson	
Lafayette	
McKim	
Union	
Mason	01
County—Mason County	
Parts of county:	
Arbuckle District	
Clendenin District	
Cologne District	
Cooper District	
Graham District	
Hannan District	
Robinson District	
Union District	
Waggener District	
Mercer	01
County—Mercer	
Parts of county:	
Rock	
Jumping Branch	
Plymouth	
Mingo	01
County—Mingo	
Parts of county:	
Hainey	
Hardie	
Kermit	
Lee	
Magnolia	
County—Randolph	
Parts of county:	
Middlefork	
County—Upshur	
Parts of county:	
Banks	
Meade	
Washington	
County—Wayne	
Parts of county:	
Hacker Valley	
Mt. Storm	01
County—Grant	
Parts of county:	
Union	
Nicholas-Webster	03
County—Nicholas	
County—Webster	
St. Albans	04
County—Kanawha	
Parts of county:	
Big Sandy	
Cabin Creek	
Elk	
St. Albans City	
Chesapeake Town	
Malden	
Union	
Washington	
Marmet Town	
Tyler	01
County—Tyler	
Parts of county:	
Centreville	
Ellsworth	
McElroy	
Meade	
Union	
Wetzel	01
County—Marshall	
Parts of county:	
Liberty District	
Meade District	
Cameron District	
Webster District	
County—Wetzel	
Parts of county:	
Clay District	
Church District	

DENTAL CARE: West Virginia—Continued

Service Area Listing

Service area name	Degree of shortage group
Center District	

DENTAL CARE: Wisconsin

County Listing

County name	Degree of shortage group
Brown:	
Service area: Kickapoo Valley	01
Buffalo:	
Service area: Whitehall/Arcadia	01
Crawford:	
Service area: Kickapoo Valley	01
Forest:	
Service area: Mountain	02
Jackson	02
Juneau:	
Service area: Hillsboro	02
Langlade:	
Service area: Mountain	02
Milwaukee:	
Service area: Inner City North Milwaukee	02
Monroe:	
Service area: Hillsboro	02
Oconto:	
Service area: Mountain	02
Richland:	
Service area: Hillsboro	02
Service area: Kickapoo Valley	01
Sauk:	
Service area: Hillsboro	02
Tayor:	
Service area: Hillsboro	02
Trempealeau:	
Service area: Whitehall/Arcadia	01
Vernon:	
Service area: Hillsboro	02
Service area: Kickapoo Valley	01

DENTAL CARE: Wisconsin

Service Area Listing

Service area name	Degree of shortage group
Hillsboro area	02
County—Juneau:	
Parts of county:	
Wonewoc (Vil)	
Wonewoc (Twn)	
County—Monroe:	
Parts of county:	
Sheldon	
Wellington	
Glendale	
Cashton	
Jefferson	
Kendall (Vil)	
Sheldon	
County—Richland:	
Parts of county:	
Henrietta	
Westford	
Bloom Town (Part)	
Yuba (Vil)	
County—Sauk:	
Parts of county:	
Woodland	
La Valle	
County—Vernon:	
Parts of County:	
Hillsboro (Twn)	
Greenwood	
Union Town (Part)	
Forest	
Clinton	
Hillsboro (City)	
Ontario (Vil)	
Stark	

DENTAL CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
Whitestown	
Inner City North Milwaukee	02
County—Milwaukee:	
Parts of county:	
C.T. 66-70	
C.T. 81-86	
C.T. 101-106	
C.T. 114-118	
C.T. 139-142	
Kickapoo Valley	01
County—Brown:	
Parts of county:	
Pulaski Village	
Pittsfield Town	
County—Crawford:	
Parts of county	
Utica Town	
Mount Sterling Village	
Gays Mills Village	
Bell Center Village	
Haney Town	
Scott Town	
Clayton Town	
Soldiers Grave Village	
County—Richland:	
Parts of county:	
Sylvan Village (Part)	
Forest Town	
Bloom Town (Part)	
Viola Village (Part)	
County—Vernon:	
Parts of county:	
Stark Town	
La Farge Village	
Forest Town	
Union Town (Part)	
Ontario Village	
Whitestown Town	
Clinton Town	
Webster Town	
Liberty Town	
Viola Village (Part)	
Kickapoo Town	
Readstown Village	
Mountain	02
County—Forest:	
Parts of county:	
Freedom Twn	
Wabeno Twn	
Blackwell Twn	
County—Langlade:	
Parts of county:	
Evergreen Twn	
Wolf River Twn	
White Lake Village	
County—Oconto:	
Parts of county:	
Townsend Twn	
Lakewood Twn	
Doty Twn	
Riverview Twn	
Armstrong Twn	
Breed Twn	
Bagley Twn	
Brazeau Twn	
Whitehall/Arcadia	01
County—Buffalo:	
Parts of county:	
Cross	
Glencoe	
Milton	
County—Trempealeau:	
Parts of county:	
Arcadia (City)	
Arcadia (Town)	
Blair (City)	
Burnside (Town)	
Chimney Rock	
Dodge	
Hale	
Independence (City)	
Lincoln	
Pidaon	
Pigeon Falls (Vil)	
Preston	

DENTAL CARE: Wisconsin—Continued

Service Area Listing

Service area name	Degree of shortage group
Whitehall	

DENTAL CARE: Wyoming

County Listing

County name	Degree of shortage group
Albany:	
Service area: Hanna-Rock River	01
Campbell	03
Carbon:	
Service area: Hanna-Rock River	01
Converse	04
Crook	03
Fremont:	
Service area: Dubois	01
Service area: Sweetwater	01
Johnson:	
Service area: Kaycee	01
Natrona:	
Service area: Sweetwater	01
Platte	03
Sublette:	
Service area: Big Piney	01

DENTAL CARE: Wyoming

Service Area Listing

Service area name	Degree of shortage group
Big Piney	01
County—Sublette	
Parts of county:	
Big Piney CCD	
Dubois	01
County—Fremont	
Parts of county:	
Dubois CCD	
Hanna/Rock River	01
County—Albany	
Parts of county:	
Rock River CCD	
County—Carbon	
Parts of county:	
Hanna CCD	
Kaycee	01
County—Johnson	
Parts of county:	
Kaycee CCD	
Sweetwater	01
County—Fremont	
Parts of county:	
Sweetwater CCD	
Shoshoni CCD	
County—Natrona	
Parts of county:	
Hell's Half acre CCD	

DENTAL CARE: Puerto Rico

Municipio Listing

Municipio name	Degree of shortage group
Anasco:	
Service area: Mayaguez Area	02
Barceloneta:	
Population Group: Pov Pop. of Barceloneta	01
Barranquitas:	
Service area: Barranquitas Area	01
Cabo Rojo:	
Service area: Mayaguez Area	02

DENTAL CARE: Puerto Rico—Continued

Municipio Listing

Municipio name	Degree of shortage group
Catano:	
Service area: Catano Health Area	01
Cidra:	
Population group: Dent Ind of Cidra	01
Comerio:	
Service area: Barranquitas Area	01
Corozal	02
Dorado:	
Service area: Catano Health Area	01
Hatillo	01
Hormigueros:	
Service area: Mayaguez Area	02
Juana Diaz	01
Lares	01
Las Marias	01
Loiza	01
Manati	01
Maricao	02
Maunabo	03
Mayaguez:	
Service area: Mayaguez Area	02
Naranjito:	
Service area: Barranquitas Area	01
Orocovis:	
Service area: Barranquitas Area	01
Patillas	01
Penuelas:	
Service area: Guaraguao Community	01
Ponce:	
Service area: Guaraguao Community	01
Service area: Playa De Ponce	02
Quebradillas	01
Rincon	01
San Sebastian	01
Toa Bajo:	
Service area: Catano Health Area	01
Utuado	01
Vega Baja	02
Yauco	02

DENTAL CARE: Puerto Rico

Service Area Listing

Service area name	Degree of shortage group
Barranquitas area	01
Municipio—Barranquitas	
Municipio—Comerio	
Municipio—Naranjito	
Municipio—Orocovis	
Catano health area	01
Municipio—Catano	
Municipio—Dorado	
Municipio—Toa Bajo	
Guaraguao Community	01
Municipio—Penuelas	
Rucio Barrio	
Municipio—Ponce	
Guaraduao Barrio	
Mayaguez Area	02
Municipio—Anasco	
Municipio—Cabo Rojo	
Municipio—Hormigueros	
Municipio—Mayaguez	
Playa De Ponce	02
Municipio—Ponce	
Playa	

DENTAL CARE: Puerto Rico

Population Group Listing

Population Group	Degree of shortage group
Med. Ind. of Cidra	01
Pov. pop. of Barceloneta	01

DENTAL CARE: Virgin Islands

County Listing

County name	Degree of shortage group
St. Croix	
Service area: Frederiksted	01

DENTAL CARE: Virgin Islands

Service Area Listing

Service area name	Degree of shortage group
Frederiksted	01
County—St. Croix	
Parts of county:	
E.D. 13	
E.D. 14	
E.D. 19-25	

DENTAL CARE: American Samoa

District Listing

District name	Degree of shortage group
Manu'a District	04
Service area: Terr. of Amer. Samoa	
Eastern Tutuila District	04
Service area: Terr. of Amer. Samoa	
Western Tutuila District	04

DENTAL CARE: American Samoa—Continued

District Listing

District name	Degree of shortage group
Service area: Terr. of Amer. Samoa	
Swains Island District	04
Service area: Terr. of Amer. Samoa	

DENTAL CARE: American Samoa

Service Area Listing

Service area name	Degree of shortage group
Terr. of Amer. Samoa	04
Eastern Tutuila District	
Manu'a District	
Swains Island District	
Western Tutuila District	

DENTAL CARE: Trust Territory—Pacific

District Listing

District name	Degree of shortage group
Ponape District	04
Truk District	04

DENTAL CARE: GUAM

District Name

District	Degree of Shortage Group
Agat:	
Service area: Southern Guam	01
Inarajan:	
Service area: Southern Guam	01
Merizo:	
Service area: Southern Guam	01
Santa Rita:	
Service area: Southern Guam	01
Talofofo:	
Service area: Southern Guam	01
Umatac:	
Service area: Southern Guam	01
Yona:	
Service area: Southern Guam	01

DENTAL CARE: GUAM

Service Area Name

Service Area Name	Degree of Shortage Group
Southern Guam	01
District—Agat	
District—Inarajan	
District—Merizo	
District—Santa Rita	
District—Talofofo	
District—Umatac	
District—Yona	

PSYCHIATRIC CARE: Alabama

Area Listing

Catchment area name	Degree of shortage group
Alabama Catchment M-1	02
County:	
Colbert	
Franklin	
Lauderdale	
Alabama Catchment M-3	04
County: Madison	
Alabama Catchment M-4	01
County:	
Fayette	
Lamar	
Marion	
Walker	
Winston	
Alabama Catchment M-6	02
County:	
Cherokee	
De Kalb	
Etowah	
Alabama Catchment M-7	04
County:	
Calhoun	
Cleburne	
Alabama Catchment M-8	03
County:	
Bibb	
Pickens	
Tuscaloosa	
Alabama Catchment M-9	01
County:	
Clay	
Cocsa	
Randolph	
Talladega	
Alabama Catchment M-10	02
County:	
Choctaw	
Greene	
Hale	
Marengo	
Sumter	
Alabama Catchment M-11	02
County:	
Chilton	
Shelby	
Alabama Catchment M-12	02
County:	
Chambers	
Lee	
Russell	
Tallapoosa	
Alabama Catchment M-13	02
County:	
Dallas	
Perry	
Wilcox	
Alabama Catchment M-14	02
County:	
Autauga	
Elmore	
Lowndes	
Montgomery	
Alabama Catchment M-15	01
County:	
Bullock	
Macon	
Pike	
Alabama Catchment M-17	01
County:	
Clark	
Conecuh	
Escambia	
Monroe	
Washington	
Alabama Catchment M-18	01
County:	
Butler	
Coffee	
Covington	
Crenshaw	
Alabama Catchment M-19	03
County:	
Barbour	
Dale	

PSYCHIATRIC CARE: Alabama—Continued

Area Listing

Catchment area name	Degree of shortage group
Geneva	
Henry	
Houston	
Alabama Catchment M-20	01
County:	
Jackson	
Marshall	
Alabama Catchment M-21	01
County:	
Baldwin	

PSYCHIATRIC CARE: Alabama

Facility Listing

Facility range	Degree of shortage group
Bryce State Hospital	01
County:	
Tuscaloosa	
Searcy Hospital	03
County:	
Mobile	

PSYCHIATRIC CARE: Alaska

Area Listing

Catchment area name	Degree of shortage group
Doyon Region of Alaska Catchment Areas	01
County:	
Bettles	
Galena	
Ft. Yukon	
McGrath	
Tok	
Calista	01
Census Areas:	
Bethel	
Wade-Hampton	

PSYCHIATRIC CARE: Arizona

Area Listing

Catchment area name	Degree of shortage group
Southeastern Arizona	02
County:	
Santa Cruz	
Cochise	
Graham	
Greenlee	
Eastern Pinal/Gila Catchment Area	01
County: Pinal	
Parts of county:	
Kearney	
San Manuel	
Superior	
Northern Arizona Mental Health Catchment Area	02
County:	
Apache	
Coconino	
Mohave	
Navajo	
Yavapai	
Pima South Catchment Area	02

PSYCHIATRIC CARE: Arizona—Continued

Area Listing

Catchment area name	Degree of shortage group
County: Pima	
Parts of county:	
C.T. 1	
C.T. 7 through 10	
C.T. 20 through 24	
C.T. 25.01	
C.T. 25.02	
C.T. 37.01	
C.T. 37.02	
C.T. 37.03	
C.T. 38 through 39	
C.T. 41.02	
C.T. 41.03	
C.T. 41.04	
C.T. 42	
C.T. 43.01	
C.T. 43.03	
C.T. 43.04	
C.T. 44.01	
C.T. 44.03	
C.T. 44.04	
C.T. 44.05	
C.T. 48 through 50	
Yuma County	02

PSYCHIATRIC CARE: Arizona

Facility Listing

Facility name	Degree of shortage group
Medium to Maximum Security Adult Prison	01
County: Pinal	
Parts of county: Florence	
Medium/Maximum Security Jails	02
County: Maricopa	

PSYCHIATRIC CARE: Arkansas

Area Listing

Catchment area name	Degree of shortage group
Arkansas Catchment #11	02
County:	
Hempstead	
Howard	
Lafayette	
Little River	
Miller	
Sevier	
Arkansas Catchment #12	02
County:	
Calhoun	
Columbia	
Dallas	
Nevada	
Ouachita	
Union	
Arkansas Catchment #13	02
County:	
Arkansas	
Cleveland	
Grant	
Jefferson	
Lincoln	
Arkansas Catchment #14	02
County:	
Ashley	
Bradley	
Chicot	
Desha	
Drew	

PSYCHIATRIC CARE: Arkansas—Continued

Area Listing

Catchment area name	Degree of shortage group
Crittenden County	02
Delta Hills	02
County:	
Independence	
Izard	
Fulton	
Sharp	
Stone	
North Central Arkansas	02
County:	
Cleburne	
Jackson	
Van Buren	
White	
Woodruff	
Northeastern Arkansas	02
County:	
Clay	
Craighead	
Greene	
Lawrence	
Mississippi	
Poinsett	
Randolph	

PSYCHIATRIC CARE: California

Area Listing

Catchment area name	Degree of shortage group
Delano	02
County: Kern	
Parts of county: C.T. 46-50	
East Contra Costa	04
County: Contra Costa	
Parts of county:	
C.T. 3010, 3020, 3031, 3032, 3040, 3050, 3060, 3071, 3072, 3080, 3090, 3100, 3110, 3120, 3131, 3132, 3141, 3142	
Ridgecrest/China Lake/Indian Wells Valley	02
County: Kern	
Parts of county: C.T. 53, 54, 55.01, 55.02, 56-59	
Taft	01
County: Kern	
Parts of county: C.T. 33.01, 34-36	
Trinity County	02

PSYCHIATRIC CARE: California

Population Group Listing

Population group name	Degree of shortage group
Spanish Speaking Pop. of Fruitvale Service Area (La Clinica de la Raza)	04
County: Alameda	
Parts of county: C.T. 4052-4059, 4060-4066, 4070-4073, 4076-4078, 4082-4084, 4086-4089, 4095-4098, 4101	

PSYCHIATRIC CARE: California

Facility Listing

Facility name	Degree of shortage group
Metropolitan State Hospital	03
County: Los Angeles	

PSYCHIATRIC CARE: California—Continued

Facility Listing

Facility name	Degree of shortage group
Parts of county: Norwalk	

PSYCHIATRIC CARE: Colorado

Area Listing

Catchment area name	Degree of shortage group
Midwestern Colorado Catchment Area 8001	02
County:	
Delta	
Gunnison	
Hinsdale	
Montrose	
Ouray	
San Miguel	
Huerfano-Las Animas (Part of Catchment Area 08010)	01
County:	
Las Animas	
Huerfano	
Northwest Colorado	01
County:	
Grand	
Jackson	
Moffat	
Routt	
San Luis Valley	03
County:	
Alamosa	
Conejos	
Costilla	
Mineral	
Rio Grande	
Saguache	

PSYCHIATRIC CARE: Connecticut

Area Listing

Catchment area name	Degree of shortage group
Catchment Area 14	02
County: Windham	
Parts of county:	
Brooklyn	
Canterbury	
Eastford	
Killingly	
Plainfield	
Pomfret	
Putnam	
Sterling	
Thompson	
Greater Bridgeport	01
County: Fairfield	
Parts of county:	
C.T. 713 through 717	
C.T. 728	
C.T. 740 through 744	

PSYCHIATRIC CARE: Delaware

Area Listing

Catchment area name	Degree of shortage group
Kent County	03
Sussex County	03

PSYCHIATRIC CARE: Florida

Area Listing

Catchment area name	Degree of shortage group
De Soto County	01
Hardee County	01
Mental Health Catchment Area 3C	02
County:	
Citrus	
Hernando	
Marion	
Mental Health Catchment Area #12016:	
County:	
Highlands	01
Seminole	03
South Central Florida	03
County:	
Hendry	
Glades	
Lee	
Eastern Collier	02
County: Collier	
Parts of County:	
Everglades	
Immokalee	
Suwannee River	01
County:	
Dixie	
Gilcrest	
Levy	
Santa Rosa Mental Health Catchment Area	02
County: Santa Rosa	
Mental Health Catchment Area 3A	02
County:	
Bradford	
Columbia	
Hamilton	
Lafayette	
Suwanee	
Union	

PSYCHIATRIC CARE: Florida

Facility Listing

Facility name	Degree of shortage group
Baker Correctional Inst	01
County: Baker	
Florida and Marion Correctional Inst.	02
County: Marion	
N. Florida Eval. and Treatment Ctr	03
County: Alacaua	

PSYCHIATRIC CARE: Georgia

Area Listing

Catchment area name	Degree of shortage group
Mental Health Service Area 19 (McIntosh Trail)	02
County:	
Butts	
Fayette	
Henry	
Lamar	
Pike	
Spalding	
Upson	
Kirkwood Subregion	02
County: De Kalb	
Parts of county:	
C.T. 202-209	
Mental Health Catchment Area 031—Pineland	02

PSYCHIATRIC CARE: Georgia—Continued

Area Listing

Catchment area name	Degree of shortage group
County:	
Appling	
Bulloch	
Candler	
Evans	
Jeff Davis	
Tattnall	
Toombs	
Wayne	
Mental Health Catchment Area 034—Hinesville Portion	01
County:	
Bryon	
Liberty	
Long	
McIntosh	
Mental Health Catchment Area 034—Camden Portion	01
County: Camden	
Georgia Highlands	02
County:	
Cherokee	
Fannin	
Gilmer	
Murray	
Pickens	
Whitfield	
South Central Fulton Catchment Area	01
County: Fulton	
Parts of county: C.T.s 44-50, 52, 53, 55.01, 55.02, 56-58, 63, 64, 67-73	
West Fulton Catchment Area	02
County: Fulton	
Parts of county: C.T.s 60-62, 77.01, 77.02, 78.02, 78.03, 78.04, 79, 80, 81.01, 81.02 82.01, 82.02, 83.01, 83.02, 84, 85, 86.01, 86.02, 87.01, 87.02, 88, 103	

PSYCHIATRIC CARE: Georgia

Facility Listing

Facility name	Degree of shortage group
Central State Hospital (Milledgeville)	03
County: Baldwin	
Georgia Mental Health Inst.	03
County: De Kalb	
Georgia Regional Hospital (Atlanta)	03
County: De Kalb	
Georgia Regional Hospital (Augusta)	02
County: Richmond	
Georgia Regional Hospital (Savannah)	03
County: Chatam	
Northwest Georgia Regional Hospital (Rome)	01
County: Floyd	
Southwestern State Hospital (Thomasville)	01
County: Thomas	
West Central Georgia Regional Hospital (Columbus)	03
County: Muscogee	

PSYCHIATRIC CARE: Hawaii

Facility Listing

Facility name	Degree of shortage group
Hawaii State Hospital	02
County: Honolulu	

PSYCHIATRIC CARE: Illinois

Area Listing

Catchment area name	Degree of shortage group
Catchment Area #22	02
County:	
Clay	
Crawford	
Edwards	
Effingham	
Fayette	
Jasper	
Lawrence	
Marion	
Richland	
Wabash	
Wayne	
Catchment Area #23	02
County:	
Franklin	
Gallatin	
Hamilton	
Jefferson	
Saline	
White	
Williamson	
Catchment Area #25	03
County:	
Alexander	
Hardin	
Jackson	
Johnson	
Masiac	
Perry	
Pope	
Pulaski	
Union	
Catchment Area #78	02
County: Bond	
Catchment Area #82	02
County:	
Monroe	
Randolph	
Washington	
La Salle County	02

PSYCHIATRIC CARE: Illinois

Facility Listing

Facility name	Degree of shortage group
Joliet Correctional Inst	02
County: Will	
Statesville Correctional Inst	02
County: Will	

PSYCHIATRIC CARE: Indiana

Area Listing

Catchment area name	Degree of shortage group
Gary CMHC	02
County: Lake:	
Parts of county: C.T. 101, 102, 102.99, 103-124, 411-415	
Midtown CMHC	04
County: Marion:	
Parts of county: C.T. 3503-3510, 3515-3533, 3541-3563, 3567-3574, 3576-3580	

PSYCHIATRIC CARE: Iowa

Area Listing

Catchment area name	Degree of shortage group
Mental Health Catchment Area #1	02
County:	
Allamakee	
Clayton	
Fayette	
Howard	
Winneshiek	
Mental Health Catchment Area #2	02
County:	
Cerro Gordo	
Floyd	
Franklin	
Hancock	
Kossuth	
Mitchell	
Winnebago	
Worth	
Mental Health Catchment Area #3	02
County:	
Buena Vista	
Clay	
Dickinson	
Emmett	
Lyon	
O'Brien	
Osceola	
Palo Alto	
Sioux	
Mental Health Catchment Area #4	04
County:	
Cherokee	
Ida	
Monona	
Plymouth	
Woodbury	
Mental Health Catchment Area #5	03
County:	
Calhoun	
Hamilton	
Humboldt	
Pocahontas	
Webster	
Wright	
Mental Health Catchment Area #6	04
County:	
Hardin	
Marshall	
Poweshiek	
Tama	
Mental Health Catchment Area #7-A	01
County:	
Bremer	
Butler	
Chickasaw	
Mental Health Catchment Area #8	03
County:	
Delaware	
Dubuque	
Jackson	
Mental Health Catchment Area #11-A	02
County:	
Boone	
Story	
Mental Health Catchment Area #11-D	01
County:	
Jasper	
Marion	
Mental Health Catchment Area #12	01
County:	
Audubon	
Carroll	
Crawford	
Greene	
Guthrie	
Sac	
Catchment #13-A (N. Portion)	01
County: Harrison	

PSYCHIATRIC CARE: Iowa—Continued

Area Listing

Catchment area name	Degree of shortage group
Catchment #13-A (S. Portion)	01
County: Fremont	
Catchment #13-B	03
County:	
Cass	
Montgomery	
Page	
Shelby	
Mental Health Catchment Area #14	02
County:	
Adair	
Adams	
Clarke	
Decatur	
Ringgold	
Taylor	
Union	
Mental Health Catchment Area #15	02
County:	
Appanoose	
Davis	
Jefferson	
Keokuk	
Lucas	
Mahaska	
Monroe	
Van Buren	
Wapello	
Wayne	
Mental Health Catchment Area #16	04
County:	
Des Moines	
Henry	
Lee	
Louisa	

PSYCHIATRIC CARE: Iowa

Facility Name

Facility name	Degree of shortage group
Men's Reformatory	03
County: Jones	
State Penitentiary	03
County: Lee	

PSYCHIATRIC CARE: Kansas

Area Listing

Catchment area name	Degree of shortage group
Mental Health Area I	03
County:	
Cheyenne	
Decatur	
Ellis	
Gove	
Graham	
Logan	
Ness	
Norton	
Osborne	

PSYCHIATRIC CARE: Kansas—Continued

Area Listing

Catchment area name	Degree of shortage group
Phillips	
Rawlins	
Rocks	
Rush	
Russell	
Sheridan	
Sherman	
Smith	
Thomas	
Trego	
Wallace	
Mental Health Area II	02
County:	
Clark	
Comanche	
Edwards	
Finney	
Ford	
Grant	
Gray	
Greeley	
Hamilton	
Haskell	
Hodgeman	
Kearney	
Kiowa	
Lane	
Meade	
Morton	
Scott	
Seward	
Stanton	
Stevens	
Wichita	
Mental Health Area 3A	04
County:	
Dickinson	
Ellsworth	
Lincoln	
Ottawa	
Saline	
Mental Health Area 3B	04
County:	
Clay	
Cloud	
Geary	
Jewell	
Marshall	
Mitchell	
Pottawatomie	
Republic	
Riley	
Washington	
Mental Health Area 4A	04
County:	
Barker	
Barton	
Harper	
Kingman	
Pownee	
Pratt	
Reno	
Rice	
Stafford	
Mental Health Area V	02
County:	
Butler	
Chase	
Cowley	
Coffee	
Greenwood	
Lyon	
Morris	

PSYCHIATRIC CARE: Kansas—Continued

Area Listing

Catchment area name	Degree of shortage group
Osage	
Summer	
Wahaunsee	

PSYCHIATRIC CARE: Kentucky

Area Listing

Catchment area name	Degree of shortage group
Buffalo Trace	02
County:	
Bracken	
Fleming	
Lewis	
Mason	
Robertson	
Cumberland River Catchment A	02
County:	
Clay	
Jackson	
Laurel	
Rockcastle	
Whitley	
Cumberland River Catchment B	02
County:	
Bell	
Harlan	
Knox	
Gateway Catchment Area	02
County:	
Bath	
Menifee	
Montgomery	
Morgan	
Rowan	
Kentucky Region 7A	04
County:	
Boone	
Carroll	
Gallatin	
Grant	
Kenton	
Owens	
Kentucky Region 7B	03
County:	
Campbell	
Pendleton	
Region V Catchment Area	02
County:	
Breckinridge	
Grayson	
Hardin	
Larue	
Marion	
Meade	
Nelson	
Washington	
Upper Kentucky River	02
County:	
Breathitt	
Knott	
Lee	
Leslie	
Letcher	
Owsley	
Perry	
Wolfe	
Region XI Catchment Area	02

PSYCHIATRIC CARE: Kentucky—Continued

Area Listing

Catchment area name	Degree of shortage group
County:	
Floyd	
Johnson	
Magoffin	
Martin	
Pike	

PSYCHIATRIC CARE: Kentucky

Facility Listing

Facility name	Degree of shortage group
Western State Hospital	03
County: Christian	

PSYCHIATRIC CARE: Louisiana

Area Listing

Catchment area name	Degree of shortage group
Catchment Area 7-C	02
Parish:	
De Soto	
Natchitoches	
Red River	
Sabine	
Calcasieu Parish	04
Terrebonne Service Area	02
Parish:	
Lafourche	
St. Mary	
Catchment Area 8 A/B	02
Parish:	
Caldwell	
Franklin	
East Carroll	
Madison	
Morehouse	
Ouachita	
Richland	
Tensas	
West Carroll	
Lower 9th Ward Catchment Area	01
Parish: Orleans	
Parts of County: C.T.s 7.01, 9.01, 9.02, 9.03, 9.04	
Desire/Florida Catchment Area	04
Parish: Orleans	
Parts of County: C.T.s 14.01, 14.02, 16, 17.03, 17.06, 17.14, 11 (N. of Derbigny), 15 (N. of Derbigny)	

PSYCHIATRIC CARE: Maine

Area Listing

Catchment area name	Degree of shortage group
Aroostook County	02
East Maine	01
County: Piscataquis	
Kennebec Valley	03
County: Somerset	
Tri-County	01

PSYCHIATRIC CARE: Maine—Continued

Area Listing

Catchment area name	Degree of shortage group
County: Oxford	

PSYCHIATRIC CARE: Maine

Facility Listing

Facility name	Degree of shortage group
Maine Correctional Inst.	01
County: Statewide	

PSYCHIATRIC CARE: Maryland

Area Listing

Catchment area name	Degree of shortage group
Allegany-Garrett	04
County:	
Allegany	
Garrett	
Eastern Shore (Catchment Area 24019)	04
County:	
Caroline	
Cecil	
Kent	
Queen Annes	
Talbot	

PSYCHIATRIC CARE: Massachusetts

Area Listing

Catchment area name	Degree of shortage group
Crew Area	04
County: Suffolk	
Parts of county:	
Chelsea	
Revere	
E. Boston	
Winthrop	
Dorchester	04
County: Suffolk	
Parts of County:	
C.T. 901, 919, 923, 924	
C.T. 1001 through 1011	
New Bedford	02
County: Bristol	
Parts of County:	
Acushnet	
Dartmount	
Fairhaven	
New Bedford City	
County: Plymouth	
Parts of County:	
Marion	
Mattapoisett	
Rochester	
Wareham	
Plymouth	02
County: Plymouth	
Parts of County:	
Cowver	
Duxbury	
Halifax	
Hanover	
Hanson	
Kingston	
Marshfield	

PSYCHIATRIC CARE: Massachusetts—Continued

Area Listing

Catchment area name	Degree of shortage group
Pembroke	
Plymouth	
Plympton	
Somerville	04
County: Middlsex	
Parts of County:	
Summerville City	

PSYCHIATRIC CARE: Massachusetts

Population Group Listing

Population group name	Degree of shortage group
Chinese-Speaking Pop. of South Boston	02
County: Suffolk	
Parts of county:	
C.T. 701 through 712	

PSYCHIATRIC CARE: Michigan

Area Listing

Catchment area name	Degree of shortage group
Cooper Country	02
County:	
Baroga	
Houghton	
Keweenaw	
Ontonagon	
Gogebic County	02
Traverse City	03
County:	
Antrim	
Benzie	
Grand Traverse	
Kalkoska	
Leelanau	
Manistee	
Ludington	02
County:	
Lake	
Mason	
Newaygo	
Oceana	
Mich CA #3/Wisc CA #6	
County:	
Dickenson	
Iron	
Menominee	
Florence (Wisc)	
Marinette (Wisc)	
Mt. Pleasant	02
County:	
Clare	
Isabella	
Mecosta	
Osceola	
Au Sable Valley Service Area	01
County:	
Iosco	
Ogemaw	
Oscoda	
Arenac	01
County: Arenac	
Southwest Detroit (Catchment Area #43)	03
County: Wayne	
Parts of county:	
C.T. 2-15, 20, 35-39, 41, 51-56, 58-64, 66-73, 101, 103-119, 121-123	
N. Woodward/Hamtramck (Catchment Area #48)	02

PSYCHIATRIC CARE: Michigan—Continued

Area Listing

Catchment area name	Degree of shortage group
County: Wayne	
Parts of county:	
C.T. 560-568, 571, 572, 601.01, 601.02, 602, 603.01, 603.02, 604-611, 612.01, 612.02, 613.01, 613.02, 614.01, 614.02, 615.01, 615.02, 616.01, 616.02, 951-961	
North Park (Catchment Area #49)	02
County: Wayne	
Parts of county:	
C.T. 168-177, 182, 251, 261.02, 263, 264, 301.01, 301.02, 302.01, 302.02, 305.02, 306.02, 307.01, 307.02, 901-913	
West Central (Catchment Area #52)	02
County: Wayne	
Parts of county:	
C.T. 201-213, 260, 261.01, 357.01, 357.02, 358.01, 358.02, 409.01, 409.02, 410.01, 410.02, 411.01, 411.02, 412.01, 412.02, 413.01, 413.02, 414.01, 414.02, 415.01, 415.02, 451.01, 451.02, 452.01, 452.02, 453.01, 453.02, 454.01, 454.02, 455.01, 455.02, 456.01, 456.02, 457.01, 457.02, 458.01, 458.02, 459.01, 459.02	

PSYCHIATRIC CARE: Michigan

Facility Listing

Facility name	Degree of shortage group
Wayne County Jail	02
Titus Greenwood Center (Serves Catchment Area #43)	02
County: Wayne	
Parts of county:	
C.T. 24	
Herman Kieffer Center (Serves Catchment Area #49)	02
County: Wayne	
Parts of county:	
C.T. 188	

PSYCHIATRIC CARE: Minnesota

Area Listing

Catchment area name	Degree of shortage group
Fergus Falls	02
County:	
Becker	
Clay	
Douglas	
Grant	
Otter Trail	
Pope	
Stevens	
Traverse	
Wilkin	
Bemidji	02
County:	
Beltrami	
Clearwater	
Hubbard	
Lake of the Woods	
Mahnomen	
Crookston	01
County:	
Kittson	
Marshall	
Norman	
Pennington	

PSYCHIATRIC CARE: Minnesota—Continued

Area Listing

Catchment area name	Degree of shortage group
Polk	
Red Lake	
Roseau	

PSYCHIATRIC CARE: Minnesota

Facility Listing

Facility name	Degree of shortage group
Anoka State Hospital	03
County: Anoka	
Moose Lake State Hospital	01
County: Carlton	
St. Peter Regional Treatment Ctr	03
County: Nicollet	

PSYCHIATRIC CARE: Mississippi

Area Listing

Catchment area name	Degree of shortage group
Mental Health Catchment Area #1	01
County:	
Coahoma	
Quitman	
Tallahatchie	
Tunica	
Mental Health Catchment Area #2	02
County:	
Calhoun	
De Soto	
Lafayette	
Marshall	
Panola	
Tate	
Yalo Busha	
Mental Health Catchment Area #3	02
County:	
Benton	
Chickasaw	
Itawamba	
Lee	
Monroe	
Pontotoc	
Union	
Mental Health Catchment Area #4	01
Alcorn	
Prentiss	
Tippah	
Tishomingo	
Mental Health Catchment Area #5	02
County:	
Bolivar	
Issaquena	
Sharkey	
Washington	
Mental Health Catchment Area #6	02
County:	
Attala	
Carroll	
Grenada	
Holmes	
Humphreys	
Le Flore	
Montgomery	
Sunflower	
Mental Health Catchment Area #7	02
County:	
Choctaw	
Clay	
Lowndes	
Noxubee	
Oktibbeha	
Webster	
Winston	
Mental Health Catchment Area #10	04

PSYCHIATRIC CARE: Mississippi—Continued

Area Listing

Catchment area name	Degree of shortage group
County:	
Clarke	
Jasper	
Kemper	
Lauderdale	
Leake	
Neshoba	
Newton	
Scott	
Smith	
Mental Health Catchment Area #11	01
County:	
Adams	
Amiterson	
Claiborne	
Franklin	
Jefferson	
Lawrence	
Lincoln	
Pike	
Walthall	
Wilkinson	
Mental Health Catchment Area #12	04
County:	
Covington	
Forrest	
Greene	
Jefferson Davis	
Jones	
Lamar	
Marion	
Perry	
Wayne	
Mental Health Catchment Area #13	03
County:	
Hancock	
Harrison	
Pearl River	
Stone	
Mental Health Catchment Area #14	02
County:	
George	
Jackson	
Mental Health Catchment Area #15	02
County:	
Warren	
Yazoo	

PSYCHIATRIC CARE: Montana

Area Listing

Catchment area name	Degree of shortage group
Lewistown Service Area (Part of Montana Region II Catchment Area)	01
County:	
Fergus	
Judith Basin	
Petroleum	
Wheatland	
Eastern Montana—Region I (Catchment Area 30005)	02
County:	
Carter	
Custer	
Daniels	
Dawson	
Fallon	
Garfield	
McCone	
Phillips	
Powar River	
Prairie	
Richland	
Roosevelt	
Rosebud	
Sheridan	
Treasure	
Valley	
Wibaux	
Lake County	01

PSYCHIATRIC CARE: Montana—Continued

Area Listing

Catchment area name	Degree of shortage group
Lincoln County	01
Mineral County	01
Ravalli County	01
Sanders County	01

PSYCHIATRIC CARE: Montana

Facility Listing

Facility name	Degree of shortage group
Warm Springs State Hospital County: Deer Lodge	03

PSYCHIATRIC CARE: Nebraska

Area Listing

Catchment area name	Degree of shortage group
Blue Valley CMHC	02
County:	
Gage	
Jefferson	
Johnson	
Nemaha	
Otoe	
Pawnee	
Richardson	
Thayer	
Great Plains CMHC	02
County:	
Arthur	
Chase	
Dawson	
Dundy	
Frontier	
Gosper	
Grant	
Hayes	
Hitchcock	
Hooker	
Keith	
Lincoln	
Logan	
McPherson	
Perkins	
Red Willow	
Thomas	
Mid-Nebraska CMHC	02
County:	
Blaine	
Custer	
Garfield	
Greeley	
Hall	
Hamilton	
Howard	
Loup	
Merrick	
Sherman	
Valley	
Wheeler	
Northern Nebraska CMHC	02
County:	
Antelope	
Boone	
Boyd	
Brown	
Burt	
Cedar	

PSYCHIATRIC CARE: Nebraska—Continued

Area Listing

Catchment area name	Degree of shortage group
Colfax	
Cuming	
Dakota	
Dixon	
Holt	
Keya Paha	
Knox	
Madison	
Nance	
Pierce	
Platte	
Rock	
Stanton	
Thurston	
Wayne	
Panhandle CMHC	03
County:	
Banner	
Box Butte	
Cheyenne	
Dawes	
Deuel	
Garden	
Kimball	
Morrill	
Scotts Bluff	
Sheridan	
Sioux	
Pioneer CMHC	02
County:	
Butler	
Fillmore	
Polk	
Saline	
Saunders	
Seward	
York	
South Central CMHC	04
County:	
Adams	
Buffalo	
Clay	
Franklin	
Furnas	
Harlan	
Kearney	
Nuckolls	
Phelps	
Webster	
Catchment #8 (Immanuel)	04
County: Douglas:	
Parts of county:	
C.T. 2-6, 60-63, 65.02, 73.01, 75	
County:	
Dodge	
Washington	

PSYCHIATRIC CARE: Nevada

Area Listing

Catchment area name	Degree of shortage group
Catchment Area 32004 (Rural Nevada Mental Health Catchment Area)	01
County:	
Churchill	
Douglas	
Elko	
Esmeralda	
Eureka	

PSYCHIATRIC CARE: Nevada—Continued

Area Listing

Catchment area name	Degree of shortage group
Humboldt	
Lander	
Lincoln	
Lyon	
Mineral	
Nye	
Pershing	
Storey	
White Pine	

PSYCHIATRIC CARE: New Hampshire

Area Listing

Catchment area name	Degree of shortage group
Mental Health Region I	02
County:	
Carroll	
Coos	
Grafton	
Parts of county:	
Bath Twn	
Benton Twn	
Bethlehem Twn	
Easton Twn	
Franconia Twn	
Haverhill Twn	
Landoff Twn	
Lincoln Twn	
Lisbon Twn	
Littleton Twn	
Lyman Twn	
Monroe Twn	
Piermont Twn	
Sugar Hill Twn	
Warren Twn	
Waterville Valley Twn	
Woodstock Twn	

PSYCHIATRIC CARE: New Hampshire

Facility Listing

Facility Name	Degree of shortage group
New Hampshire Hospital County: Merrimack	03

PSYCHIATRIC CARE: New Jersey

Area Listing

Catchment area name	Degree of shortage group
Atlantic County	04
Cape May County	02
Gloucester County	04
Newark	04
County: Essex	
Parts of county: Catchment Area: 4 (all); 5 (all); 6 (C.T. 43-46, 48.01, 51-56, 58)	
Ocean County	02
Salem County	04
Sussex County	02
Warren County	03

PSYCHIATRIC CARE: New Mexico

Area Listing

Catchment area name	Degree of shortage group
McKinley County	01
New Mexico Planning District I	01
County:	
Catron	
Grant	
Hidalgo	
Luna	

PSYCHIATRIC CARE: New York

Area Listing

Catchment area name	Degree of shortage group
Cortland County	02
St. Lawrence County	02
Lewis County	02
Jefferson County	03

PSYCHIATRIC CARE: New York

Facility Listing

Facility	Degree of shortage group
Bronx Psychiatric Center	04
County: Bronx	
Harlem Valley Psychiatric Center	04
County: Dutchess	

PSYCHIATRIC CARE: North Carolina

Area Listing

Catchment area name	Degree of shortage group
Surry-Yadkin Catchment Area	01
County:	
Surry	
Yadkin	
GVFW Mental Health Catchment Area	03
County:	
Granville	
Vance	
Franklin	
Warren	
Orange-Pearson Chatham Mental Health Catchment Area	02
County:	
Pearson	
Lee-Harnett Mental Health Catchment Area	02
County:	
Lee	
Harnett	
Halifax Mental Health Catchment Area	02
County: Halifax	
New River Mental Health Catchment Area	01
County:	
Alleghany	
Ashe	
Avery	
Watauga	
Wilkes	
Albemarle Catchment Area	02
County:	
Camden	
Chowan	
Currituck	
Dare	
Pasquotank	

PSYCHIATRIC CARE: North Carolina—Continued

Area Listing

Catchment area name	Degree of shortage group
Perquimans	
Duplin-Sampson Catchment Area	03
County:	
Duplin	
Sampson	
Edgecombe-Nash Catchment Area	02
County:	
Edgecombe	
Nash	
Lenoir Catchment Area	03
County: Lenoir	
Neuse Catchment Area	02
County:	
Carteret	
Craven	
Jones	
Pamlico	
Onslow Catchment Area	02
County: Onslow	
Roanoke-Chowan Catchment Area	02
County:	
Bertie	
Gates	
Hertford	
Northampton	
Tideland Catchment Area	02
County:	
Beaufort	
Hyde	
Martin	
Tyrell	
Washington	

PSYCHIATRIC CARE: North Dakota

Area Listing

Catchment area name	Degree of shortage group
Jamestown	02
County:	
Barnes	
Dickey	
Foster	
Griggs	
La Moure	
Logan	
McIntosh	
Stutsman	
Wells	
Devils Lake	01
County:	
Benson	
Cavalier	
Eddy	
Ramsey	
Rolette	
Towner	
Grand Forks	04
County:	
Grand Forks	
Nelson	
Pembina	
Walsh	
North Central	04
County:	
Bottineau	
Burke	
McHenry	
Mountrail	
Pierce	
Renville	

PSYCHIATRIC CARE: North Dakota—Continued

Area Listing

Catchment area name	Degree of shortage group
Ward	

PSYCHIATRIC CARE: Ohio

Area Listing

Catchment area name	Degree of shortage group
Brown County	02
Eastern Clermont County	02
County: Clermont	
Parts of County:	
Batavia Twp	
Franklin Twp	
Jackson Twp	
Monroe Twp	
Stonelick Twp	
Tate Twp	
Washington Twp	
Wayne Twp	
Williamsburg Twp	
Catchment Area #8	02
County:	
Belmont	
Harrison	
Monroe	
Catchment Area #32	03
County:	
Cochocton	
Guernsey	
Morgan	
Muskingum	
Noble	
Perry	
Catchment Area #33	02
County:	
Athens	
Hocking	
Vinton	
Catchment Area #34	02
County:	
Washington	
Catchment Area #35	04
County:	
Gallia	
Jackson	
Meigs	

PSYCHIATRIC CARE: Ohio

Facility Listing

Facility name	Degree of shortage group
Mental Health and Mental Retardation Center	01
County: Athens	
Cleveland Psychiatric Institute	04
County: Cuyahoga	
Fairhill Mental Hlth Ctr	04
County: Cuyahoga	
Central Ohio Receiving Hosp	04
County: Franklin	
Cambridge Mental Hlth Ctr	04
County: Guernsey	
Rollman Psychiatric Inst	04
County: Hamilton	
Lucas Co. Correction Ctr	01
County: Lucas	
Toledo Mental Hlth Ctr	04
County: Lucas	
Woodside Receiving Hosp	03
County: Mahoning	
Massillon State Hosp	04
County: Stark	
Fallsview Psychiatric Hosp	04

PSYCHIATRIC CARE: Ohio—Continued

Facility Listing

Facility name	Degree of shortage group
County: Summitt	

PSYCHIATRIC CARE: Oklahoma

Area Listing

Catchment area name	Degree of shortage group
Catchment Area #1	02
County:	
Craig	
Delaware	
Mayes	
Nowata	
Ottawa	
Rogers	
Washington	
Catchment Area #8	02
County:	
Caddo	
Comanche	
Cotton	
Harmon	
Jackson	
Jefferson	
Stephens	
Tillman	
Catchment Area #9	01
County:	
Beckham	
Blaine	
Custer	
Dewey	
Greer	
Kiowa	
Roger Mills	
Washita	

PSYCHIATRIC CARE: Oregon

Area Listing

Catchment area name	Degree of shortage group
Lincoln County	01
Catchment Area #14	04
County:	
Coos	
Curry	
Catchment Area #18	01
County:	
Baker	
Grant	
Harney	
Malheur	
Umatilla	
Union	
Wallowa	
Catchment Area I	02
County:	
Clatsop	
Tillamook	
Catchment Area II	02
County: Columbia	

PSYCHIATRIC CARE: Pennsylvania

Area Listing

Catchment area name	Degree of shortage group
Tioga 42041	03
County: Tioga	

PSYCHIATRIC CARE: Pennsylvania—Continued

Area Listing

Catchment area name	Degree of shortage group
Centre 42052	02
County: Centre	
Clearfield/Jefferson	02
County:	
Clearfield	
Jefferson	
Northumberland 42056/Columbia 42054	04
County:	
Columbia	
Montour	
Northumberland	
Snyder	
Union	
Mifflin-Juniata 42055	02
County:	
Juniata	
Mifflin	
Clinton-Lycoming 42053	04
County:	
Clinton	
Lycoming	
North Central Philadelphia	02
County: Philadelpha	
Parts of County: C.T. 151-155, 164-169, 171-175, 197-199, 200-204	
Catchment Area #11	03
County:	
Lackawanna	
Susquehanna	
Wayne	
Parts of county: C.T. 101, 102, 106-114	
Catchment Area 152	01
County: Chester	
Parts of County:	
CT 3032-3035	
CT 3061-3072	
CT 3077-3082	
Southwest Philadelphia	04
County: Philadelphia	
Parts of County:	
CT 52-92	

PSYCHIATRIC CARE: Rhode Island

Area Listing

Catchment area name	Degree of shortage group
Catchment Area #1	04
County: Providence	
Parts of county:	
Burrillville Twn	
Cumberland Twn	
Lincoln Twn	
N. Smithfield Twn	
Woonsocket City	
Catchment Area #4	04
County: Providence	
Parts of county:	
Cranston City	
Foster Twn	
Glocester Twn	
Johnston Twn	
N. Providence Twn	
Scituate Twn	
Smithfield Twn	
Catchment Area #5	04
County: Kent	
Parts of county:	
Coventry Twn	
East Greenwich Twn	
Warwick City	
West Greenwich Twn	
West Warwick Twn	
Catchment Area #6	03

PSYCHIATRIC CARE: Rhode Island—Continued

Area Listing

Catchment area name	Degree of shortage group
County: Washington	
Parts of county:	
Charlestown Twn	
Exeter Twn	
Hopkinton Twn	
Narragansett Twn	
New Shoreham Twn	
N. Kingstown Twn	
Richmond Twn	
S. Kingstown Twn	
Westerly Twn	
Catchment area #7	04
County: Bristol	
Parts of county:	
BarringtonTwn	
Bristol Twn	
Warren	
Providence	
Parts of county:	
E. Providence City	

PSYCHIATRIC CARE: South Carolina

Area Listing

Catchment area name	Degree of shortage group
Anderson County	04
Orangeburg Catchment Area	02
County:	
Bamberg	
Calhoun	
Orangeburg	
Columbia Mental Health Catchment Area	01
County:	
Fairfield	
Catchment Area #1B	02
County:	
Oconee	
Pickens	
Catchment Area #3	03
County:	
Cherokee	
Spartanburg	
Union	
Catchment Area #4	02
County:	
Chester	
Lancaster	
York	
Catchment Area #5	02
County:	
Abbeville	
Edgefield	
Greenwood	
Laurens	
McCormick	
New Berry	
Saluda	
Catchment Area #7	02
County:	
Darlington	
Florence	
Marion	
Catchment Area #8B	01
County:	
Berkeley	
Dorchester	
Catchment Area #9	02
County:	
Clarendon	
Kershaw	
Lee	
Sumter	
Catchment Area #10	02

PSYCHIATRIC CARE: South Carolina—Continued

Area Listing

Catchment area name	Degree of shortage group
County:	
Aiken	
Barnwell	
Catchment Area #11	02
County:	
Allendale	
Beaufort	
Colleton	
Hampton	
Jasper	
Orangeburg	
Catchment Area #12	01
County:	
Chesterfield	
Dillon	
Marlboro	
Catchment Area #13	03
County:	
Georgetown	
Horry	
Williamsburg	

PSYCHIATRIC CARE: South Carolina

Facility Listing

Facility name	Degree of shortage group
Earl E. Morriss Jr., State Mental Hospital	01
County: Fairfield	
Central Correctional Institution	02
County: Richland	
Kirkland Correctional Institution	02
County: Richland	
Manning Correctional Institution	02
County: Richland	
Women's Correctional Institution	02
County: Richland	

PSYCHIATRIC CARE: South Dakota

Area Listing

Catchment area name	Degree of shortage group
Catchment Area I (Lake Region)	01
County:	
Brookings	
Clark	
Codington	
Deuel	
Grant	
Hamlin	
Kingsbury	
Moody	
Roberts	
Catchment Area IV (Northeastern)	02
County:	
Brown	
Campbell	
Day	
Edmunds	
Faulk	
McPherson	
Marshall	
Potter	
Spink	

PSYCHIATRIC CARE: South Dakota—Continued

Area Listing

Catchment area name	Degree of shortage group
Walworth	
Catchment Area V (Central)	01
County:	
Buffalo	
Corson	
Dewey	
Gregory	
Haakon	
Hughes	
Hyde	
Jones	
Lyman	
Mellette	
Perkins	
Stanley	
Sully	
Todd	
Tripp	
Ziebach	
Catchment Area VII (Great Plains)	01
County:	
Aurora	
Beadle	
Brule	
Davison	
Hand	
Hanson	
Jerauld	
Miner	
Sanborn	

PSYCHIATRIC CARE: South Dakota

Facility Listing

Facility name	Degree of shortage group
Human Services Center	03
County: Yankton	
Redfield State Hospital and School	02
County: Spink	
State Penitentiary	01
County: Lincoln	

PSYCHIATRIC CARE: Tennessee

Area Listing

Catchment areas name	Degree of shortage group
Catchment Area #5	02
County:	
Claiborne	
Cocke	
Grainger	
Hamblen	
Jefferson	
Union	
Catchment Area #6	02
Anderson	
Campbell	
Roane	
Morgan	
Scott	
Catchment Area #8	02
County:	
Blount	

PSYCHIATRIC CARE: Tennessee—Continued

Area Listing

Catchment areas name	Degree of shortage group
Loudon	
Monroe	
Sevier	
Catchment Area #9	02
County:	
Cannon	
Clay	
Cumberland	
DeKalb	
Fentress	
Jackson	
Macon	
Overton	
Pickett	
Putnam	
Smith	
Van Buren	
Warren	
White	
Catchment Area #14	02
County:	
Cheatham	
Dickson	
Houston	
Humphreys	
Montgomery	
Robertson	
Stewart	
Catchment Area #15	02
County:	
Rutherford	
Sumner	
Trousdale	
Williamson	
Wilson	
Catchment Area #21	02
County:	
Benton	
Carroll	
Gibson	
Henry	
Catchment Area #22	02
County:	
Crockett	
Dryer	
Obion	
Weakley	
Catchment Area #23	02
County:	
Bedford	
Coffee	
Franklin	
Lincoln	
Moore	
Catchment Area #24	02
County:	
Chester	
Decatur	
Hardeman	
Hardin	
McNairy	

PSYCHIATRIC CARE: Tennessee

Facility Listing

Facility name	Degree of shortage group
Western Mental Health Institute	01
County: Hardeman	

PSYCHIATRIC CARE: Texas

Area Listing

Catchment area name	Degree of shortage group
Health Service Area 3	02
County:	
Brewster	
Culberson	
Hudspeth	
Jeff Davis	
Presidio	
Plainview Catchment Area	02
County:	
Bailey	
Briscoe	
Castro	
Floyd	
Hale	
Lamb	
Motley	
Parmer	
Swisher	

PSYCHIATRIC CARE: Utah

Area Listing

Catchment area name	Degree of shortage group
Five County	04
County:	
Beaver	
Garfield	
Iron	
Kane	
Washington	
Four Corners CMHC Catchment Area (49011)	02
County:	
Carbon	
Emery	
Grand	
San Juan	

PSYCHIATRIC CARE: Vermont

Area Listing

Catchment area name	Degree of shortage group
Northeast Kingdom Region II	02
County:	
Caledonia	
Essex	
Orleans	
Orange/Windsor	02
County:	
Orange	
Windsor	
Parts of County:	
Bethel	
Norwich	
Rochester	
Royalton	
Sharon	
Stockbridge	

PSYCHIATRIC CARE: Virginia

Area Listing

Catchment area name	Degree of shortage group
Allegheny county	02
Lee county	01
Wise county	01

PSYCHIATRIC CARE: Virginia—Continued

Area Listing

Catchment area name	Degree of shortage group
Planning District II	01
County:	
Buchanan	
Dickinson	
Russell	
Tazewell	
Planning District III	02
County:	
Bland	
Carroll	
Grayson	
Smyth	
Wythe	
Planning District XII	02
County:	
Franklin	
Henry	
Patrick	
Pittsylvania	
Middle Peninsula/Northern Neck	02
County:	
Essex	
Gloucester	
King & Queen	
King William	
Lancaster	
Mathews	
Middlesex	
Northumberland	
Richmond	
Westmoreland	
Eastern Shore of VA	01
County:	
Accomack	
Northampton	
Planning District XIV	01
County:	
Amelia	
Buckingham	
Charlotte	
Cumberland	
Lunenburg	
Nottoway	
Prince Edward	
Southside Community Catchment Area	02
County:	
Brunswick	
Halifax	
Mecklenburg	
City of South Boston	

PSYCHIATRIC CARE: Virginia

Facility Listing

Facility name	Degree at shortage group
Southwestern State Hospital	03
County: Smyth	

PSYCHIATRIC CARE: Washington

Area Listing

Catchment area name	Degree of shortage group
Adams-Grant	01
County:	
Adams	
Grant	
Clallam	01
Mental Health Catchment Area 19	02
County:	
Chelan	
Douglas	

PSYCHIATRIC CARE: Washington—Continued

Area Listing

Catchment area name	Degree of shortage group
Okanogan	
Washington	
Catchment Area 53021	01
County:	
Ferry	
Pend Oreille	
Stevens	
Catchment Area 53026	02
County:	
Asatin	
Garfield	
Whitman	
Grays Harbor-Pacific	02
County:	
Grays Harbor	
Pacific	

PSYCHIATRIC CARE: Washington

Facility Listing

Facility name	Degree of shortage group
Clearwater Corrections Center	03
County: Clallam	
Larch Corrections Center	03
County: Clark	
Firland Correctional Center	03
County: King	
Washington Correctionals Center	03
County: Mason	
Purdy Treatment Center for Women	03
County: Pierce	
Washington State Reformatory	03
County: Snokomish	
Washington State Penitentiary and Mental Health Unit	03
County: Walla Walla	
Seattle and King County Jails	01
County: King	
McNeill Island Correction Ctr	02
County: Pierce	

PSYCHIATRIC CARE: West Virginia

Area Listing

Catchment area name	Degree of shortage group
Central District	02
County:	
Braxton	
Doddridge	
Gilmer	
Harrison	
Lewis	
Catchment 202	03
County:	
Cabell	
Lincoln	
Mason	
Wayne	
Valley Comprehensive (Catchment Area 54006)	02
County:	
Marion	
Monongalia	
Preston	
Taylor	
Logan-Mingo	02
County:	
Logan	
Mingo	
Seneca Mental Health Catchment Area	02

PSYCHIATRIC CARE: West Virginia—Continued

Area Listing

Catchment area name	Degree of shortage group
County:	
Greenbriar	
Nicholas	
Pocahontas	
Webster	

PSYCHIATRIC CARE: West Virginia

Facility Listing

Facility name	Degree of shortage group
Huntington State Hospital	02
County: Cabell	
Lakin State Hospital	03
County: Mason	
Spencer State Hospital	01
County: Roane	
Weston State Hospital	01
County: Lewis	

PSYCHIATRIC CARE: Wisconsin

Area Listing

Catchment area name	Degree of shortage group
Douglas County	02
Catchment Area #2	02
County:	
Barron	
Burnett	
Polk	
Rusk	
Washburn	
Catchment Area #3	02
County:	
Ashland	
Bayfield	
Iron	
Price	
Sawyer	
Catchment Area #4	02
County:	
Forest	
Oneida	
Vilas	
Catchment Area #7	02
County:	
Dunn	
Pepin	
Pierce	
St. Croix	
Catchment Area #9	01
County:	
Buffalo	
Jackson	
Trempeleau	
Catchment Area #10	04
County:	
Clark	
Portage	
Taylor	
Wood	
Catchment Area #11	02
County:	
Menominee	

PSYCHIATRIC CARE: Wisconsin—Continued

Area Listing

Catchment area name	Degree of shortage group
Shawano	
Waupaca	
Catchment Area #15	01
County:	
Juneau	
Richland	
Sauk	
Catchment Area #16	01
County:	
Adams	
Columbia	
Marquette	
Catchment Area #21	02
County:	
Crawford	
Grant	
Green	
Iowa	
LaFayette	

PSYCHIATRIC CARE: Wyoming

Area Listing

Catchment area name	Degree of shortage group
Region II Mental Health	03
County:	
Campbell	
Crook	
Johnson	
Sheridan	
Weston	

PSYCHIATRIC CARE: American Samoa

Area Listing

Catchment area name	Degree of shortage group
Territory of American Samoa	01

PSYCHIATRIC CARE: Guam

Area Listing

Catchment area name	Degree of shortage group
Territory of Guam	02

PSYCHIATRIC CARE: Puerto Rico

Area Listing

Catchment area name	Degree of shortage group
Eastern	02
Municipio:	
Aguas Buenas	
Caguas	
Gurabo	

PSYCHIATRIC CARE: Puerto Rico—Continued

Area Listing

Catchment area name	Degree of shortage group
Humacao	
Juncos	
Las Peidras	
Maunabo	
Naguabo	
San Lorenzo	
Yabucoa	
Mayaguez	02
Municipio:	
Aguada	
Aguadilla	
Anasco	
Cabo Rojo	
Hormigueros	
Isabella	
Lajas	
Las Marias	
Maricao	
Mayagues	
Moca	
Rincon	
Sabana Grande	
San German	
San Sebastion	
Metropolitan	04
Municipio:	
Carolina	
Ceiba	
Guaynabo	
Loiza	
Luquillo	
Rio Grande	
San Juan	
Trujillo Acto	
Northern	02
Municipio:	
Arecibo	
Barceloneta	
Camuy	
Ciales	
Hatillo	
Lares	
Manati	
Morovis	
Quebredillas	
Vega Baja	
Northeastern	02
Municipio:	
Barranquitas	
Bayamon	
Borado	
Catano	
Comerio	
Corozal	
Naranjito	
Orocovis	
Toa Alta	
Tao Baja	
Vega Alta	
Southern	02
Municipio:	
Adjuntas	
Arroyo	
Coamo	
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Guayama	
Guayanilla	
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[FR Doc. 83-19734 Filed 8-18-83; 8:45 am]
BILLING CODE 4160-16-T

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

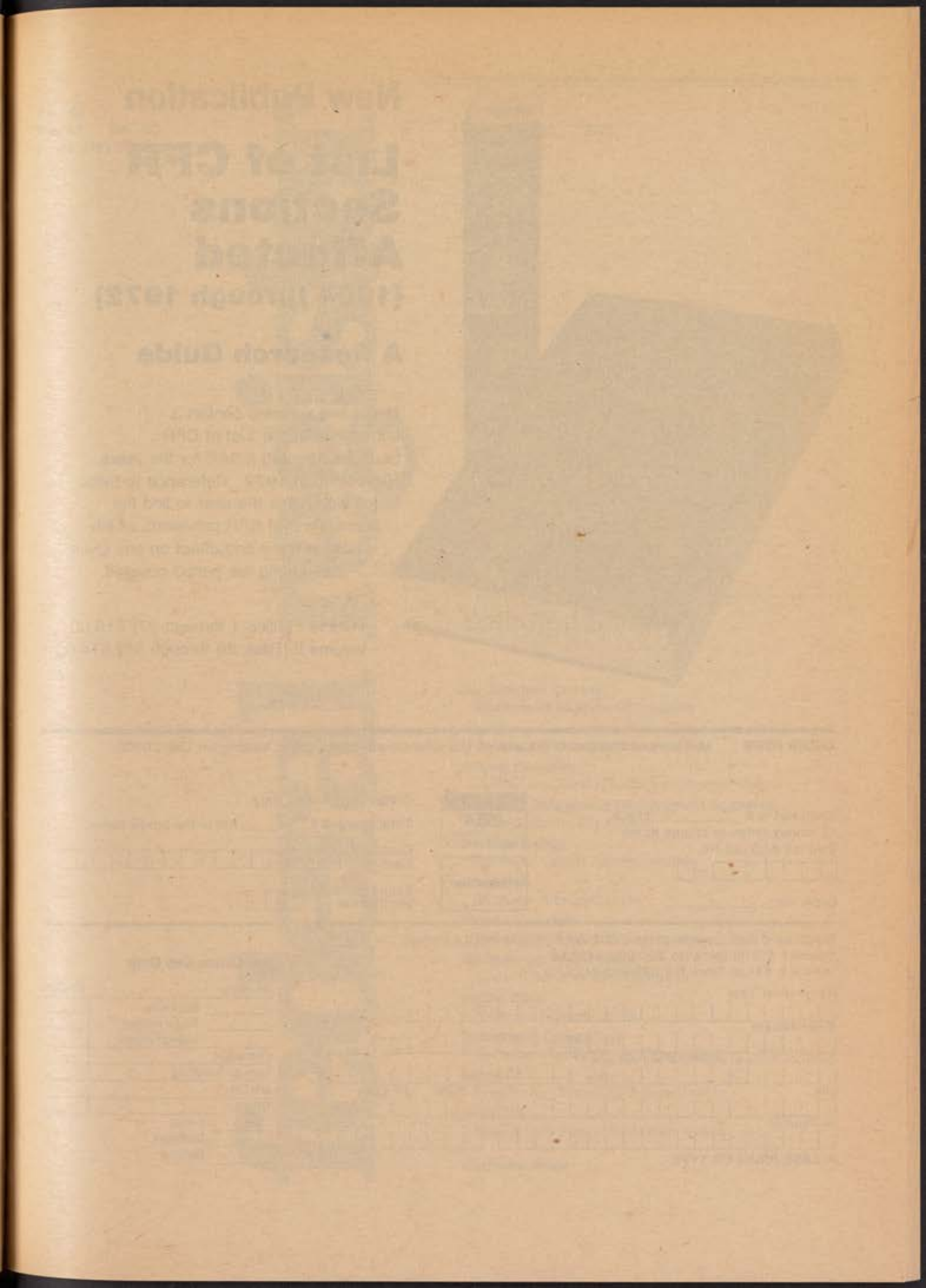
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Note: On August 9, 1983, the Office of the Federal Register announced termination of the formal program of agency publication on assigned days of the week, effective August 22, 1983. See 48 FR 36197.

List of Public Laws

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's **List of Public Laws.**

Last Listing August 18, 1983





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